

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and First
Legislature*

OF THE

STATE OF MAINE

1963

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Wednesday, January 30, 1963

The House met according to adjournment and was called to order by the Speaker.

Prayer by the Rev. Mr. Alton Maxell of Augusta.

The journal of yesterday was read and approved.

Papers from the Senate

From the Senate: The following Communication: (S. P. 258)

STATE OF MAINE
OFFICE OF THE GOVERNOR
Augusta

January 23, 1963

The Honorable President
of the Senate
The Honorable Speaker
of the House

Honorable Members of the
One Hundred and First Legislature
Gentlemen:

It is with great personal gratitude on behalf of myself and the citizens of the State of Maine, that I transmit to you herewith, a communication from the Honorable Percival P. Baxter, former Governor of the State of Maine, received by me on January 22, 1963. This communication is self-explanatory and sets forth the desire of the Honorable Percival P. Baxter to obtain concurring Legislative action in the acceptance of a gift of 7,764 acres of forest land to the State of Maine.

On September 5, 1962, consistent with the authority vested in me by the provisions of the Revised Statutes, Chapter 11, Section 16, the Governor and Executive Council accepted on behalf of the State of Maine, a gift of this tract of land, to be added to previous gifts of forest land which now comprise the Baxter State Park.

An Act will be proposed for your consideration and concurrence in acceptance of this gift, in keeping with Mr. Baxter's request. I submit Mr. Baxter's generous offer with the observation that favorable consideration of the accompanying legislation is in the public interest and respectfully recommend your earliest favorable action.

This act of great generosity on the part of Mr. Baxter is further exemplification of the donor's continued interest in the preservation of the natural resources of our State for posterity.

Respectfully yours,

(Signed) JOHN H. REED
John H. Reed
Governor

Came from the Senate read and ordered placed on file.

In the House, the Communication was read and ordered placed on file in concurrence.

From the Senate: Communication from former Governor Percival Proctor Baxter (S. P. 259)

Came from the Senate read and ordered placed on file.

In the House, the Communication was read and ordered placed on file in concurrence.

(For complete letter see Senate Record of January 29)

From the Senate:

Bill "An Act Ratifying and Confirming the Acceptance by the State of Maine under a Resolve of the Governor and Executive Council dated September 5, 1962, of a Gift of Land in Trust Made by Percival Proctor Baxter, the same to be Added to Baxter State Park" (S. P. 260) (L. D. 719)

Came from the Senate given its several readings under suspension of the rules and passed to be engrossed without reference to a Committee.

In the House:

The SPEAKER: The Chair recognizes the gentleman from Bangor, Mr. Wellman.

Mr. WELLMAN: Mr. Speaker, I will shortly move that we suspend the rules so that we may accept this bill and give it its several readings today. However, before we undertake such action, I would like to make a few brief comments concerning this gift and its place in the total gifts that Governor Baxter has given to the State.

In 1931 he gave 7,000 acres which included the mountain itself in the park; in 1938 he gave 6,000 acres; in 1939, 6,000 acres; in 1940, 4,174 acres; in 1941, 12,000 acres; in 1942, another 12,000 acres; in 1943,

another 12,000 acres; in 1944, 24,000 acres; in 1945, 35,000 acres; in 1947, 10,000 acres; in 1949, 14,000 acres, and in 1955, 53,000 acres, making a total at that time of 193,254 acres.

During this period, he made a donation to help with the road construction in the park and also gave to the State his summer residence, Mackworth Island, and the bridge connecting it with the mainland, as a school for the deaf. In 1953 he gave \$675,000.00 in connection with that particular institution.

In the last session, you will remember, he gave \$498,000.00 in trust for the maintenance and care of Baxter State Park, and so now this Legislature is being asked to approve the action of the Council accepting 7,764 acres to complete a program for the State and the people of Maine of a park of 200,000 acres.

I think we should note in Governor Baxter's letter to Governor Gardiner in 1931 where he said: "I expect someday to see my ambition realized." This day is now here. His ambition has been realized. With great modesty Governor Baxter ends his letter to Governor Reed by saying: "This brings to an end an interesting incident in Maine history." I suggest to you that this is not an end, but this is rather a beginning, a beginning of a great Park and a great program for the people of the State of Maine and indeed for the people of this Country.

I now move, Mr. Speaker, that we suspend the rules so that we can give this bill its several readings today.

Thereupon, the Bill was given its three several readings under suspension of the rules and passed to be engrossed without reference to a Committee in concurrence.

From the Senate: The following Order:

ORDERED, the House concurring, in order that the record of the gift of Percival Proctor Baxter to the State of Maine as trustee in trust 7,764 acres in Township 2, Range 9, W.E.L.S., Piscataquis County, State of Maine, be complete and in enduring form, the

Communication dated January 3, 1963, addressed by said Baxter to the Honorable John H. Reed, Governor, and to the Honorable Senate and House of Representatives of the 101st Legislature, together with the message of Governor Reed transmitting such communication to the legislature, be printed in the Laws of 1963 (S. P. 261)

Came from the Senate read and passed.

In the House, the Order was read and passed in concurrence.

The SPEAKER: The Chair at this time would like to recognize in the gallery of the House the presence of the eighth and ninth grades of Norridgewock School comprising about 54 students, accompanied by their ninth grade teacher, Mr. Jones, and the eighth grade teacher, Mrs. Fitz. On behalf of the House, the Chair extends to you a most cordial and hearty welcome, and we trust that you will enjoy and profit by your visit with us today. (Applause)

From the Senate:

Bill "An Act Revising Laws for Registration and Licensing of Dogs on Reservation of Penobscot Tribe of Indians" (S. P. 220) (L. D. 605)

Came from the Senate referred to the Committee on Agriculture.

In the House, referred to the Committee on Agriculture in concurrence.

From the Senate:

Bill "An Act to Reactivate Maine Committee on Problems of the Mentally Retarded" (S. P. 203) (L. D. 513)

Bill "An Act Increasing Salaries of Justices of Supreme Judicial Court and Superior Court" (S. P. 221) (L. D. 606)

Bill "An Act Providing for Pilot Study of Forest Land Valuations" (S. P. 223) (L. D. 607)

Bill "An Act Appropriating Monies to the Employment Security Commission to Match Federal Funds under Manpower Development and Training Act of 1962" (S. P. 224) (L. D. 608)

Bill "An Act Increasing Salary of Official Court Reporters" (S. P. 228) (L. D. 609)

Resolve Appropriating Funds for Advisory Committee on Education (S. P. 204) (L. D. 514)

Resolve relating to Research and Experimental Work in Relation to the Culture of Sugar Beets in Maine (S. P. 222) (L. D. 610)

Resolve Appropriating Moneys to State Board of Education to Match Federal Funds under the Manpower Development and Training Act (S. P. 229) (L. D. 611)

Came from the Senate referred to the Committee on Appropriations and Financial Affairs.

In the House, referred to the Committee on Appropriations and Financial Affairs in concurrence.

From the Senate:

Bill "An Act to Incorporate 'The Maine Association of Life Underwriters, Incorporated'" (S. P. 238) (L. D. 612)

Came from the Senate referred to the Committee on Business Legislation.

In the House, referred to the Committee on Business Legislation in concurrence.

From the Senate:

Resolve in favor of Lloyd Talbot of Portland (S. P. 205) (L. D. 515)

Resolve in favor of the Town of Holden (S. P. 239) (L. D. 613)

Resolve Providing Funds for the Emergency Medical Care of George C. Abbott, Jr. (S. P. 240) (L. D. 614)

Resolve in favor of Allie P. Lewis, of Palmyra, for Property Damage (S. P. 241) (L. D. 615)

Resolve in favor of Allie P. Lewis, of Palmyra, for Well Damage (S. P. 242) (L. D. 616)

Resolve to Reimburse Beatrice Pitcher of Steuben for Well Damage by Highway Construction (S. P. 243) (L. D. 617)

Came from the Senate referred to the Committee on Claims.

In the House, referred to the Committee on Claims in concurrence.

From the Senate:

Resolve Proposing an Amendment to the Constitution to Elect the Attorney General by the People (S. P. 244) (L. D. 618)

Came from the Senate referred to the Committee on Constitutional

Amendments and Legislative Reapportionment.

In the House, referred to the Committee on Constitutional Amendments and Legislative Reapportionment in concurrence.

From the Senate:

Bill "An Act Repealing the Teaching of Military Tactics at the University of Maine" (S. P. 245) (L. D. 619)

Came from the Senate referred to the Committee on Education.

In the House, referred to the Committee on Education in concurrence.

From the Senate:

Bill "An Act relating to Adoption of Ordinances by Penobscot Tribe of Indians" (S. P. 246) (L. D. 620)

Came from the Senate referred to the Committee on Health and Institutional Services.

In the House, referred to the Committee on Health and Institutional Services in concurrence.

Tabled and Assigned

From the Senate:

Bill "An Act relating to Redistribution of Axle Loads on Commercial Vehicles" (S. P. 206) (L. D. 516)

Came from the Senate referred to the Committee on Highways.

(In the House, on motion of Mr. Minsky of Bangor, tabled pending reference and specially assigned for Wednesday, February 6.)

From the Senate:

Resolve Appropriating Money for Increased Publications of Recreation Promotional Literature (S. P. 215) (L. D. 525)

Came from the Senate referred to the Committee on Industrial and Recreational Development.

In the House, referred to the Committee on Industrial and Recreational Development in concurrence.

On motion of the gentlewoman from Chelsea, Mrs. Shaw, House Rule 25 was suspended for the remainder of today's session in order to permit smoking.

From the Senate:

Resolve Regulating Fishing in Certain Waters of Somerset and Kennebec Counties (S. P. 207) (L. D. 517)

Resolve Providing for Repair of Dam at Chain of Ponds, Franklin County (S. P. 208) (L. D. 518)

Resolve Providing for Stocking Dead River Waters with Rainbow Trout (S. P. 209) (L. D. 519)

Resolve Regulating Fishing in Kennebec River, Franklin County (S. P. 210) (L. D. 520)

Resolve Regulating Fishing in Long Pond, Sandy River Plantation, Franklin County (S. P. 211) (L. D. 521)

Resolve Regulating Fishing in Certain Waters in Franklin County (S. P. 212) (L. D. 522)

Resolve Regulating Fishing in Moose River, Somerset County (S. P. 247) (L. D. 621)

Came from the Senate referred to the Committee on Inland Fisheries and Game.

In the House, referred to the Committee on Inland Fisheries and Game in concurrence.

From the Senate:

Bill "An Act Amending Certain Statutes to Conform to the District Court Law" (S. P. 150) (L. D. 581)

Bill "An Act Amending the Criminal Sanctions Provisions of the Banking Law" (S. P. 213) (L. D. 523)

Resolve Authorizing Anthony M. Look and the A. M. Look Canning Company to Sue the State of Maine (S. P. 248) (L. D. 622)

Came from the Senate referred to the Committee on Judiciary.

In the House, referred to the Committee on Judiciary in concurrence.

From the Senate:

Bill "An Act relating to Employment of Minors under Sixteen Years of Age" (S. P. 214) (L. D. 524)

Came from the Senate referred to the Committee on Labor.

In the House, referred to the Committee on Labor in concurrence.

From the Senate:

Bill "An Act relating to Terms of Office of Commissioners of the Portland Renewal Authority" (S. P. 216) (L. D. 632)

Came from the Senate referred to the Committee on Legal Affairs.

In the House, referred to the Committee on Legal Affairs in concurrence.

From the Senate:

Bill "An Act Increasing Number of Superintending School Committee of Town of Milo" (S. P. 249) (L. D. 623)

Came from the Senate referred to the Committee on Municipal Affairs.

In the House, referred to the Committee on Municipal Affairs in concurrence.

From the Senate:

Bill "An Act to Prevent Pollution of the Waters of Floods Pond and Burnt Pond" (S. P. 250) (L. D. 624)

Bill "An Act to Change the Name of Serpentine Stream, Somerset County, to Harlow Stream" (S. P. 251) (L. D. 625)

Came from the Senate referred to the Committee on Natural Resources.

In the House, referred to the Committee on Natural Resources in concurrence.

From the Senate:

Bill "An Act relating to Election of Trustees of and Meetings of East Boothbay Water District" (S. P. 252) (L. D. 626)

Bill "An Act Creating the Damariscotta Sewage District" (S. P. 253) (L. D. 627)

Came from the Senate referred to the Committee on Public Utilities.

In the House, referred to the Committee on Public Utilities in concurrence.

From the Senate:

Resolve in favor of Arthur O. Payson of Brooks (S. P. 254) (L. D. 628)

Resolve Providing Increases in Retirement Allowances for Certain Retired Fish and Game Wardens (S. P. 255) (L. D. 629)

Resolve Increasing Retirement Benefit of Irving W. Small of Milbridge (S. P. 256) (L. D. 630)

Came from the Senate referred to the Committee on Retirements and Pensions.

In the House, referred to the Committee on Retirements and Pensions in concurrence.

From the Senate:

Bill "An Act relating to Transfer of Certain Land by the State to the City of Portland" (S. P. 217) (L. D. 526)

Bill "An Act relating to Transfer of Certain Land to the State by the City of Portland" (S. P. 218) (L. D. 527)

Came from the Senate referred to the Committee on State Government.

In the House, referred to the Committee on State Government in concurrence.

From the Senate:

Resolve Appropriating Money for School Building for Hope Training School in Rumford (S. P. 219) (L. D. 528)

Came from the Senate referred to the Committee on Towns and Counties.

In the House, referred to the Committee on Towns and Counties in concurrence.

Senate Reports of Committees Ought to Pass

Report of the Committee on Inland Fisheries and Game reporting "Ought to pass" on Bill "An Act relating to Number of Catch of Fish in Aroostook County" (S. P. 34) (L. D. 27)

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed.

In the House, the Report was read and accepted in concurrence, the Bill read twice and tomorrow assigned.

From the Senate: The following Communication: (S. P. 257)

**MAINE
CONSTITUTIONAL COMMISSION**

January 23, 1963

To the Honorable House and Senate of the 101st Legislature
State House, Augusta, Maine
Members:

I have the honor to transmit to you herewith the Second Report of

the Maine Constitutional Commission.

Very truly yours,

(Signed) FRED C. SCRIBNER Jr.
Fred C. Scribner, Jr.
President

Came from the Senate read and with accompanying Report (L. D. 631) referred to the Committee on Constitutional Amendments and Legislative Reapportionment.

In the House, the Communication was read and with accompanying Report (L. D. 631) referred to the Committee on Constitutional Amendments and Legislative Reapportionment in concurrence.

From the Senate: The following Communication: (S. P. 286)

**STATE OF MAINE
OFFICE OF THE GOVERNOR
Augusta**

January 23, 1963

The Honorable President
of the Senate

The Honorable Speaker
of the House

Honorable Members of the
One Hundred and First Legislature
Gentlemen:

In compliance with Senate Paper 197, an Order creating a Committee to study, determine and report to the 101st Legislature, on or before April 1, 1963, its recommendation for a site for the re-location of the Boys' Training Center, I hereby appoint to this committee the following members:

Niran C. Bates, Director, Bureau of Public Improvements

Walter F. Ulmer, Commissioner, Department of Mental Health and Corrections

Respectfully yours,

(Signed) JOHN H. REED
John H. Reed
Governor

Came from the Senate read and ordered placed on file.

In the House, the Communication was read and ordered placed on file in concurrence.

The following Communication:

THE SENATE OF MAINE
Augusta

January 29, 1963

Hon. Harvey R. Pease
Clerk of the House of
Representatives
101st Legislature

Sir:

The President of the Senate to-day appointed as Senate members to the Interstate Cooperation Commission:

Senators:

ATHERTON of Penobscot
EDMUNDS of Aroostook
Respectfully,

(Signed) CHESTER T. WINSLOW
Chester T. Winslow
Secretary of the Senate

The Communication was read and ordered placed on file.

Messages and Documents

The following Communication: (H. P. 622)

STATE OF MAINE
HOUSE OF REPRESENTATIVES
Augusta

To the Honorable Members
of the House and Senate
of the 101st Legislature
State House
Augusta, Maine

Ladies and Gentlemen:

I have the honor to present to you the Report of the Interim Joint Committee created by the 100th Legislature to study the Employment Security Law.

Respectfully submitted

INTERIM JOINT COMMITTEE

(Signed) By PETER A. THAANUM
Peter A. Thaanum,
Chairman

The Communication was read and ordered placed on file, 2,000 copies of the accompanying Report ordered printed in pamphlet form, and sent up for concurrence.

**Petitions, Bills and Resolves
Requiring Reference**

The following Bills and Resolves were received and, upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

Judiciary

Petition of Lucien T. Turmenne to the 101st Maine State Legislature, filed under Article I, Section 15, of the State Constitution (H. P. 561)

Sent up for concurrence.

Appropriations and Financial Affairs

Bill "An Act Appropriating Funds for Teaching and Maintenance Positions at Maine Vocational Technical Institute" (H. P. 562) (Presented by Mr. Brown of South Portland)

(Ordered Printed)

Bill "An Act Providing for Development of State Parks and the Issuance of not Exceeding One Million Five Hundred Thousand Dollars of State of Maine Bonds for the Financing Thereof" (H. P. 563) (Presented by Mr. Hardy of Hope)

(Ordered Printed)

Sent up for concurrence.

Tabled and Assigned

Bill "An Act Providing for 'Breath-Test-Meters'" (H. P. 564) (Presented by Mr. Waterman of Auburn)

(On motion of Mr. Rust of York, tabled pending reference and specially assigned for tomorrow.)

Resolve Providing Funds to the Washington County Development Authority for Development of Recreational Areas (H. P. 565) (Presented by Mr. Davis of Calais)

(Ordered Printed)

Resolve Appropriating Money for New Position in Department of Economic Development to Specialize on In-state Industrial Development (H. P. 566) (Presented by Mr. Gilbert of Edgington)

(Ordered Printed)

Resolve Appropriating Money for Addition of Photographer I, Department of Economic Development (H. P. 567) (Presented by Mr. Osgood of Corinna)

(Ordered Printed)

Sent up for concurrence.

**Business Legislation
Tabled and Assigned**

Bill "An Act Revising the Savings Bank Law" (H. P. 568) (Presented by Mr. Easton of Winterport)

(On motion of Mr. Easton of Winterport, tabled pending refer-

ence and specially assigned for tomorrow.)

Claims

Resolve in favor of Everett L. Scott of Calais (H. P. 569) (Presented by Mr. Davis of Calais)
(Ordered Printed)

Resolve in favor of Harold Thompson of Calais (H. P. 570) (Presented by same gentleman)
(Ordered Printed)

Resolve in favor of The Builders Supply Company, of Hallowell (H. P. 571) (Presented by Mr. Gifford of Manchester)
(Ordered Printed)
Sent up for concurrence.

Constitutional Amendments and Legislative Reapportionment

Resolve Proposing an Amendment to the Constitution to Eliminate the Office of Treasurer of State (H. P. 572) (Presented by Mr. Cartier of Biddeford)
(Ordered Printed)

Resolve relating to Apportionment of Representatives from Penobscot County (H. P. 573) (Presented by Mr. Dudley of Enfield)
(Ordered Printed)

Resolve Proposing an Amendment to the Constitution to Abolish the Council and Make Changes in the Matter of Gubernatorial Appointments and Their Confirmation (H. P. 574) (Presented by same gentleman)
(Ordered Printed)

Resolve Proposing an Amendment to the Constitution for Appointment of Attorney General by the Governor with Consent of the Senate (H. P. 575) (Presented by Mr. Lowery of Brunswick)
(Ordered Printed)

Resolve Proposing an Amendment to the Constitution for Appointment of Secretary of State by the Governor with Consent of the Senate (H. P. 576) (Presented by same gentleman)
(Ordered Printed)

Resolve Proposing an Amendment to the Constitution to Require a Roll Call Vote upon all Bills on Final Passage (H. P. 577) (Presented by Mr. Plante of Old Orchard Beach)
(Ordered Printed)

Sent up for concurrence.

Education

Bill "An Act to Create a School Administrative District in the Town of Scarborough" (H. P. 578) (Presented by Mr. Coulthard of Scarborough)

(Ordered Printed)
Sent up for concurrence.

Highways

Bill "An Act Providing for Rental Fees to Convert Subdivisions of State with the State Police Typewriter System" (H. P. 579) (Presented by Mr. Pierce of Bucksport)

(Ordered Printed)

Resolve Authorizing State Highway Commission to Construct Sidewalk on Oceanside of U. S. Route 1-A in Town of York (H. P. 580) (Presented by Mr. Rust of York)

(Ordered Printed)

Resolve Authorizing State Highway Commission to Extend Approaches of any New Maine-New Hampshire Bridge to Provide Access to Interstate Highway in Town of York (H. P. 581) (Presented by same gentleman)

(Ordered Printed)

Resolve Authorizing State Highway Commission to Plan and Construct Interchange to Interstate Highway in Town of York (H. P. 582) (Presented by same gentleman)

(Ordered Printed)

Resolve Authorizing Maine Turnpike Authority to Plan and Construct Interchange to Maine Turnpike in Town of York (H. P. 583) (Presented by same gentleman)

(Ordered Printed)

Resolve Authorizing Survey and Plans for an Interchange to the Maine Turnpike in the Town of York (H. P. 584) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

Inland Fisheries and Game

Bill "An Act Providing for a Bounty on Bears" (H. P. 585) (Presented by Mr. Cookson of Glenburn)

(Ordered Printed)

Bill "An Act Prohibiting Dogs Running at Large" (H. P. 586) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Changing Name of Inland Fish and Game Wardens to Conservation Officers" (H. P. 587) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act relating to Instruction to Minors in Firearms Safety" (H. P. 588) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act relating to Sale of Publications of Department of Inland Fisheries and Game" (H. P. 589) (Presented by Mr. Humphrey of Augusta)

(Ordered Printed)

Bill "An Act relating to Closed Time on Deer in Certain Counties" (H. P. 590) (Presented by Mr. Wade of Skowhegan)

(Ordered Printed)

Resolve Regulating Fishing in Certain Waters in Washington County (H. P. 591) (Presented by Mr. Davis of Calais)

(Ordered Printed)

Resolve Regulating Fishing in Upper Cold Stream Pond, Penobscot County (H. P. 592) (Presented by Mr. Dudley of Enfield by request)

(Ordered Printed)

Resolve Regulating Fishing in Knox County (H. P. 593) (Presented by Mr. Knight of Rockland)

(Ordered Printed)

Resolve Regulating Fishing in Jones Pond, Hancock County (H. P. 594) (Presented by Mr. Young of Gouldsboro)

(Ordered Printed)

Sent up for concurrence.

Judiciary

Bill "An Act relating to Eminent Domain under Maine Housing Authorities Act" (H. P. 595) (Presented by Mr. Cottrell of Portland)

(Ordered Printed)

Bill "An Act Providing for Penalty for Violating Ordinances for Protection of Pedestrians" (H. P. 596) (Presented by Mr. Knight of Rockland)

(Ordered Printed)

Bill "An Act Vesting United States Game Management Agents with Powers of Fish and Game Wardens" (H. P. 597) (Presented by Mr. Wade of Skowhegan)

(Ordered Printed)

Sent up for concurrence.

Legal Affairs

Bill "An Act Prohibiting Operation of Business on Sunday and Certain Holidays" (H. P. 598) (Presented by Mr. Choate of Windsor) (1,000 copies Ordered Printed)

Bill "An Act Providing Local Option to Prohibit Operations of Business on Sunday and Certain Holidays" (H. P. 599) (Presented by same gentleman)

(1,000 copies Ordered Printed)

Bill "An Act Repealing Laws Permitting and Prohibiting Certain Business on Sunday and Holidays" (H. P. 600) (Presented by same gentleman)

(1,000 copies Ordered Printed)

Bill "An Act Releasing Interest of State in Certain Land in Poland, Androscoggin County" (H. P. 601) (Presented by Mr. Foster of Mechanic Falls)

(Ordered Printed)

Sent up for concurrence.

Liquor Control

Bill "An Act relating to Reporting System for Payment of Malt Liquor Excise Taxes" (H. P. 602) (Presented by Mr. Chapman of Norway)

(Ordered Printed)

Sent up for concurrence.

Municipal Affairs

Bill "An Act to Grant a Council Manager Charter to the City of Lewiston" (H. P. 603) (Presented by Mr. Bussiere of Lewiston)

(Ordered Printed)

Bill "An Act Increasing Salaries of Members of Council of City of Portland" (H. P. 604) (Presented by Mr. Cottrell of Portland)

(Ordered Printed)

Bill "An Act Amending the Charter of the City of Brewer" (H. P. 605) (Presented by Mr. MacLeod of Brewer)

(Ordered Printed)

Bill "An Act Providing for Civil Service for the Old Orchard Beach Police Department" (H. P. 606) (Presented by Mr. Plante of Old Orchard Beach)

(Ordered Printed)

Bill "An Act Amending Certain Provisions of the Charter of the Town of Old Orchard Beach" (H. P. 607) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act relating to Sick Leave for Employees of Public Works Department of City of Lewiston" (H. P. 608) (Presented by Mr. Poirier of Lewiston)
(Ordered Printed)

Bill "An Act Repealing Pittsfield Water Company and Transferring Assets to the Town of Pittsfield" (H. P. 609) (Presented by Mr. Susi of Pittsfield)

(Ordered Printed)
Sent up for concurrence.

Public Utilities

Bill "An Act Transferring South Portland Sewerage District to City of South Portland" (H. P. 610) (Presented by Mr. Gustafson of South Portland)

(Ordered Printed)

Bill "An Act relating to Transportation to Islands in Casco Bay" (H. P. 611) (Presented by Mr. Tynedale of Kennebunkport)

(Ordered Printed)
Sent up for concurrence.

Retirements and Pensions

Bill "An Act relating to Retirement Allowance of Policemen and Firemen under State Retirement System" (H. P. 612) (Presented by Mr. Cote of Lewiston)

(Ordered Printed)
Sent up for concurrence.

State Government

Bill "An Act relating to Mileage and Expenses for Members of Legislature" (H. P. 613) (Presented by Mr. Berry of Cape Elizabeth)

(Ordered Printed)

Resolve Authorizing Treasurer of State to Convey Certain Island in Penobscot County (H. P. 614) (Presented by Mr. Dudley of Enfield by request)

(Ordered Printed)
Sent up for concurrence.

Towns and Counties

Bill "An Act Increasing Salaries of Clerk of Courts, Sheriff and County Treasurer of Washington County" (H. P. 615) (Presented by Mr. Davis of Calais)

(Ordered Printed)

Bill "An Act relating to Effective Date for Salary Increase for County

Officers" (H. P. 616) (Presented by Mr. Dudley of Enfield)

(Ordered Printed)

Bill "An Act Increasing Salaries of Certain County Officials of Franklin County" (H. P. 617) (Presented by Mr. Jones of Farmington)

(Ordered Printed)

Bill "An Act Increasing Salary of Clerk of Courts of Kennebec County" (H. P. 618) (Presented by Mr. Philbrick of Augusta)

(Ordered Printed)

Bill "An Act Increasing Salaries of Sheriff, Register of Deeds and Register of Probate of Kennebec County" (H. P. 619) (Presented by same gentleman)

(Ordered Printed)
Sent up for concurrence.

Transportation

Bill "An Act relating to Operation of Farm Trailers without Registration" (H. P. 620) (Presented by Mr. Choate of Windsor)

(Ordered Printed)
Sent up for concurrence.

Welfare

Bill "An Act Requiring State and Municipal Consultation on Aid to Dependent Children" (H. P. 621) (Presented by Mr. Hardy of Hope)

(Ordered Printed)
Sent up for concurrence.

Orders

On motion of Mr. Mendes of Topsham, it was

ORDERED, that Mr. Dostie of Winslow and Mr. Noel of Waterville be excused from attendance this week because of illness.

House Reports of Committees Leave to Withdraw

Mr. Brewer from the Committee on Claims on Resolve to Reimburse Town of Brownville for Freight Charges on Surplus Foods Distributed to Unorganized Territory (H. P. 197) (L. D. 266) reported Leave to Withdraw.

Mr. Anderson from the Committee on Inland Fisheries and Game reported same on Bill "An Act Reducing Fee for Tagging and Marking Beaver Skins" (H. P. 145) (L. D. 196)

Mr. Wade from same Committee reported same on Bill "An Act

Eliminating Fee for Tagging and Marking Fisher Skins" (H. P. 143) (L. D. 194)

Reports were read and accepted and sent up for concurrence.

Ought Not to Pass

Mr. Susi from the Committee on Claims reported "Ought not to pass" on Resolve in favor of Earle M. Hinkley of Gardiner (H. P. 21) (L. D. 46)

Mr. Cookson from the Committee on Inland Fisheries and Game reported same on Bill "An Act relating to Nonresident Hunting License Fees" (H. P. 144) (L. D. 195)

Mr. Hawkes from same Committee reported same on Bill "An Act Increasing Nonresident Fishing License Fee" (H. P. 147) (L. D. 198)

Mr. Reynolds from same Committee reported same on Bill "An Act Increasing Bounty on Bobcat" (H. P. 106) (L. D. 150)

Reports were read and accepted and sent up for concurrence.

Ought to Pass Printed Bills

Mr. Blouin from the Committee on Business Legislation reported "Ought to pass" on Bill "An Act to Incorporate the Public Finance Corporation of Houlton" (H. P. 188) (L. D. 257)

Mr. Oberg from same Committee reported same on Bill "An Act to Incorporate the Public Finance Corporation of Ellsworth" (H. P. 187) (L. D. 256)

Mr. Scott from same Committee reported same on Bill "An Act to Incorporate the Public Finance Corporation of Lincoln, Me." (H. P. 189) (L. D. 258)

Same gentleman from same Committee reported same on Bill "An Act to Incorporate the Public Finance Corporation of Northern Maine" (H. P. 191) (L. D. 260)

Mrs. Vaughn from same Committee reported same on Bill "An Act to Incorporate the Public Finance Corporation of Biddeford" (H. P. 186) (L. D. 255)

Mr. Watkins from same Committee reported same on Bill "An Act to Incorporate the Public Finance Corporation of Belfast" (H. P. 185) (L. D. 254)

Same gentleman from same Committee reported same on Bill "An Act to Incorporate the Public Finance Corporation of Portland No. 2" (H. P. 190) (L. D. 259)

Mr. Benson from the Committee on Inland Fisheries and Game reported same on Bill "An Act Creating the Hog Island Game Sanctuary" (H. P. 146) (L. D. 197)

Same gentleman from same Committee reported same on Resolve Regulating Ice Fishing on Lake Wassookeag, Dexter, Penobscot County (H. P. 107) (L. D. 151)

Mr. Cookson from same Committee reported same on Resolve Opening Kingsbury Pond and Mayfield Pond to Smelt Fishing (H. P. 108) (L. D. 152)

Mr. Hawkes from same Committee reported same on Bill "An Act Permitting Hunting by Bow and Arrow on Swan Island, Hancock County" (H. P. 105) (L. D. 149)

Mr. Wade from same Committee reported same on Resolve relating to Ice Fishing and Night Fishing on Indian Pond, Somerset and Piscataquis Counties (H. P. 150) (L. D. 201)

Reports were read and accepted, the Bills read twice, Resolves read once, and tomorrow assigned.

Passed to Be Engrossed

Bill "An Act relating to Time of Filing Changes in Certificate of Organization of Corporations" (H. P. 10) (L. D. 17)

Bill "An Act relating to Amount of Property Held by Old Folks Home at Bath" (H. P. 12) (L. D. 22)

Bill "An Act Amending the Charter of the Town of Houlton School District" (H. P. 120) (L. D. 164)

Bill "An Act relating to Prohibition of Discrimination under Personnel Law" (H. P. 130) (L. D. 173)

Bill "An Act Changing Name of Maine State Park Commission to Maine State Park and Recreation Commission" (H. P. 132) (L. D. 175)

Bill "An Act Imposing a Tax on the Unorganized Territory within the Maine Forestry District for Spruce Budworm Control" (H. P. 134) (L. D. 177)

Resolve Regulating Taking of Smelts from Mud Lake, Aroostook County (H. P. 43) (L. D. 66)

Were reported by the Committee on Bills in the Third Reading, Bills read the third time, Resolve read the second time, all passed to be engrossed and sent to the Senate.

Amended Bill

Bill "An Act to Incorporate the 'Fundy Loan Company'" (H. P. 91) (L. D. 135)

Was reported by the Committee on Bills in the Third Reading, read the third time, passed to be engrossed as amended by Committee Amendment "A" and sent to the Senate.

The SPEAKER: The Chair at this time would like to recognize the 26 students from the class in American Government of Rockland District High School, accompanied by their teacher, Mr. Lincoln Johnson.

The Chair on behalf of the House extends to you ladies and gentlemen a most cordial and warm welcome, and we trust that you will enjoy and profit by your visit with us here today. (Applause)

Orders of the Day

The Chair laid before the House the first tabled and today assigned matter:

HOUSE REPORT — Ought not to Pass — Committee on Inland Fisheries and Game on Bill "An Act relating to Method of Taking Smelts in Fish River Chain of Lakes, Aroostook County." (H. P. 37) (L. D. 60)

Tabled — January 24, by Mr. Gallant of Eagle Lake.

Pending — Acceptance.

On motion of Mr. Plante of Old Orchard Beach, retabled pending acceptance of Committee Report and specially assigned for Wednesday, February 13.

The Chair laid before the House the second tabled and today assigned matter:

Bill "An Act Amending the Charter of the City of Presque Isle." (S. P. 184) (L. D. 483) — (Comes from the Senate Referred to the Committee on Legal Affairs.)

Tabled — January 29, by Mr. Wellman of Bangor.

Pending — Acceptance.

On motion of Mr. Wellman of Bangor, referred to the Committee on Municipal Affairs in non-concurrence and sent up for concurrence.

The Chair laid before the House the third tabled and today assigned matter:

Bill "An Act relating to Establishment of a Personnel Law for Certain Employees of the City of Lewiston." (H. P. 544) — (Committee on Reference of Bills suggested Committee on Municipal Affairs.)

Tabled — January 29, by Mr. Wellman of Bangor.

Pending — Reference.

On motion of Mr. Wellman of Bangor, referred to the Committee on Judiciary, ordered printed and sent up for concurrence.

The Chair laid before the House the fourth tabled and today assigned matter:

HOUSE REPORT — Ought to Pass — Committee on Municipal Affairs on Bill "An Act relating to Superintending School Committee of City of Ellsworth" (H. P. 119) (L. D. 163)

Tabled — January 29, by Mr. Anderson of Ellsworth.

Pending — Acceptance.

Thereupon, the "Ought to pass" Committee Report was accepted and the Bill read twice.

Mr. Anderson of Ellsworth offered House Amendment "A" and moved its adoption.

House Amendment "A" was read by the Clerk as follows:

HOUSE AMENDMENT "A" to H. P. 119, L. D. 163, Bill, "An Act Relating to Superintending School Committee of City of Ellsworth."

Amend said Bill, in the 28th line, by inserting after the underlined words "school committee" the underlined words 'shall consist of 5 members who'

House Amendment "A" was adopted and the Bill assigned for third reading tomorrow.

Order out of Order

On motion of Mr. Plante of Old Orchard Beach, it was

ORDERED, that Mr. Mower of Bangor be excused from attendance this week because of illness in the family.

The SPEAKER: The Chair recognizes the gentleman from Mexico, Mr. O'Leary.

Mr. O'LEARY: Mr. Speaker, I would like to know if the Clerk has in his possession House Paper 54, L. D. 77, "An Act relating to Mandatory Jail Sentence in Night Hunting Cases."

The SPEAKER: The Chair would inform the gentleman that the paper is in the possession of the House, with the Report "Ought not to pass."

Mr. O'LEARY: Mr. Speaker, I move we reconsider our action of yesterday whereby we accepted the Judiciary Committee's "Ought not to pass" Report on this bill.

The SPEAKER: The gentleman from Mexico, Mr. O'Leary, moves that the House reconsider its action whereby the "Ought not to pass" Report was accepted.

The Chair recognizes the gentleman from Belfast, Mr. Thornton.

Mr. THORNTON: Mr. Speaker, this bill was referred to the Committee on Judiciary, duly advertised, and a full hearing had, and the Committee was unanimous in reporting it "Ought not to pass."

This offense has a very severe penalty at the present time, and the Judges do have discretion in regard to imposing a jail sentence on the first offense. If the same man comes back a second time, they do not have that discretion; they are obliged to give him jail. Although the fine is extremely heavy, first offense is anywhere from \$200 to \$400; second offense from \$400 to \$800, and if a poor man is convicted and is unable to pay the fine, he has to lay it out in jail at the rate of one day in jail for every dollar of the fine.

The Committee was unanimous in feeling that this bill should not pass, and I hope this move to reconsider will not be accepted by the House.

The SPEAKER: The question before the House is the motion of the gentleman from Mexico, Mr. O'Leary, that the House reconsider its action whereby the "Ought not to pass" Report was accepted. Is the House ready for the question? All those in favor of reconsideration will say aye; those opposed, no.

A viva voce vote being taken, the motion did not prevail.

On motion of Mr. Wellman of Bangor, the House voted to take from the table the first tabled and unassigned matter:

Resolve, Authorizing the Building of a Private Road Across Portion of Mousam Lake, York County. (H. P. 446) (Committee on Reference of Bills suggested Committee on Inland Fisheries and Game.)

Tabled — January 24, by Mr. Wellman of Bangor.

Pending — Reference.

On further motion of the same gentleman, the Resolve was referred to the Judiciary Committee, ordered printed and sent up for concurrence.

Mr. Rust of York was granted unanimous consent to address the House briefly.

Mr. RUST: Mr. Speaker, Ladies and Gentlemen of the House: You have before you this morning several pages presented to you under the title "Maine Navy Seeks Conquests." Now this is a little news item which I would like to bring to your attention because it relates to two of our State Department's functions. It talks about Maine's one-ship navy is coursing southward today, loaded to her Plimsoll line with ammunition. The ship is the proud "State of Maine," operated by the cadets and midshipmen of the Maine Maritime Academy. The ammunition consists of over 100 feet of display material, large color transparencies and other materials advertising the atmosphere of Maine and the products which we produce here. This is a cooperative venture by the Maine Maritime Academy and the Department of Economic Development.

While these boys are on their cruise, they will make stops at a number of ports among which will be Kingston, Balboa, San Diego, San Francisco, Los Angeles, Cristobal, San Juan and New York City, and while in these ports of call our boys will be contacting various organizations in the area and also they will have this material on display for people who come on board to visit the ship while in port.

So far as we know, the State of Maine is the only State that conducts such a program, and it is

possibly because other states don't have the fine institution such as the Maine Maritime Academy, a school that in a relatively few years has become a highly regarded Maine institution, not only for the excellence of the job it does scholastically but for its determination to

boost Maine on any and all occasions. Thank you.

On motion of Mr. Childs of Portland,

Adjourned until one-thirty o'clock tomorrow afternoon.