

# 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, April 3, 1963

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

Prayer by the Rev. Mr. Harry L. Starbuck of the Methodist Church, Winthrop.

The journal of yesterday was read and approved.

**Papers from the Senate**

From the Senate:

Resolve Proposing an Amendment to the Constitution Relating to the Apportionment, Election and Powers of the Senate (S. P. 557) (L. D. 1493)

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 relating to the Dispensing of Flammable Liquids" (S. P. 556) (L. D. 1492)

Came from the Senate referred to the Committee on Judiciary.

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

**Senate Reports of Committees Leave to Withdraw**

Report of the Committee on Highways on Bill "An Act relating to Expenditures under Town Road Improvement Fund Law" (S. P. 387) (L. D. 1090) reporting Leave to Withdraw.

Came from the Senate with the Report read and accepted.

In the House, the Report was read and accepted in concurrence.

**Ought Not to Pass**

Report of the Committee on Taxation reporting "Ought not to pass" on Bill "An Act Reducing Sales Tax on Machinery for New and Expanded Industry" (S. P. 71) (L. D. 121)

Came from the Senate read and accepted.

In the House, the Report was read and accepted in concurrence.

**Tabled and Assigned**

Report of the Committee on Taxation reporting "Ought not to pass" on Bill "An Act relating to Exempting Manufacturing Establishments and Mines from Property Tax" (S. P. 160) (L. D. 436)

Came from the Senate with the Report and Bill referred to the Committee on Constitutional Amendments and Legislative Reapportionment.

In the House, the Report was read.

(On motion of Mr. Wellman of Bangor, tabled pending acceptance of the Committee Report and specially assigned for Friday, April 5.)

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

Report of the Committee on Appropriations and Financial Affairs on Bill "An Act to Appropriate Moneys for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1964 and June 30, 1965" (S. P. 131) (L. D. 411) reporting same in a new draft (S. P. 549) (L. D. 1481) under same title and that it "Ought to pass"

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

In the House, the Report was read and accepted in concurrence and the New Draft read twice.

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

Mr. WELLMAN: Mr. Speaker, by unanimous consent, I move that this item be made a special order of the day Wednesday next.

The SPEAKER: The Chair understands that the gentleman from Bangor, Mr. Wellman, asks unanimous consent that item six be especially assigned for Wednesday next for third reading as a special order of the day. Is this the pleasure of the House?

Mr. ANDERSON of Ellsworth: Mr. Speaker?

The SPEAKER: For what purpose does the gentleman arise?

Mr. ANDERSON: I request unanimous consent to speak briefly.

The SPEAKER: It is not debatable. Does the gentleman object to the unanimous consent that this

be especially assigned for Wednesday next?

Mr. ANDERSON: I do not object.

The SPEAKER: The third reading of this bill is now made a special order of the day for Wednesday next.

Mr. Anderson of Ellsworth was granted unanimous consent to briefly address the House.

Mr. ANDERSON: Mr. Speaker, Ladies and Gentlemen of the House: The people of the State of Maine have placed their future happiness and security in the hands of 151 members of the House and 34 members of the Senate. It is our responsibility, our duty, to administer to their wants, our duty to remember that the will of the people is the legitimate foundation of government.

I can safely say that ninety percent of my constituents in Ellsworth, Surry and Blue Hill do not want an increase in sales tax. They believe if the affairs of this State were conducted in a business-like manner, as one would operate one's own business, there would be no need of an increase in sales tax. From personal observation of the functioning of state government, I heartily agree with them. I would hazard a guess that ninety percent of the constituents of my colleagues, for this same reason, have a strong feeling against an increase in sales tax.

Before I go further, I would like to say that I am very much disturbed that the powers of the legislative body are slowly being stripped by pressure groups stemming from state bureaus and departments. I think it is time that we showed our constituents back home that we are not puppets that jump at the pull of a string. Time we get into the driver's seat, pick up the reins and do the driving.

There are many ways we can save money without jeopardizing the functioning of state government. Let's start with appropriation demands of departments. Are their accomplishments in the past biennium in line with appropriation requests? If not, cut back their request for more money. I think you will find the respective departments will

function just as efficiently if not more so.

We should set up no new bureaus. We have in the past been all too quick to send out of the state for so-called experts to tell us how to run our government — paying them thousands of dollars for the information that we need a new bureau for this, that or the other.

We have smart men running our departments. Why couldn't they form an organization among themselves on their own time, meet occasionally and swap ideas as to how to perfect the economic balance of the State? If they were dedicated to the welfare of the people, they would do this.

I believe that every department in the state, with the exception of two or three, could stand a five percent cut in personnel. I don't mean a wholesale discharge of employees, but as resignations, retirements and the toll of the grim reaper takes place, let the vacancies remain unfilled until a five percent has been reached. It would take some time, but would be a start in the right direction. From personal observation I don't believe departmental employees would be abused by shouldering these extra responsibilities.

Let's not throw any more money down the drain on educational television. In my humble opinion, this is a useless medium of education. I now appeal to your good judgment. Shouldn't we start a movement to repeal the Sinclair Act before it bankrupts the state?

Civilian defense is a stupid waste of the taxpayers' money and should be dumped. Any thinking man can see the futility of this in case of a nuclear attack. Fallout shelters would preserve life for only a few days. When we emerged from the shelters there would be nothing left, only lingering death. The high salaried men in this department know this, but still have the gall to cram their program down the throats of the public.

In my book the D.E.D. is another rotten apple in the barrel and should have a thorough and complete overhauling.

It is my firm conviction that if we follow along these lines, there will be no need of a sales tax

increase. Veteran legislators will remember in the 100th Legislature we had it thrust upon us day after day that if we didn't go along with a cent increase in sales tax machinery of government couldn't operate efficiently. We didn't go along with it and in spite of a poor season, weatherwise, we wound up with a fat budget surplus.

This is no time to be talking about increasing the cost of living of our people. This is a poor state and we are poor people. We are not in the money bracket of big industrial centers. I believe any increase in sales tax would stimulate an exodus of residents from the state and would discourage visiting tourists as well as retired citizens moving into the state.

This great country of ours was founded on thrift. In just a few generations it became the most powerful nation in the history of the world. Let's keep it there! We can if we climb onto the thrift bandwagon. Let's see if thrift won't contribute more to the progress of our state and nation than thoughtless extravagance — the reaching out for things we would like to have, but can't afford. Thank you.

The SPEAKER: It is a pleasant duty of the Speaker this morning to recognize in the balcony of the House a group of Sister Mary Albert's eighth grade students from St. Mary's School in Augusta, accompanied by Mrs. Roderick, Mrs. Newcomb and Mr. Olson. These young people are the special guests of Representatives Humphrey, Philbrick and Ross of Augusta.

On behalf of the House, the Chair extends to you young people, a warm and friendly greeting and we trust that you will enjoy and profit by your visit with us this morning. (Applause)

Report of the Committee on Business Legislation on Bill "An Act to Revise the Laws Relating to Real Estate Brokers and Salesmen" (S. P. 355) (L. D. 1021) reporting same in a new draft (S. P. 552) (L. D. 1484) under same title and that it "Ought to pass"

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

In the House, the Report was read and accepted in concurrence, the New Draft read twice and assigned the next legislative day.

#### Ought to Pass

Report of the Committee on Judiciary reporting "Ought to pass" on Bill "An Act Directing Review of Maine Criminal Statutes and Model Penal Code" (S. P. 273) (L. D. 787)

Report of same Committee reporting same on Bill "An Act relating to Violations of Law by Parolees of Reformatory for Men" (S. P. 295) (L. D. 868)

Report of same Committee reporting same on Bill "An Act relating to Request for Arraignment in Vacation" (S. P. 363) (L. D. 1029)

Report of the Committee on Legal Affairs reporting same on Bill "An Act Amending the Act of Incorporation of the Associated Hospital Service of Maine" (S. P. 276) (L. D. 790)

Report of same Committee reporting same on Bill "An Act relating to Placing Objects on Utility Poles Without Consent" (S. P. 450) (L. D. 1279)

Report of same Committee reporting same on Bill "An Act relating to Interference or Destruction of Transit Points and Monuments" (S. P. 474) (L. D. 1326)

Report of same Committee reporting same on Bill "An Act to Establish and Regulate Commercial Driver Education Schools and Instructors" (S. P. 478) (L. D. 1330)

Report of the Committee on Public Utilities reporting same on Bill "An Act relating to Sewer Service Charges" (S. P. 331) (L. D. 996)

Report of the Committee on State Government reporting same on Bill "An Act Adding the Maine Motor Vehicle Dealer Registration Board to the State Agencies Subject to the Administrative Code" (S. P. 487) (L. D. 1339)

Report of the Committee on Towns and Counties reporting same on Bill "An Act Adjusting Salary for the Supreme Judicial Court Messenger in Cumberland County" (S. P. 435) (L. D. 1178)

Report of same Committee reporting same on Bill "An Act to Repeal the Act Creating the South Paris

Village Corporation" (S. P. 501) (L. D. 1398)

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 assigned the next legislative day.

#### Indefinitely Postponed

Report of the Committee on Industrial and Recreational Development on Resolve Appropriating Money for an Additional Public Relations Representative, Department of Economic Development (S. P. 294) (L. D. 867) reporting that it be referred to the Committee on Appropriations and Financial Affairs.

Came from the Senate with the Report read and accepted and the Resolve referred to the Committee on Appropriations and Financial Affairs.

In the House, the Report was read. The SPEAKER: The Chair recognizes the gentleman from Hampden, Mr. Littlefield.

Mr. LITTLEFIELD: Mr. Speaker, this bill, L. D. 867, was referred to the Industrial and Recreational Development Committee. It calls for an additional public relations representative to D.E.D., and it will take some \$12,000 to pay his salary and travel expense for the biennium. After you put him there, it means that each succeeding legislature will have to raise this additional \$12,000. Once you get a man added to these state departments, he becomes a fixture. Discussion on the bill was not too lengthy. When it was asked for some \$12,000, it was decided to refer it to the Appropriations Committee. These D.E.D bills are floating through the halls of this capitol like a flock of pullets escaped from an open window in a chicken coop. You have to catch them by the tail feathers. I think the action of the House this morning can be decided right now. I would move that L. D. 867 and all its papers be indefinitely postponed.

Thereupon, the Report and Resolve were indefinitely postponed in non-concurrence and sent up for concurrence.

On motion of the gentlewoman from Portland, Mrs. Kilroy, House

Rule 25 was suspended for the remainder of today's session in order to permit smoking.

#### Ought to Pass with Committee Amendment

Report of the Committee on Agriculture on Bill "An Act relating to Definition of Potatoes and Shipper under the Potato Tax Law" (S. P. 306) (L. D. 972) reporting "Ought to pass" as amended by Committee Amendment "A" submitted there-with.

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "A."

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

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

COMMITTEE AMENDMENT "A" to S. P. 306, L. D. 972, Bill, "An Act Relating to Definition of Potatoes and Shipper Under the Potato Tax Law."

Amend said Bill by inserting at the beginning of the first line the underlined abbreviation and figure 'Sec. 1.'

Further amend said Bill by striking out all of the 9th, 10th, 11th and 12th lines and inserting in place thereof the following words and punctuation:

"Department of Agriculture of the State of Maine, and all potatoes sold for processing into food for human consumption in any form other than starch."

Further amend said Bill by adding at the end the following new section:

"Sec. 2 R. S., c. 16, Sec. 223, amended. The 5th paragraph of section 223 of chapter 16 of the Revised Statutes which defines "shipper", as amended by section 1 of chapter 379 of the public laws of 1955, is further amended to read as follows:

"Shipper" shall mean any person, partnership, association, firm or corporation engaged in the shipping of potatoes or transporting his own potatoes, whether as owner, agent or otherwise, to other than a licensed shipper, or engaged in the

**processing of potatoes into food for human consumption in any form other than starch.'"**

Committee Amendment "A" was adopted in concurrence and the Bill assigned for third reading the next legislative day.

**Divided Report  
Tabled and Assigned**

Majority Report of the Committee on Business Legislation reporting "Ought to pass" on Bill "An Act relating to Group Credit Insurance" (S. P. 447) (L. D. 1276)

Report was signed by the following members:

Mrs. SPROUL of Lincoln  
Messrs. BROWN of Hancock  
JOHNSON of Somerset  
— of the Senate.  
Messrs. WATKINS of Windham  
SCOTT of Wilton  
Mrs. VAUGHN of Peru  
Messrs. OBERG of Bridgton  
BLOUIN of Sanford  
KARKOS of Lisbon  
— of the House.

Minority Report of same Committee reporting "Ought not to pass" on same Bill.

Report was signed by the following member:

Mr. MacLEOD of Brewer  
— of the House.

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

In the House: Reports were read.

(On motion of Mr. MacLeod of Brewer, tabled pending acceptance of either Report and specially assigned for Wednesday, April 10.)

**Non-Concurrent Matter**

Bill "An Act Extending Time of Validity of Motor Vehicle Registrations" (S. P. 489) (L. D. 1341) which was passed to be engrossed in non-concurrence in the House on March 29.

Came from the Senate with that body voting to adhere to its former action whereby the Bill was indefinitely postponed.

In the House: On a viva voce vote, the House voted to recede and concur with the Senate.

**Non-Concurrent Matter  
Tabled and Assigned**

Bill "An Act relating to Definition of Industrial Project under Maine Industrial Building Authority Act" (H. P. 104) (L. D. 148) on which the House accepted the Majority "Ought not to pass" Report of the Committee on Industrial and Recreational Development on February 19.

Came from the Senate with the Minority "Ought to pass" Report accepted and the Bill passed to be engrossed as amended by Senate Amendment "A" in non-concurrence.

In the House:

The SPEAKER: The Chair recognizes the gentleman from Hampden, Mr. Littlefield.

Mr. LITTLEFIELD: Mr. Speaker, I move that we adhere.

The SPEAKER: The gentleman from Hampden, Mr. Littlefield, moves that the House adhere. Is this the pleasure of the House?

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

Mr. WELLMAN: Mr. Speaker, I introduced this bill. It was heard before the committee. I feel that this is something that we should consider carefully before we accept the motion of my good friend Mr. Littlefield. What it will do is, it will expand the ability of the Maine Industrial Building Authority to use its credit to back the construction of research and development buildings in your community. It can now only back the credit for manufacturing plants. If this bill passes, you could have a Route 128-type building backed with the authority of the State, of the M.I.B.A. I think that this is the type of thing that Maine should be looking for. I think that through our Industrial Building Authority, if we can give this type of activity a boost, I think we should be doing it. I think out of research and development will come jobs, will come increased revenues into our state. I would hope that the motion of my good friend, Mr. Littlefield, does not prevail.

The SPEAKER: Does the gentleman wish to offer a motion?

Mr. WELLMAN: Mr. Speaker, I move that we recede and concur.

The SPEAKER: The Chair recognizes the gentleman from Hampden, Mr. Littlefield.

Mr. LITTLEFIELD: Mr. Speaker, this bill was presented to the Industrial and Recreational Development Committee and as I remember, members of the D.E.D. spoke for it. It was reported out nine to one, "Ought not to pass." The bill attempts to define some additional enterprises which will come under the Maine Industrial Building Authority. At the last legislature, wharves and terminals were added. This one proposes to add research and development for industrial and manufacturing enterprises. It looks to me as though buildings could be built on our college campuses and at the University of Maine. I do not believe that the Maine Industrial Building Authority should be supporting this. These large projects require huge sums of money, and industry should handle them through private enterprise. Many segments of industry have their own private research developments done in their own building. Years ago when the Maine Industrial Building Authority Act was enacted, it had to go to the Maine Supreme Court for a clarification. Would the adoption of this bill send it to them again? If we keep expanding the projects to come under the Maine Industrial Building Authority, what is going to be left for private enterprises?

The SPEAKER: Is the House ready for the question? The question before the House is the motion of the gentleman from Bangor, Mr. Wellman, that the House recede and concur with the Senate in accepting the Minority "Ought to pass" Report.

Mr. Anderson of Ellsworth requested a division on the motion to recede and concur.

The SPEAKER: A division has been requested. Is the House ready for the question?

The Chair recognizes the gentleman from Perham, Mr. Bragdon.

Mr. BRAGDON: Mr. Speaker, if I might, I would like to pose a question to the gentleman from Bangor, Mr. Wellman, with relation to this type of building. It would appear to me that buildings construct-

ed under the Maine Building Authority, it should be definitely assumed that they would eventually liquidate themselves. On an experimental building, it seems to bother me a little bit how we would propose that the loan would be liquidated. While it might have vast possibilities, this feature bothers me. I would wish that the gentleman from Bangor might enlarge upon this a little bit.

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

Mr. WELLMAN: In answer to the question of the gentleman from Perham, I would say that any company that enters into an agreement under the M.I.B.A. must guarantee the payment of these loans over a period of time set by the Authority. Now a company which is a research-type company would have to enter into the same type of an agreement as a manufacturing company would have to enter into.

The SPEAKER: Is the House ready for the question?

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

Mr. JALBERT: Mr. Speaker, I move this item lie on the table until Tuesday next.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, moves that item 23, "An Act relating to Definition of Industrial Project under Maine Industrial Building Authority Act," House Paper 104, Legislative Document 148, be tabled until Tuesday next. Is this the pleasure of the House?

The motion prevailed. The Reports and Bill were tabled pending the motion of Mr. Wellman of Bangor that the House recede and concur with the Senate on the acceptance of the Minority "Ought to pass" Report.

#### Non-Concurrent Matter

An Act relating to Lapsing of Funds Appropriated to Construct a Fishway at Aroostook Falls (S. P. 163) (L. D. 439) which was passed to be enacted in the House on March 13 and passed to be engrossed on March 7.

Came from the Senate passed to be engrossed as amended by Senate Amendment "C" in non-concurrence.



In the House: On motion of Mr. Ayob of Fort Fairfield, the House voted to recede and concur with the Senate.

The SPEAKER: The Speaker is pleased to recognize in the House twenty-four pupils from the New Central School of Bowdoin, accompanied by their teacher, Mr. Fickett and the assistant, Mr. Skelton. These people are the guests of Representative Curtis of Bowdoinham.

On behalf of the House, the Chair extends to you young people a warm and cordial welcome, and we trust that you will enjoy and profit by your visit with us here this morning. (Applause)

#### Orders

Mr. Dennett of Kittery presented the following Order.

ORDERED, the Senate concurring, that the Legislative Research Committee is directed to study the question of salaries of state officials to determine whether there are discrepancies in the salaries paid in relation to the effort demanded and the ability required; whether inequities exist between those salaries fixed by the Governor and Council and those by the Legislature; whether the policies, if any, which determine the compensation of state officials should be unified and made of general application to all such officials; whether the responsibility for fixing and apportioning such salaries could be more efficiently handled by other means; and to consider such other matters relating to salaries as it deems necessary; and be it further

ORDERED, that the Committee report the results of its study to the 102nd Legislature. (H. P. 1035)

On motion of Mr. Dennett of Kittery, ordered reproduced, referred to the Committee on State Government, and sent up for concurrence.

On motion of Mr. Finley of Washington, it was

ORDERED, that Mark Leeman and Jeffrey Grady, both of Palermo, be appointed to serve as Honorary Pages for today.

The SPEAKER: The Sergeant-at-Arms will retire to the rear of the Hall of the House and conduct Mark

Leeman and Jeffrey Grady to serve as Honorary Pages for the day. Mark Leeman is the grandson of Representative Mathieson of Montville. (Applause)

Thereupon, Mark Leeman and Jeffrey Grady were escorted to the well of the Hall of the House by the Sergeant-at-Arms to serve as Honorary Pages for the day.

The SPEAKER: At this time the Speaker would request the Sergeant-at-Arms to escort the gentleman from Owl's Head, Mr. MacPhail, to the rostrum to serve as Speaker pro tem.

Thereupon, Mr. MacPhail of Owl's Head assumed the Chair as Speaker pro tem amid the applause of the House and Speaker Kennedy retired from the Hall.

#### House Reports of Committees Leave to Withdraw

Mr. Bragdon from the Committee on Appropriations and Financial Affairs on Bill "An Act to Authorize the Issuance of Bonds in the Amount of One Million Dollars on Behalf of the State for the Purpose of Relocating the Boys Training Center at Presque Isle" (H. P. 409) (L. D. 562) reported Leave to Withdraw.

Mr. Pierce from same Committee reported same on Bill "An Act Providing for Emergency Exit Lights and Signs for State House and Office Building" (H. P. 16) (L. D. 84), as it is covered by other legislation.

Reports were read and accepted and sent up for concurrence.

#### Ought Not to Pass

Mr. Minsky from the Committee on Appropriations and Financial Affairs reported "Ought not to pass" on Bill "An Act relating to Payments to Towns in State in Lieu of Taxes" (H. P. 86) (L. D. 130)

Mr. Jameson from the Committee on Natural Resources reported same on Bill "An Act relating to the Application of the Christmas Tree Law to Knox, Lincoln and Waldo Counties" (H. P. 939) (L. D. 1373)

Mr. Smith from the Committee on State Government reported same on Bill "An Act relating to Appointment of Commissioner of Finance

and Administration and the State Budget Officer" (H. P. 944) (L. D. 1378)

Reports were read and accepted and sent up for concurrence.

Report was read.

(On motion of Mr. O'Leary of Mexico, tabled pending acceptance of the Committee Report and specially assigned for Wednesday, April 10.)

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

Mr. Anderson from the Committee on Inland Fisheries and Game on Bill "An Act relating to Closed Time on Deer in Certain Counties" (H. P. 590) (L. D. 823) which was recommitted, reported same in a second new draft (H. P. 1033) (L. D. 1497) under same title and that it "Ought to pass"

Mr. Dudley from the Committee on Municipal Affairs on Bill "An Act relating to Temporary Loans by the City of Old Town for the Year 1963" (H. P. 980) (L. D. 1419) reported same in a new draft (H. P. 1032) (L. D. 1496) under title of "An Act relating to Temporary Loans by the City of Old Town" and that it "Ought to pass"

Report was read and accepted, the New Draft read twice and assigned the next legislative day.

The SPEAKER pro tem: The Chair is pleased to recognize in the balcony of the House this morning thirty-four Juniors and Seniors of North Berwick High School, accompanied by Mrs. John Daker and Donald Stanton; teachers; and chaperones, Mrs. Harry Guptill and Mrs. Keohan. These young folks are the guests of Representative Cressey of North Berwick.

The House is very pleased to have you young people with us this morning, and hope that your visit with us will be profitable. (Applause)

**Recommitted**

Mr. Young from the Committee on Sea and Shore Fisheries on Bill "An Act relating to Taking Shellfish by Commercial Shellfish and Marine Worm Licensee" (H. P. 747) (L. D. 1076) reported same in a

new draft (H. P. 1034) (L. D. 1498) under title of "An Act Repealing the Town Clam Laws and Authorizing Special Privileges for Cooperating Towns" and that it "Ought to pass"

Report was read.

On motion of Mr. Young of Gouldsboro, the Report and Bill were re-committed to the Committee on Sea and Shore Fisheries and sent up for concurrence.

**Ought to Pass  
Printed Bills  
Tabled and Assigned**

Mr. Bragdon from the Committee on Appropriations and Financial Affairs reported "Ought to pass" on Resolve Appropriating Moneys for Spruce Budworm Control (H. P. 89) (L. D. 133)

Report was read.

(On motion of Mr. MacLeod of Brewer, tabled pending acceptance of the Committee Report and specially assigned for Wednesday, April 10.)

Mr. Humphrey from the Committee on Appropriations and Financial Affairs reported "Ought to pass" on Resolve to Purchase Fifty Copies of "The History of Augusta" (H. P. 184) (L. D. 253)

Same gentleman from same Committee reported same on Bill "An Act to Provide for a Legislative Conference Prior to the Convening of the 102nd Legislature" (H. P. 411) (L. D. 564)

Mr. Minsky from same Committee reported same on Resolve Authorizing Completion and Printing of a Digest of the Opinions of the Law Court (H. P. 183) (L. D. 252)

Mrs. Smith from same Committee reported same on Bill "An Act relating to State Budget Estimates" (H. P. 320) (L. D. 447)

Mr. Dennett from the Committee on State Government reported same on Bill "An Act Providing for Lease by Maine State Park and Recreation Commission to Mt. Blue Ski Corporation" (H. P. 1014) (L. D. 1470)

Reports were read and accepted, the Bills read twice, Resolves read once, and assigned the next legislative day.

### Referred to Committee on Highways

Mr. Edwards from the Committee on Appropriations and Financial Affairs on Resolve Relating to Treatment of a Portion of New Meadows Lake to Eliminate Aquatic Growth (H. P. 11) (L. D. 21) reported that it be referred to the Committee on Highways.

Report was read and accepted the Bill referred to the Committee on Highways and sent up for concurrence.

The SPEAKER pro tem: The Chair is pleased to recognize in the balcony of the House this morning seventy-five pupils from Freeport Junior High School, accompanied by Mr. and Mrs. Libby; Mr. Duplessie; and Mrs. Jeanotte. These folks are the guests of Representative Crockett of Freeport.

The House is particularly pleased to greet you this morning and have you with us, and trust that your stay will be pleasurable and profitable to you. (Applause)

### Ought to Pass with Committee Amendment Tabled and Assigned

Mr. Humphrey from the Committee on Appropriations and Financial Affairs on Resolve Providing for Purchase of Three Hundred Copies of "Historic Hallowell" (H. P. 178) (L. D. 247) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read.

(On motion of Mr. Gifford of Manchester, tabled pending acceptance of the Committee Report and specially assigned for Wednesday, April 10.)

Mr. Minsky from the Committee on Appropriations and Financial Affairs on Resolve Appropriating Money for Preparation of Court Rules of Criminal Procedure (H. P. 182) (L. D. 251) 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. 182, L. D. 251, "Resolve, Appropriating Money for Preparation of Court Rules of Criminal Procedure."

Amend said Resolve by striking out in the first line the figure "\$7,500" and inserting in place thereof the figure "\$5000" and by striking out in the 2nd and 3rd lines the words "be added to the general appropriation for the operation of"

Committee Amendment "A" was adopted and the Resolve assigned for second reading the next legislative day.

### Tabled and Assigned

Mr. Treworgy from the Committee on Education on Bill "An Act to Reconstitute School Administrative District No. 17" (H. P. 272) (L. D. 366) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read.

(On motion of Mr. Hammond of Paris, tabled pending acceptance of the Committee Report and specially assigned for Wednesday, April 10.)

Mr. Turner from the Committee on Highways on Bill "An Act Providing for Area Directional Sign for Bethel on Maine Turnpike" (H. P. 101) (L. D. 145) 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. 101, L. D. 145, "An Act Providing for Area Directional Sign for Bethel on Maine Turnpike."

Amend said Bill in the 7th line by striking out the underlined figure "7" and inserting in place thereof the underlined figure "11" and by striking out all of the underlined 8th line and inserting in place thereof the following: "Bethel-Recreation Area-Exit 11;"

Committee Amendment "A" was adopted and the Bill assigned for

third reading the next legislative day.

Mr. Dudley from the Committee on Municipal Affairs on Bill "An Act Regulating the Pledging of Credit of the City of Biddeford" (H. P. 123) (L. D. 167) 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. 123, L. D. 167, Bill, "An Act Regulating the Pledging of Credit of the City of Biddeford."

Amend said Bill by striking out in the 12th line the underlined words "issued in anticipation of taxes" and inserting in place thereof the underlined words 'payable within one year from their date of issue'

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Mr. Hardy from the Committee on Municipal Affairs on Bill "An Act Increasing Debt Limit of Stonington School District" (H. P. 1008) (L. D. 1459) 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. 1008, L. D. 1459, Bill, "An Act Increasing Debt Limit of Stonington School District."

Amend said Bill in the 2nd paragraph of the referendum by inserting after the words "Stonington School District" in the 3rd line, the word and figure 'to \$80,000'

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Mrs. Lincoln from the Committee on Municipal Affairs on Bill "An Act Increasing Compensation of Mayor and Councilmen of City of Biddeford" (H. P. 124) (L. D. 168) reported "Ought to pass" as amend-

ed 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. 124, L. D. 168, Bill, "An Act Increasing Compensation of Mayor and Councilmen of City of Biddeford."

Amend said Bill by striking out all of the emergency preamble and the emergency clause.

Further amend said Bill by inserting after section 2 the following referendum:

'Referendum; effective date; certificate to Secretary of State. This act shall take effect 90 days after adjournment of the Legislature, only for the purpose of permitting its submission to the legal voters of the City of Biddeford at a special election called and held for that purpose. Such special election shall be held not later than December 1, 1963. Without fail, such special election shall be called, advertised and conducted according to the law relating to municipal elections; provided that the board of registration in said City shall not be required to prepare for posting, nor the city clerk to post, a new list of voters, and for the purpose of registration of voters, said board shall be in session the 3 secular days next prior to such special election, the first and 2nd days thereof to be devoted to the registration of voters and the 3rd day to enable the board to verify the corrections of said list and to complete and close up their records of said sessions.

The city clerk shall prepare the required ballots on which he shall reduce the subject matter of this act to the following questions:

"Shall the compensation of the mayor be increased, as provided in an act passed by the 101st Legislature?"

"Shall the compensation of the councilmen be increased, as provided in an act passed by the 101st Legislature?"

The voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion on each such question.

The provisions of this act, as they relate to each question, shall become effective upon the declaration of the municipal officers of the City of Biddeford, only if the majority of the votes cast by the legal voters of said city are in favor of the acceptance of such question and provided further that the total number of votes cast for and against the acceptance of such question at said election equals or exceeds 20 percent of the total vote for all candidates for Governor in said city at the next preceding gubernatorial election.

The result of such election shall be declared by the municipal officers of the City of Biddeford and due certificate filed by the city clerk with the Secretary of State.

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

#### Divided Report

Majority Report of the Committee on Appropriations and Financial Affairs reporting "Ought not to pass" on Bill "An Act Appropriating Money to Match Funds for Elimination of Aquatic Growth" (H. P. 88) (L. D. 132)

Report was signed by the following members:

Messrs. EDMUNDS of Aroostook  
PORTEOUS of Cumberland  
CAMPBELL of Kennebec  
— of the Senate.

Messrs. HUMPHREY of Augusta  
BRAGDON of Perham

Mrs. SMITH of Falmouth  
Mr. MINSKY of Bangor  
— of the House.

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

Report was signed by the following members:

Messrs. PIERCE of Bucksport  
EDWARDS of Raymond  
JALBERT of Lewiston  
— of the House.

Reports were read.

The SPEAKER pro tem: The Chair recognizes the gentlewoman from Falmouth, Mrs. Smith.

Mrs. SMITH: Mr. Speaker and Members of the House: I move that

the Majority "Ought not to pass" Report be accepted.

The SPEAKER pro tem: The gentlewoman from Falmouth, Mrs. Smith, moves that the Majority "Ought not to pass" Report be accepted.

The Chair recognizes the gentleman from Winthrop, Mr. Thaanum.

Mr. THAANUM: Mr. Speaker, Ladies and Gentlemen of the House: This question of aquatic growth may be something new to some of the members of this House, but it is not a new question to some that were here in the last session. This aquatic growth is cropping up in just a few of our lakes particularly in the recreational sections of our state, and is creating a very serious problem.

I would like to say first that it is my understanding that the lakes, our inland waters or our great ponds in the State of Maine, as they are called, is distinctly a responsibility of the State of Maine. It just so happens that in some areas there is cropping up an aquatic growth that is absolutely diminishing the recreational value of these lakes in certain parts of the state. It is a very very serious problem. I have been told that there is a lake not too far from here in Augusta that is presently suffering from this particular problem, and I think perhaps that the reason for this condition at this time has been the fertilization of the bottom of the lakes by waste disposals, and that it has fertilized the bottom of the lake to such a degree that this growth, this aquatic growth which is similar to a ground hemlock as you know it in the pasture, develops during the warmer weather and ripens to the extent that the particles, just like off your Christmas tree, come from the bottom of the lake and coat the whole top of the lake. It is a highly serious problem.

As a matter of fact, as we discussed it at the last session of the Legislature, I was responsible for putting in an order to have the Legislative Research Committee to make some investigation of this particular thing, and I think that this particular matter before you

this morning is a direct result of the investigation of the Legislative Research Committee. I think this is a good bill. I think it is a move in the right direction. I think it is a bill that points up the state's responsibility to our great lakes and ponds. I don't think it is a very expensive matter. I think that it is a proposition that we must face in the future, the conditions of our lakes and our streams.

We are certainly spending millions of dollars to get our out-of-state people, our tourists, into the State of Maine, and we want that money to pay off. Now if we are going to have that money pay off ladies and gentlemen, then we must do a little house cleaning in some of our lakes. We don't have too many of them. The Legislative Committee I think went into this pretty thoroughly, and they didn't find too many lakes. There are just one, two or three lakes in a particular section that seem to be having this problem. It's not an expensive proposition. In one particular case, it is a matter of \$4,000; and I do believe that we must face up to this question of this aquatic growth and that we should start something which is proposed in this particular bill, which comes from your Legislative Research Committee. I think it is a good bill, and I think it ought to pass. Thank you.

The SPEAKER pro tem: The Chair recognizes the gentlewoman from Falmouth, Mrs. Smith.

Mrs. SMITH: Mr. Speaker and Members of the House: This came from the Appropriations Committee with a majority "Ought not to pass". It is true that this type of legislation went to the Legislative Research Committee, and I understand that rather reluctantly they did make the recommendation that if anything were done, that it be done using matching funds from the communities at least. This is not an inexpensive program. I hate to disagree with some of these people who have a great deal of interest in this type of legislation, but I will only bring to the attention of the House one or two facts.

This is a new program. When you start it, you will be committing this state to many other programs like

it. It will become a very expensive proposition, because once the state is willing to enter into this, there will be no incentive for the towns or cities to do their own jobs. Now this is primarily a condition developing where ponds have been developed to a high degree and the vegetation enriched. This is a problem that has to be taken care of each session. One spraying will eliminate it for the season, but it must be done every year. The only solution is to reduce the fertilization of these ponds.

Now we have a great deal of difficulty with many of our matching programs. You have for instance, your urban planning, which does not have enough money to match the towns now coming in and asking for matching funds. You have great difficulty matching these funds. You have difficulty with your sewer projects where the state is committed to match with the towns and with the Federal Government for that project. You have four cities and towns now coming in which will have to have extra money beyond that recommended by the Governor, and if the other one comes in, you will go into the second year of your biennium. You may well go into the second year of your biennium for matching funds, and then what do you do when another city comes in in the second year? Now if you cannot match these funds, if you are having difficulty matching do you want to enter into a new program?

Now this is a program that either the towns or the cottage-owners or if the towns are getting enough taxes they should do it — some way it should be done. I don't believe the state should be in this new program. This is a decision this House should make, but I want you to understand that you are getting into a new program — a program that will continue and become more expensive as it goes along.

The SPEAKER pro tem: The Chair recognizes the gentleman from Lewiston, Mr. Jalberty.

Mr. JALBERT: Mr. Speaker, I would question that I could add too much in explanation of this measure to the fine remarks of the gentleman from Winthrop, Mr.

Thaanum. Insofar as new programs are concerned, new programs are started daily. Any program is a new program. Any program should be started even if it is a new program as long as it is a good program. Now as far as our area is concerned, and this involves our area, both the Annabessacook and the Sabattus Lakes area, I think it one would look at the record, one would find out that our area gets very little for what it pays in. I am not going to belabor the issue, but I do hope that the members here will vote for the motion of the gentleman from Winthrop, Mr. Thaanum. I would add also that these people — I have attended meetings with Mr. Thaanum in the dead of winter when there would be 150 or 200 people. I know Mr. Thaanum has explained it, and I assure you that they have contributed their share and now they are asking us to contribute our share insofar as the lakes that we own.

The SPEAKER pro tem: The Chair recognizes the gentleman from Winthrop, Mr. Thaanum.

Mr. THAANUM: Mr. Speaker, I understand the motion presently before the House is the majority of item 23, and a motion by the gentlewoman from Falmouth, Mrs. Smith, that that item ought not to pass, is that correct?

The SPEAKER pro tem: That is correct, sir.

The Chair recognizes the gentleman from South Portland, Mr. Taylor.

Mr. TAYLOR: Mr. Speaker, Ladies and Gentlemen of the House: I believe that we in the State of Maine are blessed with many very fine lakes and streams, and I believe it to be an utter waste of state funds to try and fix the aquatic growth in these shallow ponds that are being mentioned here this morning. I believe that regardless — these lily ponds that they would like to ask this Legislature to grant sizeable funds to eliminate the growth in, are completely unnecessary at this time. I certainly hope that the members of this House will not vote to expend state funds in this manner. I ask indefinite postponement of this item 23.

The SPEAKER pro tem: The gentleman from South Portland, Mr. Taylor, moves indefinite postponement of this.

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

Mr. JALBERT: Mr. Speaker, I beg your indulgence for a moment. I thought we were on item 24. I certainly am in support also of item 23, and I hope the last gentleman's motion does not prevail and I ask for a division.

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

Mr. WELLMAN: Mr. Speaker, as a member of the Interim Research Committee, I would merely like to point out to you our report contained on page 48 of the Research Committee's Report, and to read to you if you will bear with me:

"It is unanimously agreed that because the problem is basically one of pollution, the Committee recommend that the State accept the theory of general responsibility for directing and coordinating the measures to correct this problem. The Committee urges that this Legislature give serious consideration to the adoption of legislation establishing such measures as a responsibility of this state administered on a cooperative basis under the supervision and control of the Department of Health and Welfare, through its Division of Sanitary Engineering. It is recommended that funds administered by the Department for this purpose, be expended on a 50-50 matching basis on the part of the state and from any other source."

This, we reached after investigation. The decision is yours.

The SPEAKER pro tem: The Chair recognizes the gentleman from Bath, Mr. Brewer.

Mr. BREWER: Mr. Speaker, I was out of the House on most of this debate, so I don't know what was said. I do take exception to the gentleman from South Portland, Mr. Taylor, when he says that we have no business being in the aquatic elimination field. Primarily, this state is in the recreation business, and I think we have to take a long look at aquatic growth as it affects our recreation areas. I would support the bill. Thank you.

The SPEAKER pro tem: The Chair recognizes the gentleman from Perham, Mr. Bragdon.

Mr. BRAGDON: Mr. Speaker and Members of the House: I have listened to the arguments on this bill through the session of the Research Committee; I have also listened to the same arguments through two or three sessions of the Legislature. This bill that we now have before us is a very modest approach to a tremendous program in my opinion. I do take exception to the remarks of the gentleman from Winthrop where he stated that this is a matter which only affects a very few lakes in our resort areas. I contend that it is pretty much of a state-wide proposition, and if this House sees fit to take this modest step, I hope they do it with their eyes open because you are, in my opinion, embarking upon something that is going to be a tremendously expensive project as the years progress.

The SPEAKER pro tem: The Chair recognizes the gentleman from Dexter, Mr. Harrington.

Mr. HARRINGTON: Mr. Speaker and Members of the House: I read somewhere the other day that if the United States goes Socialist, it won't go in one big vote, but it is going to go piecemeal by piecemeal. I feel that, although that sounds like a pretty big issue to take up with this particular thing, it is more of the state's money permitted to be spent. The people in the areas should spend it, and not from Legislature. That is my opinion, and I certainly hope that the motion is defeated.

The SPEAKER pro tem: The Chair recognizes the gentleman from Cape Elizabeth, Mr. Berry.

Mr. BERRY: Mr. Speaker and Members of the House: I would like to rise in support of the position of the gentleman from Winthrop, Mr. Thaanum and the gentleman from Lewiston, Mr. Jalbert. I think that the state has been side-stepping this problem for some time. The Legislative Research Committee felt that we would not be embarking upon a long and expensive program because this Legislature has the control of the 'purse strings,' and that to face the problem with a modest sum of

\$2500 each year would be perhaps meeting the challenge of these well-developed lakes which really present a serious problem to the State of Maine, which is proclaiming itself as the 'Vacationland.'

The SPEAKER pro tem: The Chair recognizes the gentlewoman from Falmouth, Mrs. Smith.

Mrs. SMITH: Mr. Speaker and Members of the House: I shall not debate with you what you wish to do. This is your prerogative. I only will remind you that this is a new program which will be extremely costly. It is a matching program. You certainly have responsibilities for many things; the towns have responsibilities for many things. We have had before this Legislature before such things as spraying for mosquitoes on Cranberry Isle and many other issues which we have not done. There are innumerable of these programs. If you wish to go along with this program, you should go along with it knowing full well that it is another matching program and that you do not, you must remember, that you are not having money enough to even match your sewer projects in the way that they should be.

If some of the large cities begin to come in, in the next two years of the biennium, the money will not be nearly enough. For instance, the City of Portland is considering it. The City of Westbrook. These are many programs that will require a great deal of matching money. The majority of the Appropriations Committee did not feel we should get into this new program. It is your decision.

The SPEAKER pro tem: The Chair recognizes the gentleman from Winthrop, Mr. Thaanum.

Mr. THAANUM: I would ask if I have spoken twice on this subject matter?

The SPEAKER pro tem: No sir, you have not, on this new motion.

Mr. THAANUM: Thank you. Mr. Speaker, Ladies and Gentlemen: I have listened with a good deal of interest to the discussion and the debate here this morning, and I certainly don't want to take too much exception to some of the things that have been said, particularly from some of the long-time legislators, but I do think this: I



think, as I said before, that here we have a responsibility of the State of Maine. Particularly in a lake that I am interested in, in which the town, the town has been mentioned, that is doing this job, I take exception to that. The lakes of the State of Maine belong to the state. But the town that I come from has already put in more than half a million dollars worth of money to help correct this by putting in a sewage system some years ago.

Now as to this being a serious problem in the future or a venture into something new, we have gone into something new many many times in the State of Maine, and I can't help but think back over the years that we went into something very new in the matter of a State Aid Program in the State of Maine. What has that program done for the State of Maine?

Now I don't think that this that I am talking about this morning is anything in proportion to what that program was. But I do think this: that this particular situation is bad in some of the lakes. It is not bad in all of the lakes. It simply concerns the lakes that are down here in the recreational part of Maine. I do know this, that I have been told that it is beginning to progress in the Lake Cobbosseecontee which some of you may know out here, and at that time, you will probably hear from that particular lake. I want to impress upon you that I sincerely feel that this is a responsibility of the State, and as long as it is a responsibility of the state, we ought to face up to that responsibility and do something about it. Thank you, ladies and gentlemen.

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

Mr. JALBERT: I have spoken twice, but am I privileged to ask a question through the Chair?

Mr. Speaker, I would like to ask a question of the gentleman from Perham, Mr. Bragdon. As the Chairman of the Research Committee that reported this measure out, did he sign a dissenting report or did he go along with the report of the Research Committee; yes or no?

The SPEAKER pro tem: The gentleman may answer if he wishes.

Mr. BRAGDON: There was no dissenting report.

The SPEAKER pro tem: The Chair recognizes the gentleman from South Portland, Mr. Taylor.

Mr. TAYLOR: Mr. Speaker, Ladies and Gentlemen of the House: We have listened to some very nice oratory on how to spend the taxpayers' money. Now I feel that this legislative session has thought nothing of helping the people to derive more income, raise the minimum wages or any phase of alleviating the burden upon our taxpayers. All we can think of here and all we can talk about is how we can increase the taxes, levy more taxes, find more ways to spend money, and I tell you that fixing lily ponds in shallow streams is certainly a waste of time in this State, when we do have so many good streams that do not need this type of operation and many good deep lakes that do not require it also. When the time comes, that we have overburdened our present streams and our lakes and then it becomes necessary to fix the lily ponds up, then I will go along with it, but not until. I hope that the members of this Legislature will agree with me. I thank you.

The SPEAKER pro tem: Is the House ready for the question? The question before the House is the motion of the gentleman from South Portland, Mr. Taylor, that the Reports and Bill "An Act Appropriating Money to Match Funds for Elimination of Aquatic Growth," House Paper 88, Legislative Document 132, be indefinitely postponed.

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

A viva voce vote being doubted by the Chair, a division of the House was had.

Forty-one having voted in the affirmative and seventy-one having voted in the negative, the motion did not prevail.

The SPEAKER pro tem: The question before the House is the motion of the gentlewoman from Falmouth, Mrs. Smith, that the Majority "Ought not to pass" Report be accepted.

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

Mr. JALBERT: Mr. Speaker, I move her motion does not prevail.

The SPEAKER pro tem: All those in favor of this motion will say aye; those opposed, no.

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

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

Mr. JALBERT: Mr. Speaker, I now move that we accept the Minority "Ought to pass" Report.

The SPEAKER pro tem: The question now before the House is the motion of the gentleman from Lewiston, Mr. Jalbert, that the Minority "Ought to pass" Report be accepted. Is that the pleasure of the House?

Mr. Littlefield of Hampden then requested a division.

The SPEAKER pro tem: The Chair recognizes the gentleman from Anson, Mr. Viles.

Mr. VILES: Mr. Speaker, I would move this lay on the table until Friday, April 12.

Mr. Bussiere of Lewiston then requested a division on the tabling motion.

The SPEAKER pro tem: All those in favor of this being tabled until Friday, April 12, will please rise and remain standing until the monitors have made and returned their count.

A division of the House was had.

Forty-five having voted in the affirmative and sixty-three having voted in the negative, the tabling motion did not prevail.

Thereupon, the Minority "Ought to pass" Report was accepted, the Bill read twice and assigned the next legislative day.

#### Divided Report

Majority Report of the Committee on Appropriations and Financial Affairs reporting "Ought not to pass" on Resolve Relating to Treatment of Lakes Sabattus and Annabessacook to Eliminate Aquatic Growth (H. P. 360) (L. D. 534)

Report was signed by the following members:

Messrs. EDMUNDS of Aroostook  
PORTEOUS of Cumberland  
CAMPBELL of Kennebec  
— of the Senate.

Messrs. HUMPHREY of Augusta  
BRAGDON of Perham  
Mrs. SMITH of Falmouth  
Mr. MINSKY of Bangor  
— of the House.

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

Report was signed by the following members:

Messrs. PIERCE of Bucksport  
EDWARDS of Raymond  
JALBERT of Lewiston  
— of the House.

Reports were read.

The SPEAKER pro tem: The Chair recognizes the gentleman from Perham, Mr. Bragdon.

Mr. BRAGDON: Mr. Speaker, I move the acceptance of the Majority "Ought not to pass" Report and I think possibly would speak briefly to that motion.

The SPEAKER pro tem: The gentleman may proceed.

Mr. BRAGDON: Apparently in accepting the previous bill, we have established a precedent of matching funds. This bill provides specifically in one instance for an appropriation of \$10,000 for a specific purpose. Those are my reasons for wishing that we accept the Majority "Ought not to pass" Report.

Thereupon, the Majority "Ought not to pass" Report was accepted and sent up for concurrence.

#### Divided Report

Majority Report of the Committee on Highways reporting "Ought not to pass" on Bill "An Act relating to Services of State Police on Maine Turnpike" (H. P. 441) (L. D. 646)

Report was signed by the following members:

Messrs. COLE of Waldo  
FERGUSON of Oxford  
BROWN of Hancock  
— of the Senate.  
Messrs. TURNER of Auburn  
ROSS of Brownville  
NADEAU of Biddeford  
DRAKE of Bath  
CARTER of Etna  
DENBOW of Lubec  
— of the House.

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

Report was signed by the following member:

Mr. CROCKETT of Freeport  
— of the House.

Reports were read.

The SPEAKER pro tem: The Chair recognizes the gentleman from Auburn, Mr. Turner.

Mr. TURNER: Mr. Speaker, I move that the Majority "Ought not to pass" Report be accepted.

The SPEAKER pro tem: The gentleman from Auburn, Mr. Turner, moves that the Majority "Ought not to pass" Report be accepted.

The Chair recognizes the gentleman from Paris, Mr. Hammond.

Mr. HAMMOND: Mr. Speaker, I move that this bill be tabled until one week from today pending the motion of Mr. Turner of Auburn.

The SPEAKER pro tem: The gentleman from Paris, Mr. Hammond, moves that this bill be tabled until one week from today pending the motion of Mr. Turner of Auburn. Is that the pleasure of the House?

(Cries of "No")

All those in favor will please say aye; those opposed, no.

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

Mr. Bussiere of Lewiston then requested a division.

The SPEAKER pro tem: The question before the House is the motion of the gentleman from Auburn, Mr. Turner, that the Majority "Ought not to pass" Report be accepted, and a division has been requested.

All those in favor of the motion will please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

One hundred two having voted in the affirmative and five having voted in the negative, the motion prevailed.

Thereupon, the Majority "Ought not to pass" Report was accepted and sent up for concurrence.

#### Divided Report

Report "A" of the Committee on Appropriations and Financial Affairs reporting "Ought to pass" on Resolve Providing Funds for Research

on Marine Vegetation Utilization (H. P. 359) (L. D. 533)

Report was signed by the following members:

Mr. PORTEOUS of Cumberland  
— of the Senate.

Messrs. PIERCE of Bucksport  
BRAGDON of Perham  
JALBERT of Lewiston  
MINSKY of Bangor

— of the House.

Report "B" of same Committee reporting "Ought not to pass" on same Resolve.

Report was signed by the following members:

Messrs. EDMUNDS of Aroostook  
CAMPBELL of Kennebec  
— of the Senate.

Messrs. HUMPHREY of Augusta  
EDWARDS of Raymond

Mrs. SMITH of Falmouth  
— of the House.

Reports were read.

The SPEAKER pro tem: The Chair recognizes the gentleman from Bar Harbor, Mr. Smith.

Mr. SMITH: Mr. Speaker, I move acceptance of the "Ought to pass" Report A. I would like to speak on the motion.

The SPEAKER pro tem: The gentleman may proceed.

Mr. SMITH: Mr. Speaker, Ladies and Gentlemen of the House: I am going to read from this bill in case you don't have it in front of you, L. D. 533. "Resolved: That there is appropriated to the Roscoe B. Jackson Memorial Laboratory of Bar Harbor the sum of \$3,000 from the Unappropriated Surplus of the General Fund, for research on the subject of marine vegetation utilization in Maine, to summarize and evaluate the present knowledge of such vegetation and prepare a report for use in publicizing the available marine resources in coastal waters."

This is an evenly split report you will note. The bill has attached to it a statement of facts which summarizes the purposes of the bill. The results of the proposed study would be made available to state agencies, industry, scientific foundations and others to the end of attracting a scientific laboratory to Maine coastal waters to pursue further research on the subject of marine vegetation development.

I would like to give you some background concerning the local committee in Bar Harbor on this subject. We have a local committee of which I am not a member, made up of leading citizens of the town, called the Marine Vegetation Utilization Committee. During the past two years it has approached various scientific foundations and branches of the United States Government and wishes to approach pharmaceutical houses to interest any one of these groups in establishing a laboratory on the coast of Maine, not with state funds, to explore this subject of marine vegetation. This is one of our true natural resources about which there is very little knowledge. The economic vitality and growth of this state can come about only through unlocking what natural resources we have. We know too little about marine vegetation and its utilization.

The Jackson Memorial Laboratory is named, you will note in this bill, as a vehicle to receive the rather modest sum of \$3,000 to employ a scientist to make a study, prepare formal findings for use in presenting to these various agencies to interest them if possible in coming to Maine waters with a laboratory for basic research in this field. The Jackson Memorial Laboratory is not interested by itself in marine vegetation. It is a Cancer Research Laboratory, as you know, and has only loaned its name for the purpose and its facilities for the purpose of receiving money and disbursing it all in one sum to a qualified scientist to make the proposed study.

The purpose of such study is to evaluate the present status of our knowledge of the extent and nature of seaweeds, their chemical nature, and physiology, harvesting and drying techniques in use, products which may be secured from marine vegetation. Also to collect existing data which we do not have in any one place now, showing the extent of studies in other countries. Scotland, Japan, Canada, have done work in this field. Finally, to summarize the existing activities of all agencies for the purpose of presenting to those who might have funds available and interest to establish a laboratory on the Maine coast.

Now this is indeed a modest start. The sum of \$3000 is not a repeating item. I purposely avoided asking for funds for the Sea and Shore Fisheries Department so that this \$3,000 would not come up in later years in the current services budget. The potential which a laboratory in basic research in this field can unlock is tremendous. This request is modest. I urge you to accept the "ought to pass" report.

The SPEAKER pro tem: The Chair recognizes the gentleman from Eastport, Mr. MacGregor.

Mr. MacGREGOR: Mr. Speaker, Ladies and Gentlemen of the House: I rise to support my colleague, Mr. Smith, in the motion that he has made of the acceptance of Report A. I would like to bring before you a point or three over and above what Mr. Smith has indicated to you already. Perhaps a goodly portion of you realize and recognize the fact that I am directly involved this day with the aquatic growth that are available in our waters here in Maine. As a result of this contact and association that I have had, I have traveled extensively through the Maritime Provinces and have searched and perused the coastline of the State of Maine for the privilege of this company that I am associated with in determining the extent of the aquatic growth that are available to us. We have an unlimited supply here in this state. We have the potential of the development of a tremendous new industry here in the state. We are derelict in the fact that we are so late in coming to this realization here in the State of Maine for the simple reason that our good neighbors to the north and east of us through the Maritimes have recognized this potential for over forty years and have been very diligently exploring, have definitely established at the provincial level, the equivalent of our state, study groups, research groups and control groups which are certainly expanding their source for a living example there. In the Province of Nova Scotia today, the harvesting of the aquatic growth is now their third largest industry. This is a goal for the State of Maine to aim for. Here we are with this very modest re-

quest to give the Roscoe B. Jackson Memorial Laboratory the privilege of implementation of additional study here in the state that most certainly would expand a new industry herein. Thank you.

The SPEAKER pro tem: The Chair recognizes the gentleman from Harpswell, Mr. Prince.

Mr. PRINCE: Mr. Speaker, I rise to support the motion of my colleagues Mr. Smith of Bar Harbor and Mr. MacGregor. This is of tremendous importance. The future of marine growth in the State of Maine is going to be an outstanding piece of business in the very near distant future. Thank you.

The SPEAKER pro tem: The Chair recognizes the gentleman from Stonington, Mr. Richardson.

Mr. RICHARDSON: Mr. Speaker, I would like to add two more points in support of Mr. Smith. Early in the session Commissioner Green came before the Sea and Shore Fisheries Committee, this matter was discussed. He mentioned the fact that he had had many requests from out-of-state firms concerning marine vegetation on the coast of Maine which he could not answer because there was no research available.

Secondly, the State of Maine is in the position of encouraging industry to come to the State of Maine. The most successful way to encourage that industry to come is to use raw materials which are in the State of Maine, and I think that we are very lax in not utilizing many of our marine products for these purposes. Thank you.

The SPEAKER pro tem: The Chair recognizes the gentleman from Falmouth, Mrs. Smith.

Mrs. SMITH: Mr. Speaker and Members of the House: The reason for us signing out the Minority Report was not — it was an even report actually — was not that we did not recognize the validity of exploring this or any of the arguments that have been presented this morning. We only questioned whether it was a problem which should be taken care of locally since it was such a small amount. That is for the House to decide.

The SPEAKER pro tem: Is the House ready for the question? The

question before the House is the motion of the gentleman from Bar Harbor, Mr. Smith, that Report A, "Ought to pass," on Resolve Providing Funds for Research on Marine Vegetation Utilization, House Paper 359, Legislative Document 533, be accepted.

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

A viva voce vote being taken, the motion prevailed. The Resolve was read once and assigned the next legislative day.

The SPEAKER pro tem: The Chair is pleased to recognize in the balcony of the House this morning at this time, twenty-five pupils from the eighth grade of the Palmyra Consolidated School, accompanied by their teacher, Mr. Hill and Ex-Senator Clair Lewis of Palmyra. These young folks are the guests of Representative Susi of Pittsfield and Representative Laughton of Ripley.

Also in the balcony there are thirty-five pupils from the seventh and eighth grades of the Athens School, accompanied by their teachers, Mrs. Edith Andrews and Mr. James Armstrong. These folks are the guests of Representative Laughton of Ripley.

The Chair is pleased to welcome you here this morning, and trust that your visit with us will prove profitable to you. (Applause)

#### Passed to Be Engrossed

Bill "An Act Adding the Suspension or Revocation of Licenses of Official Inspection Stations to the Administrative Code" (S. P. 459) (L. D. 1286)

Bill "An Act Providing for Boothbay Harbor Region Area Sign on Maine Turnpike" (H. P. 103) (L. D. 147)

Bill "An Act to Extend Contracts for School Conveyance from Three to Five Years" (H. P. 637) (L. D. 893)

Bill "An Act relating to County Taxes in Places not Incorporated" (H. P. 689) (L. D. 945)

Bill "An Act relating to Licensing of Mortuary Assistants and Rules and Regulations of the Board of Examiners of Funeral Directors and

Embalmers" (H. P. 733) (L. D. 1062)

Bill "An Act relating to Income from Ministerial and School Fund in Determining Educational Foundation Program Allowance" (H. P. 762) (L. D. 1116)

Bill "An Act Prohibiting Sale or Purchase of Military Decorations" (H. P. 859) (L. D. 1246)

Bill "An Act relating to Expenditures from Unorganized Territory Capital Working Fund" (H. P. 863) (L. D. 1250)

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

#### Amended Bills

Bill "An Act to Change the Fiscal Year of City of Lewiston" (S. P. 280) (L. D. 794)

Bill "An Act relating to Town Manager Form of Government" (S. P. 330) (L. D. 995)

Bill "An Act relating to Salary of Commissioner of Education" (S. P. 373) (L. D. 1039)

Bill "An Act relating to Minimum Wages for Firemen" (H. P. 227) (L. D. 297)

Bill "An Act to Provide for a Civil Service Commission for Town of Kittery" (H. P. 478) (L. D. 681)

Were 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.

Bill "An Act Revising the Law Relating to Closing-Out Sales" (S. P. 48) (L. D. 98)

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

At this point, Speaker Kennedy returned to the rostrum.

**SPEAKER KENNEDY:** The Chair thanks the gentleman from Owl's Head, Mr. MacPhail, for the masterful manner in which he conducted the affairs of this office, and I know that you also offer your best wishes for the splendid job that he did.

Thereupon, the Sergeant-at-Arms escorted the gentleman from Owl's Head, Mr. MacPhail, to his seat on the Floor, amid the applause of the House, and Speaker Kennedy resumed the Chair.

#### Emergency Measure Tabled and Assigned

An Act Continuing the Committee on Aging (S. P. 334) (L. D. 1087)

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

(On motion of Mrs. Kilroy of Portland, tabled pending passage to be enacted and specially assigned for Wednesday, April 17.)

#### Passed to Be Enacted

An Act relating to Investigation of Hunting Accidents (S. P. 112) (L. D. 339)

An Act relating to Penalty for Noncompliance by Owners of Property of Orders for Proper Fire Safeguards (S. P. 115) (L. D. 343)

An Act to Reconstitute School Administrative District No. 19 (S. P. 174) (L. D. 473)

An Act relating to Compensation and Expenses of Out-of-State Witnesses in Criminal Cases (S. P. 321) (L. D. 987)

An Act relating to Pecuniary Interest by Municipal Officials in Municipal Contracts (S. P. 324) (L. D. 990)

An Act relating to Proof of Municipal Ordinances (S. P. 325) (L. D. 991)

Were 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.

An Act relating to Sale of Negotiable Checks and Money Orders (S. P. 354) (L. D. 1020)

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

The **SPEAKER:** The Chair recognizes the gentleman from Lisbon, Mr. Karkos.

**Mr. KARKOS:** Mr. Speaker and Members of the House: L. D. 1020, the title is "An Act relating to Sale of Negotiable Checks and Money Orders." As a signer of the minority

report on this bill, I was a little disturbed as to what this would do to the small people all over the state.

If this bill goes through, anyone that issues negotiable checks, or money orders, must file with the Banking Commissioner, surety bonds to the extent of \$100,000 and put this whole thing under the Banking Commission. There are a lot of people scattered all over this state that don't have banking facilities and rely mostly on general stores or some of their friends, and the purpose is that if they charge money they are subject to prosecution or a \$100 fine.

Now under this bill they tell you that they are protecting the public. I can't see that. Now if a person comes to me, a neighbor, and says issue a check, I already pay the bank for it anyway, I would be subject to a fine if I charged. As I say, the keepers of general stores, there are a lot of places where you don't have a bank or a post office for miles, and they depend on general storekeepers and their friends. I can't see where there is any need for such a bill. We never had it before. And I would like to make a motion that this bill and its accompanying papers be indefinitely postponed.

The SPEAKER: The question before the House is the motion of the gentleman from Lisbon, Mr. Karkos, that this item be indefinitely postponed.

The Chair recognizes the gentleman from Brewer, Mr. MacLeod.

Mr. MacLEOD: Mr. Speaker and Members of this House: It is getting along close to lunch time and I don't want to stand here and debate this measure at length. We debated it once before in the House and the House overwhelmingly moved to pass this bill along.

This bill does not take away any rights of any individual citizen. Anyone that wants to go in the banking business and charge for checks and money orders can register with the state and come under the Department of Banking, because when you sell money orders and checks you are in the banking business. Anyone that wants to do this as an accommodation in these small towns

for their customers for nothing can do it. Anyone that wants to become a seller of these money orders by a reputable bonded express order or money order company, can do it and get half the fee that that company receives, so this isn't discriminating or hurting any citizen of the State of Maine but offers protection. I hope the motion of the gentleman from Lisbon does not prevail.

The SPEAKER: The Chair recognizes the gentleman from Waterville, Mr. Noel.

Mr. NOEL: Mr. Speaker, they say this bill is to protect the small people, but I think it is to protect the bankers. Now what they do when they have a small town where they have no banks, you have a man making out checks or something like that, it is for the public. In our town we have a few banks and stuff like that, but after three o'clock the banks are closed. We can go to a drug store, LaVerdiere's, and have checks made and money orders and so forth, so it is very convenient for the people of Waterville. I hope the motion of the gentleman from Lisbon prevails.

The SPEAKER: The Chair recognizes the gentleman from Lisbon, Mr. Karkos.

Mr. KARKOS: Mr. Speaker, the banks close Friday as a rule at four o'clock, and during the weekend there is many an occasion where people have to get money and send checks for their insurance policies or many other things. Now the banks don't provide this service, and I can't see where the public is going to be protected. We haven't had anyone in the State of Maine that has been victimized by these so-called frauds or chiselers. Now the government is in the business of printing money but you still have a lot of counterfeiters and all you have got to do is weed these people out. You are taking a certain privilege away from individuals if this thing goes through. Thank you.

Mr. Noel of Waterville requested a division.

The SPEAKER: Is the House ready for the question?

The question before the House is the motion of the gentleman from Lisbon, Mr. Karkos, that "An Act relating to Sale of Negotiable Checks

and Money Orders," Legislative Document 1020, be indefinitely postponed and a division has been requested. All those in favor of the indefinite postponement of this matter will rise and remain standing until the monitors have made and returned their count.

A division of the House was had. Fifty having voted in the affirmative and sixty-eight having voted in the negative, the motion did not prevail.

Thereupon, the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

An Act relating to Registration and Transportation of Deer. (S. P. 388) (L. D. 1091)

An Act relating to Penalty for Violation of Liquor Laws. (S. P. 389) (L. D. 1092)

An Act relating to Automobile Junk Yards. (S. P. 393) (L. D. 1096)

An Act relating to Dogs Brought to Veterinarian. (S. P. 428) (L. D. 1171)

An Act relating to Fees in Disclosure Proceedings. (S. P. 429) (L. D. 1172)

An Act relating to Reporting by Those Who Treat Gunshot Wounds. (H. P. 116) (L. D. 160)

An Act to Reconstitute School Administrative District No. 18. (H. P. 328) (L. D. 455)

An Act to Reconstitute School Administrative District No. 24. (H. P. 366) (L. D. 539)

An Act to Create the Fort Kent Sewerage District. (H. P. 489) (L. D. 691)

An Act Amending Charter of Augusta Sewerage District. (H. P. 495) (L. D. 697)

An Act Increasing Compensation of Trustees of York Water District. (H. P. 493) (L. D. 700)

An Act relating to Authority under Nonresident Insurance Agent's License. (H. P. 625) (L. D. 881)

An Act relating to Neglect of Children. (H. P. 652) (L. D. 908)

An Act relating to Penalties for Possessing a Falsified Certificate of Birth. (H. P. 658) (L. D. 914)

An Act relating to Appointment of a Chief Insurance Examiner. (H. P. 687) (L. D. 943)

An Act Increasing the Number of Medical Examiners for Oxford County. (H. P. 700) (L. D. 956)

An Act relating to Microfilming Records. (H. P. 741) (L. D. 1070)

An Act relating to Instruction in High Schools on American Freedoms. (H. P. 763) (L. D. 1117)

An Act Providing Fire Protection for Rockwood Township in Somerset County. (H. P. 856) (L. D. 1243)

Bill, "An Act relating to the Down East Christmas Tree Association." (H. P. 969) (L. D. 1408)

An Act relating to Report of Department of Health and Welfare in Child Custody Cases. (H. P. 1013) (L. D. 1466)

Were 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.

#### Orders of the Day

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

SENATE JOINT ORDER Relative to Recalling from Legislative Files, Judiciary Committee Report on I. B. 1 (Cousins Island) (S. P. 533)

Tabled—March 20, by Mr. Rust of York.

Pending—Motion of Mr. Prince of Harpswell to Indefinitely Postpone.

The SPEAKER: The Chair recognizes the gentleman from York, Mr. Rust.

Mr. RUST: Mr. Speaker and Members of the House: The Legislator in the other body who initiated this joint order has thoroughly investigated the matter which he thought there might be a problem with in regard to this initiative referendum. Having discussed the matter with the Attorney General's Department, he is perfectly satisfied that as far as the Judiciary Committee is concerned, the process that this bill has gone through, this initiative referendum, is perfectly proper. Therefore, I move the pending question and move indefinite postponement.

The SPEAKER: The gentleman from York, Mr. Rust, moves the pending question of indefinite postponement. Is this the pleasure of the House?

The motion prevailed, the Order was indefinitely postponed in non-



concurrence and sent up for concurrence.

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

HOUSE REPORT—Ought to pass—Committee on Taxation on Bill, "An Act Exempting Certain Fraternal Societies from Property Taxes." (H. P. 844) (L. D. 1231)

Tabled—March 26, by Mr. Anderson of Orono.

Pending—Acceptance of Report.

Thereupon, on motion of Mr. Anderson of Orono, the "Ought to pass" Report was accepted, the Bill read twice and assigned the next legislative day.

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

Bill "An Act relating to Excise Tax on Motor Vehicles Owned by Domestic Corporations, Partnerships and Charitable Institutions." (S. P. 464) (L. D. 1291) In House Read the Third Time, House Amendment "A" Adopted. (Filing H-154)

Tabled—March 26, by Mr. Smith of Strong.

Pending—Passage to be Engrossed.

Thereupon, on motion of Mr. Smith of Strong, the Bill was passed to be engrossed as amended by House Amendment "A" and sent to the Senate.

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

Bill "An Act relating to Application of Federal Social Security to Permit Political Subdivisions to Offer Social Security Benefits to Superintendents of Schools." (H. P. 678) (L. D. 934)—Read the Third Time.

Tabled—March 27, by Mr. Jones of Farmington.

Pending—Passage to be Engrossed

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

Mr. JONES: Mr. Speaker, Ladies and Gentlemen of the House: This Legislative Document would in essence make it possible for the Superintendent of Schools to carry on two separate and entirely different

pension plans for retirement. In some degree it would look as though it would be a favorable situation, and yet on the other hand, it could be looked upon as being very unfavorable.

Many years ago the State, in order to take care of its employees, set up a pension plan for these employees, after which they broadened this pension plan to include the dependents of the employees, which I believe was a very good act, a very liberal act on the part of the State. Now if we pass this bill permitting the superintendent of schools to participate in the social security set-up along with the state pension plan set-up which includes the dependents of these superintendents, it won't be long before we will have another bill before us giving teachers similar right, and this act in turn will be followed by another one extending the privilege to all state employees. I am not certain just which is the best set-up. However, it almost looks to me as though the permitting of this dual credit toward a pension income is a little bit out of order. I therefore move that this bill and its accompanying papers be indefinitely postponed. Thank you.

The SPEAKER: The question before the House is the motion of the gentleman from Farmington, Mr. Jones, that this bill be indefinitely postponed. Is this the pleasure of the House?

(Cries of "No")

All those in favor of the indefinite postponement of this bill will say aye; those opposed, no.

A viva voce vote being doubted by the Chair, a division of the House was had.

Eighty-eight having voted in the affirmative and twenty-one having voted in the negative, the motion did prevail and the Bill was indefinitely postponed and sent up for concurrence.

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

Bill "An Act Limiting the Amount of Salary of Certain State Officers." (H. P. 830) (L. D. 1217)—Read the Third Time.

Tabled — March 27, by Mr. Dennett of Kittery.

Pending—Passage to be Engrossed.

The SPEAKER: The Chair recognizes the gentleman from Houlton, Mr. Berman.

Mr. BERMAN: Mr. Speaker and Members of the House: After consulting with my able friend, the House Chairman of the Committee on State Government, Mr. Dennett, I wish to present House Amendment "B" to L. D. 1217 under Filing H-191 and move its adoption.

Thereupon, House Amendment "B" was read by the Clerk as follows:

HOUSE AMENDMENT "B" to H. P. 830, L. D. 1217, Bill, "An Act Limiting the Amount of Salary of Certain State Officers."

Amend said Bill by striking out all of section 7.

Further amend said Bill in the 6th line of section 11 by striking out the underlined figure "\$15,000" and inserting in place thereof the underlined figure "\$16,000"

Further amend said Bill by renumbering sections 8 to 12 to be sections 7 to 11.

House Amendment "B" was adopted, the Bill passed to be engrossed as amended by House Amendment "B" and sent to the Senate.

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

Bill "An Act Requiring Line Budget for County Appropriations for York County." (H. P. 953) (L. D. 1387)—(Amendment Filing No. S-79) and 6H-152 — In House Read the Third Time.

Tabled—March 27, by Mr. Plante of Old Orchard Beach.

Pending—Passage to be Engrossed

On motion of Mr. Rust of York, the Bill was passed to be engrossed as amended by Senate Amendment "A" and House Amendment "A" in non-concurrence and sent up for concurrence.

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

HOUSE REPORT—Ought not to pass—Committee on Taxation on Bill "An Act relating to Taxation of Business of Raising Domestic

Fowl Exclusively for Meat Purposes." (H. P. 842) (L. D. 1229)

Tabled—March 27, by Mr. Waterman of Auburn.

Pending—Acceptance of Report.

On motion of Mr. Waterman of Auburn, the Report and Bill were recommitted to the Committee on Taxation and sent up for concurrence.

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

AN ACT relating to Employment of Minors Under Sixteen Years of Age." (S. P. 214) (L. D. 524)—Engrossed in both Branches.

Tabled—March 27, by Mr. Williams of Hodgdon.

Pending—Passage to be Enacted.

The SPEAKER: The Chair recognizes the gentleman from Hodgdon, Mr. Williams.

Mr. WILLIAMS: Mr. Speaker and Members: This bill we have before us here is one of the pets of the Department of Labor and Industry. It has been before this House in various forms for the past several sessions. It is always billed as a safety measure, but it is rough on the boys and girls who might wish to earn a little money during their vacations.

Now I would say to you that in my opinion, a boy fifteen or sixteen years old would be much safer as a water boy or some job that he could handle than he would be hanging around the street corners or riding in a speeding car without seat belts. We worry about Canadians coming in and cutting pulp and doing various other things, and then we turn around and forbid our young people to take these jobs. This bill, if it was followed out to its bitter end, would forbid a sixteen year old boy from helping his father cut pulp. It would prevent a father taking his boy into a potato house. It would forbid lots of things. It would take an army to police the thing. It seems to me that our young people would be much happier as well as safer to be working. To me, this is just another attempt to take away from our young people the age old privilege of being free-born and self-supporting citizens. I would now move indefinite postponement.

ment on this bill and its accompanying papers.

The SPEAKER: The question before the House is the motion of the gentleman from Hodgdon, Mr. Williams, that this act be indefinitely postponed. Is this the pleasure of the House?

The Chair recognizes the gentleman from South Portland, Mr. Brown.

Mr. BROWN: Mr. Speaker, Ladies and Gentlemen of the House: For the information of those of the House, the title of the bill is "An Act relating to Employment of Minors Under Sixteen Years of Age." Those sixteen years of age and under have to receive a permit from the superintendent of schools in order to work, and in this category in this bill, we are talking about children fifteen years of age only, actually, and only in the construction activity, woods operation and tree surgery, which of course you will recognize as being dangerous occupations.

The bill as written, and now law, does not permit these children to work in a hotel, rooming house, laundry and so forth. It seems to me that a child fifteen years of age, which is the only age we seem to be talking about on this, not sixteen, fifteen; working in these categories of construction activities, woods operation and tree surgery certainly should be — have the safety rules promulgated.

Now for your information, the workings of such a rule or such a thing by the Department of Labor goes in this manner. First, the Labor Department drafts papers and sends out — asks for a public hearing at which time of course those concerned may appear. Then, after this public hearing, she makes it permanent according to the law which we pass, and there is appeal of course. So this is not a real hard and fast rule. I certainly hope that the motion before you does not pass.

The SPEAKER: Is the House ready for the question?

The Chair recognizes the gentleman from Rumford, Mr. Jobin.

Mr. JOBIN: Mr. Speaker, Ladies and Gentlemen of the House: During the 100th session I had the privilege of serving on the Commit-

tee on Labor and also introduced a bill very similar to this one here. I would like to mention that in presenting the bill at the last session I did quite a lot of research on it. The bill was passed here in the House. On the following day after reconsideration, the bill was finally defeated, although by a very, very slim majority. Since that time I have been deeply interested in the younger people of our State because I feel that if legislation such as this would protect only one person or save only one life, it certainly would be worth-while.

I would like to mention, according to predictions of last session, right in my own area, there was a case of a young boy fourteen years old working at a woods operation who is now, due probably to inexperience or oversight on his part, and we must remember that this is not a mature mind that is working in these particular operations, is now living without the benefit of either one of his arms.

Now I feel that this House should consider this legislation very, very carefully and also look into its implications before acting, because I, for one, as a member of this Legislature, feel that the House to a degree, could almost be considered guilty of contributing to the maiming of this boy. Therefore, I would certainly hope that the "Ought not to pass" motion does not prevail, and that this House think of it in terms of protection of our youngsters. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Hodgdon, Mr. Williams.

Mr. WILLIAMS: Mr. Speaker and Members: It would seem to me that this is a lot of work for a man to have to go through, get a hearing before Miss Martin and if you can't find her, perhaps the superintendent of schools or somebody else could substitute for her, just for the sake of having this boy help him pile pulp or something like that. It is done every day up in our country, and it would probably be impossible to police this thing anyway.

The SPEAKER: Is the House ready for the question?

The Chair recognizes the gentleman from Strong, Mr. Smith.

Mr. SMITH: Mr. Speaker and Members of the House: I can see where in the city where young people have the availability of gyms and other equipment available to them where possibly someone would want to pass a bill like this. I have a boy, he has just turned fourteen, he stands 5' 10", he could probably handle himself against any member in this House, strong, rugged. He goes out in the woods up our way, not because he has to, but because he enjoys it. He piles pulp. He works around different woods operations that are not critical. He knows how to handle the pulp hook. Not for wages, but for something to do.

Now we come along with a bill that restricts him and restricts all youngsters fifteen years of age — he has just turned fourteen — restricts them from many of these jobs that they can do. This will contribute — it cannot help but contribute to inactivity on their part. Inactivity has destroyed more young men than work ever did. It ruins them morally. I appreciate the fact that there is concern over a young man who has lost his arms. I appreciate the fact that there is concern over saving one life. But I maintain when we pass enough laws so that no one is going to be hurt in any occupation, we really will have achieved something. We will never achieve that probably, because we are human. Let us not restrict our young people any more than they have already been.

It is true, as my good friend from South Portland says, that as of now this bill is not a hard and fast rule, but I wonder just how long it will remain in that category. It will someday become a hard and fast rule. I hope that this motion of the gentleman from Hodgdon, Mr. Williams does prevail.

The SPEAKER: The Chair recognizes the gentleman from Manchester, Mr. Gifford.

Mr. GIFFORD: Mr. Speaker, Ladies and Gentlemen of the House: I rise here this morning, both as a member of the Labor Committee which reported this bill out "Ought to pass" and like the gentleman from Strong, Mr. Smith, the father of a boy in this age category. I too happen to have a son who is fifteen,

and I certainly would not want to see him out in the woods working with a chain saw, nor a hundred feet off the ground in the limbs of an elm tree supported only by questionable ropes attempting to cut limbs off that tree in the trade of tree surgeon.

I agree with the gentleman from Strong that we cannot legislate all hazards out of our daily lives, but I think we have a real obligation to our young people to give them a greater degree of protection than we might to adult members of our society. I would certainly hope that the motion of the gentleman from Hodgdon, Mr. Williams, will not prevail.

The SPEAKER: The Chair recognizes the gentleman from Rumford, Mr. Jobin.

Mr. JOBIN: Mr. Speaker, Ladies and Gentlemen of the House: I would like to have a second opportunity to get my licks in because I am the father of five fine boys, aged all the way from nine to nineteen. However, I feel that this is beside the point. I don't think that the particular moral aspect of this thing is what we are concerned with basically here. I think what we are concerned with is the maturity of children. When we say sixteen now, we are speaking of children that are under sixteen, conceivably thirteen, fourteen and fifteen, and we have a case in my opinion of maturity. If this were not the case, I would ask myself, why don't we grant them hunting licenses when they are twelve years old? I am certain that their reflexes are certainly much better than mine or probably any member of the House because they are younger. Something there is lacking, maturity. Why don't we give them driving licenses at twelve or thirteen or fourteen years old? Because this one aspect again is lacking, it is maturity. I don't question at all but any of these minors would be able to do probably some of the jobs even better than older people could, but would they have the presence of mind to look up over head to see whether one of these tree limbs is falling down on them? Would they have the presence of mind of keeping out from underneath a staging we will say, where

something might fall on them? I don't believe at all that this is a question of trying to deprive these children, and I say that emphatically, they are nothing but children, depriving them of summer work or after-school work for exercise or anything else. I merely ask the question in the opinion of this House, are these children old enough and mature enough to handle these jobs even when such time as our Commissioner of Labor, whose life is devoted to this type of thing, claims that these particular occupations are hazardous? Thank you.

The SPEAKER: Is the House ready for the question?

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

Mr. COOKSON: Mr. Speaker, I would just like to read this last paragraph on this before we take a vote. It says: "No minor under 16 years of age shall be employed, permitted or suffered to work in, about or in connection with any manufacturing or mechanical establishment, potato storage house, not including farm storage, construction activity, woods operation, tree surgery, hotel, rooming house, laundry," then it goes on. If that isn't taking away the children's prerogative to work I'll miss my guess, and I would like to go along with the motion of the gentleman from Hodgdon, Mr. Williams, for the indefinite postponement of this bill.

The SPEAKER: The Chair recognizes the gentleman from Norway, Mr. Chapman.

Mr. CHAPMAN: Mr. Speaker, Ladies and Gentlemen of the House: I would like to support the motion of the gentleman from Hodgdon, Mr. Williams. I think that we are too protective of our younger generation. I think the less protection they get, the more they are apt to develop abilities of their own, and I hope the motion of Mr. Williams will prevail.

The SPEAKER: The Chair recognizes the gentleman from Ellsworth, Mr. Anderson.

Mr. ANDERSON: Mr. Speaker, Ladies and Gentlemen of the House: In this mechanical age our young people do not have enough chores to do. If this bill is passed, it will simply throw them on the street

to get into trouble. I certainly go along for indefinite postponement.

Mr. Brown of South Portland was granted permission to speak a third time.

Mr. BROWN: Mr. Speaker, Ladies and Gentlemen of the House: So that you will be familiar as to what you are voting on, the only thing that you are voting on to include is construction activity, woods operation, tree surgery. Those are the only three categories that you are working on. The others have been amended out.

The SPEAKER: Is the House ready for the question? All those in favor of the motion of the gentleman from Hodgdon, Mr. Williams, that "An Act relating to Employment of Minors Under Sixteen Years of Age," Legislative Document 525, be indefinitely postponed, will please say aye; those opposed, no.

A viva voce vote being taken, the motion did prevail, the Bill was indefinitely postponed in non-concurrence and sent up for concurrence.

The SPEAKER: The Speaker is very pleased this morning and very proud to recognize in the Hall of the House of Representatives the "Minutemen" from Stearns High School, accompanied by their Coach, George Wentworth, which team is the Class LL winner in the New England Tournament. In this group is Terry Carr who has been voted the outstanding basketball player in the New England Tournament, and John MacDonald, who has been picked for the all New England Basketball Team with Carr.

I might add that this is the first time since 1944 that a Maine Team has won the New England Tournament.

Will you please stand and be recognized? (Prolonged Applause, the members rising)

The Speaker is also tremendously pleased this morning to recognize in the Hall of the House of Representatives, the Morse High School of Bath, State Championship Basketball Team with their Coach, Mr. Clyde Haden, and Assistant Coach, Donald Card. Will you please rise and be recognized? (Prolonged Applause, the members rising)

The House of Representatives is tremendously pleased to recognize your tremendous feat in the athletic field. You are truly a splendid example of the young manhood of Maine.

The Chair recognizes the gentleman from Bath, Mr. Brewer.

Mr. BREWER: Mr. Speaker, Members of the House: This is a day to be remembered, with these fine looking boys before us. We should be proud of them for their basketball ability and also their sportsmanship.

I would also at this time, in reference to one of the Morse boys, that he was also picked on the all-New England Team, that is Richard Joe Harrington. (Applause)

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

Mr. WELLMAN: Mr. Speaker, I move we recess until 4:30 this afternoon.

The SPEAKER: The gentleman from Bangor, Mr. Wellman, moves that the House recess until 4:30 this afternoon. Is this the pleasure of the House?

(Cries of "No")

All those in favor say aye; those opposed, no.

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

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

AN ACT relating to Counsel for Indigent Persons in Criminal Cases. (S. P. 507) (L. D. 1423)—Engrossed in both Branches.

Tabled—March 27, by Mr. Wight of Presque Isle.

Pending—Passage to be Enacted.

On motion of Mr. Smith of Bar Harbor, the Bill was retabled pending passage to be enacted and specially assigned for Wednesday, April 17.

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

Bill "An Act relating to Mileage and Expenses for Members of Legislature." (H. P. 613) (L. D. 848) Read the Third Time.

Tabled—March 27, by Mr. Childs of Portland.

Pending—Passage to be En-grossed.

Mr. Childs of Portland offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to H. P. 613, L. D. 848, Bill, "An Act Relating to Mileage and Expenses for Members of Legislature."

Amend said Bill in that part designated "Sec. 2." by striking out all of the underlined paragraph and inserting in place thereof the following underlined paragraph:

**"Each member of the Senate and House of Representatives shall be paid in the amount of \$10 for expenses, other than travel, for each day in attendance at the sessions of the Legislature."**

Further amend said Bill by adding at the end thereof the following section:

**"Sec. 4. Effective date.** This act shall take effect on the first Wednesday of January, 1965."

The SPEAKER: The Chair recognizes the gentleman from Cape Elizabeth, Mr. Berry.

Mr. BERRY: Mr. Speaker and Members of the House: House Amendment "A" as proposed, completely changes the intent of the basic legislative document, and I am opposed to it, and I move its indefinite postponement.

The State Government Committee and the Legislative Research Committee in turn gave very careful consideration to the matter of salary and expense insofar as they affect the Maine State Legislature.

This proposed amendment would pay a flat \$10.00 to every member of the House and the other body. These committees felt that we are faced with the necessity for stringent economy which we have all heard voiced many times in this Chamber, and it would ill behoove us to raise our salaries, no matter how we do it, at this time. It seems far more in order that the matter of reimbursement of legislative expenses and mileage be handled. I hope the motion of the gentleman from Portland, Mr. Childs, is defeated.

The SPEAKER: The question before the House now is the motion of the gentleman from Cape Elizabeth, Mr. Berry, that House Amendment "A" be indefinitely postponed.

The Chair recognizes the gentleman from Portland, Mr. Childs.

Mr. CHILDS: Mr. Speaker and Members of the House: I certainly am not ashamed to place an amendment before this body which reimburses the Legislators for their expenses. I am not ashamed to say what the amount is either. I cannot see going through the back door in order to disguise what is actually an expense increase or a salary increase; if you are going to be reimbursed for your actual expenses which counts meals and lodging, you are receiving an increase in expenses or salary. We would be the only state in the union going ahead with such a practice as this. Let me read you some of the states and what their actual daily expenses are, and they don't seem to be the least bit ashamed of it: Alaska, salary \$6,000 a year, expenses \$40.00 per day; Arizona, \$3,600 a year, \$9.00 a day for expenses; California, \$12,000 a year, \$19.00 a day for expenses; Connecticut, \$2,000 a year, \$500 for expenses during the session; Florida, \$2,400 a year, \$15.00 a day for expenses; Hawaii, \$4,000 a year, \$32.50 a day for expenses and \$45.00 from the outside islands; Maryland, \$3,600 a year, \$2400 for expenses for the session; Massachusetts, \$10,000 per biennium, \$1,000 per biennium for weekly allowances; Michigan, \$8,000 for legislators' salaries, \$2,000 per biennium, plus allowance for postage; Minnesota, \$4,800 per annum, \$12.00 per day for expenses; Missouri, \$3,000 per annum, \$10.00 per day; New York, \$15,000 per legislative session, \$1,000 for expenses for the session; South Carolina, \$2,000 for a session, \$7.50 per day; Washington, \$2,400 for the session, \$25.00 per day for expenses; Wisconsin, \$7,200 for legislators' salary, \$175.00 a month for expenses; Puerto Rico, \$6,000 for legislative salary, \$15.00 per day for expenses; Virgin Islands \$1,200 for the legislative salary, \$10.00 per day for each session.

I, certainly, and I think any member of this House can justify to his constituents \$10.00 a day for expenses

or also an increase in his legislative salary. I hope this amendment receives adoption.

The SPEAKER: The Chair recognizes the gentleman from Winthrop, Mr. Thaanum.

Mr. THAANUM: Mr. Speaker, I realize there is some problem here in our Legislature in our expenses for ourselves, but I rise here as the man that lives pretty close to the Legislature here, I am only ten miles from home. I guess perhaps there are others that are not much further, and I don't believe that I could justify taking \$10.00 a day for my expenses here. I think the other bill that is proposed by the State Government Committee is to me, who I think that the Legislature that we are technically, if you will, we are state employees, and I think we should go under the same proposal as state employees, if you will. We are paid by the state. We are on the state payroll, and I feel that that to me is the much more equitable way to do. As I understand it, in my case, where I am living home, I will not be able to charge any hotel room or something like that, but you fellows who are way down here from way up country and way down in Portland, that you will be able to charge for your room, and the same as all state employees do, and I am going to go along with the State Government Committee on this, and I hope this amendment will be defeated.

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

Mr. DENNETT: Mr. Speaker and Members of the House: I certainly stand here in favor of the motion made by the gentleman from Cape Elizabeth, Mr. Berry. This bill originally came out of the Committee on Legislative Research who had gone into it very deeply, and I assure you that this bill has been before us for quite some time and has been given lots of consideration; even in committee the same proposal was taken up as is made by the gentleman from Portland, Mr. Childs, and it was discarded as unworkable and not equitable in this case. This would reimburse the members of the Legislature for the actual expenses incurred on the

same basis as the state employees. If you would read your bill further, which of course this amendment does not affect, you are also reimbursed on the same mileage basis as the state employees for the use of your vehicle. The bill, in my opinion, is just and equitable, and I certainly hope this amendment is not adopted.

The SPEAKER: The Chair recognizes the gentleman from Winterport, Mr. Easton.

Mr. EASTON: Mr. Speaker, very briefly I can suggest that I did not come down here to get rich, and I can prove it by my checking account. It seems to me that some of us have greater expenses by reason of our distance from Augusta, and I agree heartily with my good friend, Representative Thaanum and with the previous speaker. I hope that this amendment is defeated.

The SPEAKER: Is the House ready for the question? The pending question is the motion of the gentleman from Cape Elizabeth, Mr. Berry, that House Amendment "A" be indefinitely postponed.

The Chair recognizes the gentleman from Wiscasset, Mr. Pease.

Mr. PEASE: Mr. Speaker, I would request that this item lie on the table and be specially assigned for Friday.

Mr. Berry of Cape Elizabeth then requested a division on the tabling motion.

The SPEAKER: The gentleman from Wiscasset, Mr. Pease, moves that this item be tabled until Friday. A division has been requested. All those in favor of the tabling motion will rise and remain standing until the monitors have made and returned their count.

A division of the House was had.

Fifty having voted in the affirmative and seventy-seven having voted in the negative, the motion to table did not prevail.

The SPEAKER: The Chair recognizes the gentleman from Cape Elizabeth, Mr. Berry.

Mr. BERRY: I move that this item lie on the table until Tuesday next.

The SPEAKER: The gentleman from Cape Elizabeth, Mr. Berry, moves that this item be tabled until Tuesday next pending the motion

to indefinitely postpone. Is this the pleasure of the House?

Mr. BERRY of Cape Elizabeth: What is the question before the House?

The SPEAKER: The question before the House is the pending motion of the gentleman from Cape Elizabeth, Mr. Berry, that House Amendment "A" be indefinitely postponed.

The pending question for the information of the gentleman from Cape Elizabeth, Mr. Berry, is now his own motion that this matter be tabled until Tuesday next. Is this the pleasure of the House?

The motion prevailed.

Thereupon, the Report and Bill were tabled pending the motion of Mr. Berry of Cape Elizabeth that House Amendment "A" be indefinitely postponed and specially assigned for Tuesday, April 9.

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

HOUSE REPORT—Ought not to pass—Committee on Sea and Shore Fisheries on Bill, "An Act relating to Taking of Alewives in the St. George River in the Towns of Thomaston, South Thomaston, St. George and Cushing." (H. P. 398) (L. D. 597)

Tabled—March 29, by Mr. MacPhail of Owl's Head.

Pending—Acceptance of Report.

The SPEAKER: The Chair recognizes the gentleman from Owl's Head, Mr. MacPhail.

Mr. MacPHAIL: Mr. Speaker, I move that the Bill be substituted for the Report.

The SPEAKER: The gentleman from Owl's Head, Mr. MacPhail, moves that the Bill be substituted for the "Ought not to pass" Report.

The Chair recognizes the gentleman from Gouldsboro, Mr. Young.

Mr. YOUNG: Mr. Speaker, I rise in opposition to the gentleman from Owl's Head, Mr. MacPhail.

The SPEAKER: Would the gentleman from Gouldsboro defer for just a moment.

The gentleman from Owl's Head may continue.

Mr. MacPHAIL: Mr. Speaker, you mean, to debate the issue?



The SPEAKER: The gentleman may continue and debate his motion.

Mr. MacPHAIL: Mr. Speaker, this bill was introduced to correct what I consider a gross inequity. I can give you a slight history briefly of what it is all about. I understand in 1802, I wasn't there personally, but I am told that at that time there was famine in the town of Warren and somehow they had legislation passed giving them the exclusive right to take alewives from the Georges River. Now the Georges River starts way down at the coast, about fifteen miles below the Town of Warren. As it moves up inland, it is flanked on both sides by the Town of St. George, Cushing, South Thomaston and Thomaston before it reaches Warren. In the past years, a hundred years, I am told, although I can't prove that is a fact, other persons have taken alewives by means of various fish weirs wholly unaware of this existing law.

It came out of the hearing one gentleman knew of sixty years personally that he had been taking alewives from there, and his weirs had been inspected from time to time by the wardens of the Sea and Shore Fisheries, and they were also unaware of this existing regulation. However, this old law was unearthed and a court injunction I understand a couple of years ago or so was brought against those persons in Thomaston and others taking these fish.

This certainly is monopoly if there ever was such, and this is something I believe in our American way of life today, we sort of frown upon.

The town of Warren lets the rights to these alewives to some commercial concern who comes in to bale them up, put them in barrels and ship them away, for what purpose, I don't know, possibly fertilizer, fish oil or something like this. However, in the past years, the fact that a few of these fish have been taken by the other towns down farther, have not depleted the supply that was available for Warren. And neither will it. You may hear that the opposition to this bill is a conservation measure. Well, if it is conservation, why has it not affected

them over the last fifty or hundred years? There's certainly been plenty then. There is plenty today, and always will be.

The inequity of this is the fact that the Town of Warren is asking for complete monopoly over this product of the sea, which should be available to the abutting towns of this River. I move the passage of this bill.

The SPEAKER: The question before the House is the motion of the gentleman from Owl's Head, Mr. MacPhail, that the House substitute the Bill for the "Ought not to pass" Report.

The Chair recognizes the gentleman from Gouldsboro, Mr. Young.

Mr. YOUNG: Mr. Speaker, I apologize for interfering with the previous speaker earlier, but I must oppose the motion to substitute the bill for the report. As Chairman of the Sea and Shore Fisheries Committee, we heard this bill and all the opponents and proponents then turned out a unanimous "Ought to pass" Report.

Now there is a question of conservation in this measure. If these alewives were allowed to be caught all of them down the river, there would be none go up to spawn and therefore inside of four years, the supply would be depleted. That is, Warren is no exception. They have a town law just the same as a great many towns along the coast that come in to get a special law for the exclusive rights of taking of alewives. One of the provisions that they have to comply with is to see that those alewives get up the river and spawn and come back. Just earlier in the year, we killed a similar measure to this, "Ought not to pass," and it was for the taking of alewives in the Damascotta River. There were the same arguments for both bills as far as we were concerned. I think that is the position of all of the committee too.

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

Mr. WELLMAN: I move that this item lie on the table until the next legislative day.

The SPEAKER: The gentleman from Bangor, Mr. Wellman, moves that this item be tabled until the next legislative day pending the motion of the gentleman from Owl's Head, Mr. MacPhail, to substitute the Bill for the "Ought not to pass" Report. Is this the pleasure of the House?

The motion prevailed.

The SPEAKER: The Chair recognizes the gentleman from Cape Elizabeth, Mr. Berry.

Mr. BERRY: Mr. Speaker, having voted on the prevailing side with reference to item 10 on page 11, I

now move that the House reconsider its action whereby this matter was tabled pending adoption of House Amendment "A," until next Tuesday.

The SPEAKER: For the information of the gentleman from Cape Elizabeth, Mr. Berry, the Parliamentarian advises the Chair that we cannot reconsider a matter that has been tabled.

On motion of Mr. Wellman of Bangor,

Adjourned until Friday, April 5, at nine o'clock in the morning.