

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

Tuesday, February 12, 1963

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

Prayer by the Rev. Mr. Gilbert N. Lemieux of the Notre Dame Church, Waterville.

The members stood at attention during the playing of the National Anthem.

The journal of the previous session was read and approved.

Papers from the Senate

From the Senate:

Bill "An Act relating to Establishment, Maintenance and Operation of Regional Technical and Vocational Centers" (S. P. 383) (L. D. 1086)

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 relating to Disposition of Convicts and Persons Detained in County Jails Alleged to be Mentally Ill" (S. P. 385) (L. D. 1088)

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.

From the Senate:

Bill "An Act Continuing the Committee on Aging" (S. P. 384) (L. D. 1087)

Came from the Senate referred to the Committee on Welfare.

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

From the Senate: The following Resolution: (S. P. 441)

STATE OF MAINE

In the Year of Our Lord One Thousand Nine Hundred and Sixty-three

JOINT RESOLUTION

WHEREAS, Colby College is observing this year the one hundred

fiftieth anniversary of the granting of its charter; and

WHEREAS, Colby College has, in the past century and a half, through the thousands of its graduates who have entered the fields of education, religion, law, medicine, business, industry and all walks of life, equipped with a preparation in the best liberal arts tradition, made a contribution in human resources of inestimable value to the State and Nation; and

WHEREAS, Colby College, by opening its doors to the general public for adult education classes, televised courses, public lectures, art exhibits and musical programs, and by offering its facilities to a large number of institutes, seminars and conferences, has thereby further greatly contributed to the cultural and educational life of the State; and

WHEREAS, Colby College enters upon the second half of its second century with the high distinction of being selected by one of the nation's great Foundations for a "Center of Excellence", thus envisaging even greater services and achievements in the coming years, be it

RESOLVED, That the Legislature of the State of Maine hereby extends to Colby College its congratulations on the occasion of this sesqui-centennial observance, and its best wishes for the future upon which the college enters with such great promise of enlarged opportunity for qualified Maine youth, and of further enhancement of the good name of our State; and be it further

RESOLVED, That an engrossed copy of these resolutions be forwarded by the Secretary of State to the President and Trustees of Colby College, to be filed with the records of the college.

Came from the Senate read and adopted.

In the House, the Resolution was read and adopted in concurrence.

The SPEAKER: At this time the Speaker takes great pleasure in recognizing in the balcony of the House a class of St. Joseph's from the Notre Dame Parish of Waterville, about 34 pupils accompanied by their teacher, Henry Poirier, Jr., and the Reverend Father Lem-

ieux, Director of the School, who said the opening prayer in the House this morning. These young people are the special guests of Representative Noel of Waterville.

On behalf of the House, the Chair extends to you young people a very warm and cordial greeting, and we trust that your meeting with us here this morning will be an enrichment to your future life in the State of Maine. (Applause)

Senate Reports of Committees Leave to Withdraw

Report of the Committee on Highways on Bill "An Act relating to Competitive Bidding on Highways, Bridges and Public Improvements" (S. P. 146) (L. D. 423) reporting Leave to Withdraw.

Report of the Committee on Judiciary reporting same on Bill "An Act relating to Responsibility for Injuries by Intoxicated Persons" (S. P. 110) (L. D. 338)

Came from the Senate read and accepted.

In the House, the Reports were read and accepted in concurrence.

Referred to Committee

Report of the Committee on Highways on Bill "An Act relating to Redistribution of Axle Loads on Commercial Vehicles" (S. P. 206) (L. D. 516) reporting that it be referred to the Committee on Transportation.

Came from the Senate with the Report read and accepted and the Bill referred to the Committee on Transportation.

In the House, the Report was read and accepted and the Bill referred to the Committee on Transportation in concurrence.

Ought to Pass

Report of the Committee on Business Legislation reporting "Ought to pass" on Bill "An Act to Incorporate the Seaboard Finance Company of Pine Tree" (S. P. 138) (L. D. 415)

Report of same Committee reporting same on Bill "An Act to Incorporate the Seaboard Finance Company" (S. P. 139) (L. D. 416)

Report of same Committee reporting same on Bill "An Act re-

lating to Use of Service Facilities by Banks" (S. P. 140) (L. D. 417)

Came from the Senate with the Reports read and accepted and the Bills passed to be engrossed.

In the House, the Reports were read and accepted in concurrence, the Bills read twice and tomorrow assigned.

Non-Concurrent Matter

House Joint Order relative to Parking Privileges for Members of Constitutional Commission (H. P. 316) which was passed in the House on January 17.

Came from the Senate indefinitely postponed in non-concurrence.

In the House: The House voted to recede and concur with the Senate.

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:

Education

Bill "An Act relating to the Educational Foundation Program Allowances" (H. P. 862) (Presented by Mr. Brewer of Bath)

(800 copies Ordered Printed)

Bill "An Act relating to Expenditures from Unorganized Territory Capital Working Fund" (H. P. 863)

(Presented by Mr. Whitney of Winn)

(Ordered Printed)

Sent up for concurrence.

Health and Institutional Services

Bill "An Act Revising Laws Relating to Hairdressers" (H. P. 864) (Presented by Mr. Humphrey of Augusta)

(800 copies Ordered Printed)

Bill "An Act relating to License Fee for Boarding Homes" (H. P. 865) (Presented by Mr. Binnette of Old Town)

(Ordered Printed)

Sent up for concurrence.

Highways

Bill "An Act relating to Weight of Commercial Vehicles" (H. P. 866) (Presented by Mr. Gifford of Manchester)

(Ordered Printed)

Sent up for concurrence.

Inland Fisheries and Game

Bill "An Act Providing for State-wide Open Season to Hunt Deer" (H. P. 867) (Presented by Mr. Ewer of Bangor)
(Ordered Printed)

Bill "An Act Clarifying the Use of Artificial Lights During Open Season for Hunting Deer" (H. P. 887) (Presented by Mr. Foster of Mechanic Falls)
(Ordered Printed)
Sent up for concurrence.

Judiciary

Bill "An Act relating to Statute of Limitations for Actions Against Tax Collectors" (H. P. 868) (Presented by Mr. Choate of Windsor)
(Ordered Printed)

Bill "An Act to Create the Office of Public Defender" (H. P. 869) (Presented by Mr. Edwards of Raymond)
(Ordered Printed)

Bill "An Act Prohibiting Throwing of Rocks at any Public or Private Transportation Conveyance" (H. P. 870) (Presented by Mr. Ewer of Bangor)
(Ordered Printed)

Sent up for concurrence.

Labor

Bill "An Act relating to Disqualification and Claims for Benefit and Employer's Contribution Rate under Employment Security Law" (H. P. 871) (Presented by Mr. Brown of Fairfield)
(1,500 copies Ordered Printed)

Bill "An Act relating to Partial Unemployment Benefits and Experience Rating Record under Employment Security Law" (H. P. 872) (Presented by same gentleman)
(1,500 copies Ordered Printed)

Sent up for concurrence.

Legal Affairs

Bill "An Act relating to Surrender of Motor Vehicle Operator's License to Secretary of State" (H. P. 873) (Presented by Mr. Waltz of Waldoboro)
(Ordered Printed)

Sent up for concurrence.

Liquor Control

Bill "An Act Providing Statewide Referendum on Retail Sale of Malt

Liquor" (H. P. 874) (Presented by Mr. Curtis of Bowdoinham)
(Ordered Printed)

Bill "An Act relating to Refund of Excise Taxes on Malt Beverages Sold to Maine Army National Guard Training Site" (H. P. 875) (Presented by Mr. Philbrick of Augusta)
(Ordered Printed)

Sent up for concurrence.

**Municipal Affairs
Tabled and Assigned**

Bill "An Act Repealing Laws Requiring Fences Around Burying Grounds" (H. P. 876) (Presented by Mr. Finley of Washington)

(On motion of Mr. Crockett of Freeport, tabled pending reference to Committee and specially assigned for Wednesday, February 20.)

Public Utilities

Bill "An Act relating to Certificate of Public Necessity for Transporting Freight for Hire as a Common Carrier" (H. P. 877) (Presented by Mr. Boothby of Livermore)
(Ordered Printed)

Bill "An Act Prohibiting Tampering with Railroad Switches, Lights and Signals" (H. P. 878) (Presented by Mr. Ewer of Bangor)
(Ordered Printed)

Bill "An Act relating to Margins on Railroad Yard Tracks for Safety of Employees" (H. P. 879) (Presented by same gentleman)
(Ordered Printed)

Bill "An Act Prohibiting the Misuse of Railroad Signal Equipment" (H. P. 880) (Presented by same gentleman)
(Ordered Printed)

Bill "An Act Providing for Rules and Regulations by Public Utilities Commission Concerning Safety and Shelter for Railroad Employees" (H. P. 881) (Presented by same gentleman)
(Ordered Printed)

Sent up for concurrence.

State Government

Bill "An Act to Create a Director of School Bus Transportation" (H. P. 882) (Presented by Mr. Smith of Strong)
(Ordered Printed)

Sent up for concurrence.

Taxation

Bill "An Act relating to Municipal Excise Taxes on Boats" (H. P. 883) (Presented by Mr. Albair of Caribou)

(Ordered Printed)

Bill "An Act relating to the Taxation of House Trailers" (H. P. 884) (Presented by Mr. Gilbert of Eddington)

(Ordered Printed)

Bill "An Act Abolishing Tax on Transient Rentals" (H. P. 885) (Presented by Mr. Plante of Old Orchard Beach)

(Ordered Printed)

Sent up for concurrence.

Transportation

Bill "An Act relating to Registration Fee for Semi-trailers" (H. P. 886) (Presented by Mr. Finley of Washington)

(Ordered Printed)

Sent up for concurrence.

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

Orders

On motion of Mr. Mendes of Topsham, it was

ORDERED, that Mr. Knight of Rockland be excused from attendance this week because of business.

Tabled and Assigned

Mr. Rand of Yarmouth presented the following Order and moved its passage:

ORDERED, that the following Rule be inserted in the Rules of the House after Rule 9:

'9A Whenever a Joint Standing or Select Committee shall determine that a member has unreasonably failed to attend meetings of a Joint Committee of which he is a member, the House Chairman of that Committee shall notify him of that fact and if the Representative in question fails to justify his absences to the satisfaction of the Committee, his office in the Committee shall become vacant. The House Chairman of the Committee shall so notify the Speaker of the House, who shall proceed to ap-

point another representative to the Committee.'

(On motion of Mr. Jalbert of Lewiston, tabled pending passage, ordered reproduced, and tomorrow assigned.)

On motion of Mr. Benson of Southwest Harbor, it was

ORDERED, that Mr. Pierce of Bucksport be excused from attendance on Wednesday, June 12, 1963, in order that he might attend the 40th anniversary of his class at Bowdoin College. (Applause)

**House Reports of Committees
Leave to Withdraw**

Mr. Foster from the Committee on Legal Affairs on Bill "An Act Revising the Maine Mechanic's Lien Law" (H. P. 236) (L. D. 304) reported Leave to Withdraw.

Report was read and accepted and sent up for concurrence.

**Ought Not to Pass
Tabled and Assigned**

Mr. Childs from the Committee on Judiciary reported "Ought not to pass" on Resolve Authorizing the Estate of Frank E. Lemli, Formerly of The Forks, Maine, to Sue the State of Maine (H. P. 382) (L. D. 551)

Report was read.

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

Mr. Boissonneau from the Committee on Legal Affairs reported "Ought not to pass" on Bill "An Act Revising the Beano or Bingo Laws" (H. P. 341) (L. D. 498)

Mr. Cope from same Committee reported same on Bill "An Act relating to Misappropriation of Funds Paid to Contractor for Building Purposes" (H. P. 235) (L. D. 303)

Mr. Cote from same Committee reported same on Bill "An Act Repealing the Beano Laws" (H. P. 378) (L. D. 553)

Mr. Wellman from same Committee reported same on Bill "An Act Repealing Pari Mutuel Horse Racing" (H. P. 379) (L. D. 554)

Mr. Bernard from the Committee on Liquor Control reported same on

Bill "An Act Prohibiting the Advertising of Price of Liquor" (H. P. 473) (L. D. 676)

Reports were read and accepted and sent up for concurrence.

**Ought to Pass in New Draft
New Draft Printed
Tabled and Assigned**

Mr. Smith from the Committee on Judiciary on Bill "An Act relating to Prohibition Against Loitering on Private Property or Peeking Therein" (H. P. 219) (L. D. 288) reported same in a new draft (H. P. 888) (L. D. 1184) under same title and that it "Ought to pass"

Report was read.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker, I would like to ask where the New Draft is?

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, poses a question, and the Chair would inform the gentleman that the New Draft is under Legislative Document 1184 and supposedly has been distributed to the members' desks.

Mr. JALBERT: Mr. Speaker, I would like to ask any member of the Judiciary Committee to explain this measure to us.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, poses a question through the Chair to any member of the Judiciary Committee who may answer if they wish.

The Chair recognizes the gentleman from Bar Harbor, Mr. Smith.

Mr. SMITH: Mr. Speaker, in order to enable — I move this be tabled until the next legislative day.

Thereupon, the Report and the New Draft were tabled pending acceptance of the Committee Report and specially assigned for tomorrow.

**Ought to Pass
Printed Bills**

Mr. Ward from the Committee on Agriculture reported "Ought to pass" on Bill "An Act relating to Certificates for Female Dogs" (H. P. 261) (L. D. 355)

Mr. Pease from the Committee on Judiciary reported same on Bill "An Act relating to Discharge in

Bankruptcy under Financial Responsibility Law" (H. P. 110) (L. D. 154)

Mr. Gilbert from the Committee on Legal Affairs reported same on Bill "An Act Clarifying the Corporate Powers of the Franciscan Fathers of Maine" (H. P. 342) (L. D. 499)

Mrs. White from same Committee reported same on Bill "An Act to Consolidate the Maine Unitarian Association with Northeast District of the Unitarian Universalist Association" (H. P. 295) (L. D. 389)

Same member from same Committee reported same on Bill "An Act to Consolidate The Universalist Church of Maine with Northeast District of the Unitarian Universalist Association" (H. P. 296) (L. D. 390)

Mr. Choate from the Committee on Natural Resources reported same on Bill "An Act Classifying Card Brook in Ellsworth" (H. P. 34) (L. D. 220)

Mr. Welch from the Committee on Public Utilities reported same on Bill "An Act Increasing Indebtedness of Limestone Water and Sewer District" (H. P. 304) (L. D. 397)

Same gentleman from same Committee reported same on Bill "An Act to Incorporate the Port Clyde Water District" (H. P. 494) (L. D. 696)

Mrs. Hendricks from the Committee on Retirements and Pensions reported same on Bill "An Act relating to Disability Retirement for State Employees" (H. P. 247) (L. D. 315)

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

**Ought to Pass with
Committee Amendment**

Mr. Ross from the Committee on Highways on Resolve Designating the Veterans Memorial Bridge at Belfast (H. P. 277) (L. D. 371) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Resolve read once.

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

COMMITTEE AMENDMENT "A" to H. P. 277, L. D. 371, "Resolve,

Designating the Veterans Memorial Bridge at Belfast.”

Amend said Resolve by adding at the end before the period the following:

‘or plaques, the plaque or plaques to be supplied to the Highway Commission without expense to the State of Maine by veterans organizations in Belfast and surrounding communities.’

Committee Amendment “A” was adopted and the Resolve assigned for second reading tomorrow.

Mr. Pease from the Committee on Judiciary on Bill “An Act relating to Powers of Enforcement by Inland Fish and Game Wardens” (H. P. 3) (L. D. 23) reported “Ought to pass” as amended by Committee Amendment “A” submitted therewith.

Report was read and accepted and the Bill read twice.

Committee Amendment “A” was read by the Clerk as follows:

COMMITTEE AMENDMENT “A” to H. P. 3, L. D. 23, Bill, “An Act Relating to Powers of Enforcement by Inland Fish and Game Wardens.”

Amend said Bill in the 6th and 7th lines by striking out the underlined figures and word “6, 11 and 11-A” and inserting in place thereof the underlined figures and word ‘11, 11-A and 17’

Committee Amendment “A” was adopted and the Bill assigned for third reading tomorrow.

Mr. Thornton from the Committee on Judiciary on Resolve Authorizing George W. Carson, Jr. and Marion P. Carson to Bring Action Against the State of Maine (H. P. 226) (L. D. 296) reported “Ought to pass” as amended by Committee Amendment “A” submitted therewith.

Report was read and accepted and the Resolve read once.

Committee Amendment “A” was read by the Clerk as follows:

COMMITTEE AMENDMENT “A” to H. P. 226, L. D. 296, “Resolve, Authorizing George W. Carson, Jr. and Marion P. Carson to Bring Action Against the State of Maine.”

Amend said Resolve by striking out in the 8th line the words “first day of August 1963” and inserting

in place thereof the words ‘effective date of this Resolve’

Further amend said Resolve by deleting in the 9th and 10th lines the words and punctuation “for negligence, if any, of the State of Maine,”

Committee Amendment “A” was adopted and the Resolve assigned for second reading tomorrow.

Mrs. Hendricks from the Committee on Retirements and Pensions on Bill “An Act relating to Retirement of Policemen and Firemen by Local Districts Participating in Maine State Retirement System” (H. P. 305) (L. D. 398) reported “Ought to pass” as amended by Committee Amendment “A” submitted therewith.

Report was read and accepted and the Bill read twice.

Committee Amendment “A” was read by the Clerk as follows:

COMMITTEE AMENDMENT “A” to H. P. 305, L. D. 398, Bill, “An Act Relating to Retirement of Policemen and Firemen by Local Districts Participating in Maine State Retirement System.”

Amend said Bill in subsection I-B, in the 7th line, by inserting before the underlined numeral “25”, the underlined numeral and word ‘20 to’.

Committee Amendment “A” was adopted and the Bill assigned for third reading tomorrow.

Divided Report Tabled

Majority Report of the Committee on Education reporting “Ought not to pass” on Bill “An Act to Incorporate the City of Belfast as a School Administrative District” (H. P. 273) (L. D. 367)

Report was signed by the following members:

Messrs. BROOKS of Cumberland
WHITTAKER of Penobscot
HICHBORN of Piscataquis
— of the Senate.

Messrs. MCGEE of Auburn
TREWORGY of Gorham
LEVESQUE of Madawaska
CURTIS of Bowdoinham
BRADEEN of Waterboro
SNOW of Jonesboro
— of the House.

Minority Report of same Committee reporting "Ought to pass" on same Bill.

Report was signed by the following member:

Mr. EASTON of Winterport
— of the House.

Reports were read.

The SPEAKER: The Chair recognizes the gentleman from Waterboro, Mr. Bradeen.

Mr. BRADEEN: Mr. Speaker, I move the acceptance of the Majority "Ought not to pass" Report.

The SPEAKER: The gentleman from Waterboro, Mr. Bradeen, moves the acceptance of the Majority Report.

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

Mr. THORNTON: Mr. Speaker, I move this matter be tabled pending acceptance of either report.

The SPEAKER: The gentleman from Belfast, Mr. Thornton, moves this matter be tabled pending the motion of the gentleman from Waterboro, Mr. Bradeen, to accept the Majority "Ought not to pass" Report. Is this the pleasure of the House?

The motion prevailed.

Passed to Be Engrossed

Bill "An Act relating to Distribution of Shrub Material by Forest Commissioner" (S. P. 66) (L. D. 116)

Bill "An Act Increasing Compensation of Trustees of Mexico Water District" (S. P. 122) (L. D. 350)

Bill "An Act relating to Premarital Medical Examinations" (S. P. 144) (L. D. 421)

Bill "An Act Providing for Transportation of Deer by Maine Members of Armed Forces" (H. P. 38) (L. D. 61)

Bill "An Act Providing for Approval of Legislature for Expenditure of Inland Fisheries and Game Expenditures" (H. P. 128) (L. D. 172)

Bill "An Act relating to Appropriation of State Board of Arbitration and Conciliation" (H. P. 129) (L. D. 222)

Bill "An Act Increasing Compensation of Public Members of Standardization Committee" (H. P. 167) (L. D. 216)

Bill "An Act relating to Requirements, Appointment and Term of

the Adjutant General" (H. P. 250) (L. D. 319)

Bill "An Act relating to Publishing of Regulations Closing Contaminated Shores, Waters or Flats" (H. P. 307) (L. D. 400)

Bill "An Act to Correct Errors and Omissions in the Public Laws Relating to Sea and Shore Fisheries" (H. P. 308) (L. D. 401)

Bill "An Act Repealing the Two Inch Clam Law" (H. P. 309) (L. D. 402)

Bill "An Act relating to Disposition of Security under Financial Responsibility Law" (H. P. 381) (L. D. 550)

Resolve Authorizing Gardiner Savings Institution to Bring Civil Action Against the State of Maine (H. P. 225) (L. D. 295)

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.

Tabled and Assigned

Resolve for Removal of Old Bridge Across Mattawamkeag River in Haynesville (H. P. 278) (L. D. 372)

Was reported by the Committee on Bills in the Third Reading and read the second time.

(On motion of Mr. Williams of Hodgdon, tabled pending passage to be engrossed and specially assigned for Tuesday, February 26.)

Amended Bill

Bill "An Act relating to Bribery in Professional and Amateur Contest" (H. P. 216) (L. D. 285)

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.

**Passed to Be Enacted
Emergency Measure**

An Act to Allocate Money from the General Highway Fund for State Aid Construction (S. P. 55) (L. D. 105)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-

thirds vote of all the members elected to the House being necessary, a division was had. 127 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act relating to Initial Motor Vehicle Registration Plates (S. P. 34) (L. D. 191)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a division was had. 130 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

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

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a division was had. 129 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Passed to Be Enacted

An Act to Clarify the Apportionment of Surveyors' Fees in Certain Cases (S. P. 35) (L. D. 28)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed, passed to be enacted, signed by the Speaker and sent to the Senate.

Tabled and Assigned

An Act relating to Testamentary Additions to Trusts (S. P. 37) (L. D. 30)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed.

(On motion of Mr. Smith of Bar Harbor, tabled pending passage to be enacted and specially assigned for tomorrow.)

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

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

Finally Passed

Resolve Providing for the Revision of the Statutes (S. P. 61) (L. D. 111)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, Bills passed to be enacted, Resolve finally passed, all signed by the Speaker and sent to the Senate.

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 Resolve Regulating Bag Limit of Trout in Aroostook County. (H. P. 45) (L. D. 68)

Tabled — January 31, by Mr. Berry of Cape Elizabeth.

Pending — Acceptance.

The SPEAKER: The Chair recognizes the gentleman from Glenburn, Mr. Cookson.

Mr. COOKSON: Mr. Speaker, I move that the Committee Report of "Ought not to pass" be accepted.

The SPEAKER: The gentleman from Glenburn, Mr. Cookson, moves that the "Ought not to pass" Report be accepted.

The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker, I note that the gentleman from Cape Elizabeth, Mr. Berry, who originally tabled this is not present and —

The SPEAKER: The Chair would warn the gentleman if he is to retable this that he should not debate it prior to making the motion. Did you desire to table this, Mr. Jalbert?

Mr. JALBERT: Yes sir. (In subdued tones)

The SPEAKER: The question before the House is the pending motion "Ought not to pass." The Chair recognizes the gentleman from Bangor, Mr. Wellman.

Mr. WELLMAN: Mr. Speaker, I move this matter lay on the table until tomorrow.

The SPEAKER: The gentleman from Bangor, Mr. Wellman, moves that item one be tabled until the next legislative day. Is this the pleasure of the House?

Mr. JALBERT: Mr. Speaker.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: I stood corrected, but I did make a motion to table.

The SPEAKER: No you did not, Mr. Jalbert.

Mr. JALBERT: The Chair asked if I wanted to table this and I said yes.

The SPEAKER: The Chair would recognize the gentleman from Lewiston, Mr. Jalbert, if he would like to address the House or the Chair.

Mr. JALBERT: No.

The SPEAKER: Is it the pleasure of the House that this matter be tabled until the next legislative day?

The motion prevailed and the Report and Resolve were tabled pending acceptance of the Committee Report and specially assigned for tomorrow.

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

Senate Joint Order Creating Joint Select Committee to Study Functioning of the Department of Economic Development (S. P. 304) (Came from the Senate as Amended by Senate Amendment "A") Filing S-3.

Tabled — February 5, by Mr. Wellman of Bangor.

Pending — Adoption of Senate Amendment "A".

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

Mr. WELLMAN: Mr. Speaker and Members of the House: The Order has been reproduced and is now on your desks, along with an amendment, House Amendment "A" under filing H-18. I will move, and I do now so move, that Senate Amendment "A" to this Order be indefinitely postponed. If this motion is accepted, I will then move the adoption of House Amendment "A." House Amendment "A" will do two things: it will make this Committee three on the part of the Senate and seven on the part of

the House, and will clarify the last sentence as it relates to the reference of bills from this Committee. Mr. Speaker, I now move the indefinite postponement of Senate Amendment "A."

The SPEAKER: The gentleman from Bangor, Mr. Wellman, moves that Senate Amendment "A" be indefinitely postponed. Is this the pleasure of the House?

The motion prevailed.

Thereupon, Mr. Wellman of Bangor, offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to S. P. 304, Joint Order Relative to Creating a Joint Select Committee to Study the Functioning of the Department of Economic Development.

Amend said Order by striking out in the 1st through the 5th lines inclusive the following words and punctuation:

"an interim joint committee to consist of 3 Senators and 5 Representatives appointed respectively by the President of the Senate and the Speaker of the House," and inserting in place thereof the following words:

'a Joint Select Committee'

Further amend said Order by inserting after the word "resolves" in the 12th line thereof the words: 'originating from this committee'

Further amend said Order by striking out in the 12th line thereof the word "reports" and inserting in place thereof the word 'recommendations'.

House Amendment "A" was adopted in non-concurrence.

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

Mr. WELLMAN: Mr. Speaker, in view of the fact that hearings have already been scheduled for this Committee, I now move the House suspend the rules and send this order to the Senate forthwith.

Thereupon, the Order received passage as amended by House Amendment "A" in non-concurrence and, under suspension of the rules, sent forthwith to the Senate.

The SPEAKER: The Chair will appoint the House Members of the Committee.

Messrs. TYNDALE
of Kennebunkport
SMITH of Strong
BENSON
of Southwest Harbor
Mrs. OAKES of Portland
Messrs. CROCKETT of Freeport
ROBERTS
of South Berwick
BURNS of Westbrook

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

HOUSE REPORT — Ought not to pass — Committee on Claims on Resolve to Reimburse City of Bangor for Support of Theresa Vallen-court (H. P. 193) (L. D. 262)

Tabled — February 5, by Mr. Minsky of Bangor.

Pending — Acceptance.

On motion of Mr. Minsky of Bangor, retabled pending acceptance of the Committee Report and specially assigned for Tuesday, February 19.

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

Bill "An Act to Repeal the Prohibition Against Use of Seines in Part of Casco Bay" (H. P. 248) (L. D. 316)

Tabled — February 6, by Mr. Coulthard of Scarborough.

Pending — Passage to be engrossed.

Thereupon, on motion of Mr. Coulthard of Scarborough, the Bill was passed to be engrossed and sent to the Senate.

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

Bill "An Act relating to Issuing of Bonds by School Administrative Districts" (S. P. 51) (L. D. 101)

Tabled — February 7, by Mr. Bradeen of Waterboro.

Pending — Passage to be engrossed.

The SPEAKER: The Chair recognizes the gentleman from Waterboro, Mr. Bradeen.

Mr. BRADEEN: Mr. Speaker, I now offer an amendment to this bill and move its passage.

The SPEAKER: The Chair understands that no amendment has been filed for consideration.

The Chair recognizes the gentleman from Waterboro, Mr. Bradeen.

Mr. BRADEEN: Mr. Speaker, when I moved the adoption of this amendment, I understood the amendment copy had been filed and distributed on the desks here.

The SPEAKER: Will the gentleman inform the House as to its filing number?

Mr. BRADEEN: H-19.

The SPEAKER: Does the gentleman from Jonesboro, Mr. Snow, wish to offer his amendment to the House?

Mr. BRADEEN: If it will clarify the situation any, Mr. Speaker, I move to table this until the next legislative day, and we can straighten this matter out.

The SPEAKER: The Chair will warn the gentleman not to debate his motion.

Mr. BRADEEN: I move to table it until tomorrow.

The SPEAKER: The gentleman from Waterboro, Mr. Bradeen, moves this matter be tabled until tomorrow pending passage to be engrossed.

Is this the pleasure of the House?

The motion prevailed.

Mr. JONES: Mr. Speaker?

The SPEAKER: The Chair recognizes the gentleman from Farmington, Mr. Jones.

Mr. JONES: Mr. Speaker, I would like unanimous consent to remove from the table item 5, assigned for Thursday next.

The SPEAKER: The gentleman from Farmington, Mr. Jones, moves that item 5, especially assigned for February 14, be taken from the table; and the gentleman requests unanimous consent of the House. Is there objection? The Chair hears none and the matter is before the House:

Bill "An Act to Clarify the Procedure for the Dissolution of School Administrative Districts" (S. P. 347) (L. D. 777)

Tabled — February 7, by Mr. Jones of Farmington.

Pending — Passage to be engrossed.

The SPEAKER: The Chair recognizes, Mr. Jones.

Mr. JONES: Mr. Speaker, I move this matter be passed to be engrossed.

The SPEAKER: The gentleman from Farmington, Mr. Jones, moves this matter be passed to be engrossed.

The Chair recognizes the gentleman from Waterboro, Mr. Bradeen.

Mr. BRADEEN: Mr. Speaker, may I have unanimous consent to address the House for a moment?

The SPEAKER: The matter is before the House, the gentleman may proceed.

Mr. BRADEEN: Mr. Speaker, it occurs to me that the confusion with reference to this particular amendment may arise from the fact that it was filed under the name of our good friend, Mr. Snow of Jonesboro. That may have caused the confusion.

The SPEAKER: The gentleman is not speaking to the pending matter. We have a matter before the House on page 10, item 5. Would the gentleman defer?

Mr. BRADEEN: Thank you very much.

The SPEAKER: The question before the House is on the passage to be engrossed of item 5 on page 10.

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

Mr. WELLMAN: Mr. Speaker, I would inquire of the gentleman from Farmington, Mr. Jones, whether it is his understanding that this bill will again be before us on Thursday in an enactment stage?

The SPEAKER: The gentleman from Bangor, Mr. Wellman, poses a question through the Chair of the gentleman from Farmington, Mr. Jones, who may answer if he so wishes.

Mr. JONES: I might reply to my honorable colleague, Mr. Wellman of Bangor, that it is my intention to get this bill on its way to enactment, and if my motion should have been perhaps passed to be engrossed for enacting today, why I would make that motion.

The SPEAKER: Passed to be engrossed in concurrence.

The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker, I will speak on the problem at hand and then ask a question. As I understand it, this bill has been specially assigned for Thursday next. I only make this comment because something else — I don't have any doubt but everything is in perfect order so far as my seatmate is concerned, but for the future, and I can see the point of the gentleman from Bangor, Mr. Wellman, I was going to get up and almost ask the same question, but for the future if something did come up of a very important nature, this could prove to be somewhat disastrous to a member who would not be here today, and maybe the measure is important. I question this procedure in its entirety. And for that purpose, and bear in mind that once a thing gets out of here and is engrossed, that it is gone and you need then a little more vote to get it back for reconsideration and what not, and for that reason, I move that this matter lie upon the table until Thursday next.

The SPEAKER: The question now before the House is the motion of the gentleman from Lewiston, Mr. Jalbert, that this be tabled until Thursday next. Is this the pleasure of the House?

(Cries of "No")

All those in favor of the tabling motion please say aye; those opposed, no.

A viva voce vote being taken, the tabling motion did prevail.

On motion of Mr. Dennett of Kittery, the House voted to take from the table the second tabled and unassigned matter:

Joint Resolution Ratifying Proposed Amendment to United States Constitution relating to the Qualification of Electors (S. P. 381)

Tabled — February 6, by Mr. Dennett of Kittery.

Pending — Adoption in concurrence.

The SPEAKER: The Chair recognizes the gentleman from Kittery, Mr. Dennett.

Mr. DENNETT: Mr. Speaker and Members of the House: It would appear that this Resolution which ratifies an amendment to the Constitution of the United States is a

great and solemn occasion. Frankly, last week I was somewhat distressed to see a matter of this importance apparently simply going under the hammer and which, in my opinion, was a mockery of legislative process.

I believe that matters of such import should have due process through this Legislature, with public hearing and everything that goes with it. And bearing this in mind, I now move that this Resolution be referred to the Joint Committee on Election Laws.

The SPEAKER: The gentleman from Kittery, Mr. Dennett, moves that this Joint Resolution be referred to the Joint Committee on Election Laws in non-concurrence. Is this the pleasure of the House?

The motion prevailed. Sent up for concurrence.

Mrs. Lincoln of Bethel was granted unanimous consent to address the House.

Mrs. LINCOLN: Mr. Speaker, Ladies and Gentlemen of the House: As we sit in session in the Legislature of one of the fifty states of these United States, it is most fitting that we recognize the birthday of one of our greatest Presidents and one of the founders of the Republican Party, Abraham Lincoln, who served when we were but thirty-four states, when the Union

of States was threatened with disintegration with losses which may only have been prevented by his capable leadership. It is fitting that we pause in our Legislative labors in memory of this anniversary of his birth, and draw strength therefrom which may aid us in serving better the State of Maine.

I would like to read a poem entitled "Lincoln Leads" by Minna Irving:

"Across the page of history.

As in a looking-glass,
Or on a moving-picture screen,

The nation's heroes pass;
With sword and mace and pen they
pace

In epaulets and braid,
And some, with ruffles at their
wrists,

In linen fine arrayed.

"But at the long procession's head,

In loose, ill-fitting clothes,
A lanky woodsman with an axe
Upon his shoulder goes;

In every patriotic heart

The figure lean and tall
Is shrined beside the starry flag,
For Lincoln leads them all."

(Applause)

On motion of Mr. Rankin of Southport,

Adjourned until ten o'clock tomorrow morning.