

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One Hundred and First Legislature

OF THE

STATE OF MAINE

VOLUME II

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and

SPECIAL SESSION

JAN. 6 - JAN. 17, 1964

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Wednesday, May 15, 1963

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

Prayer by the Rev. Mr. John J. Curran of Augusta.

The journal of yesterday was read and approved.

Papers from the Senate

From the Senate: The following Order:

WHEREAS, the Campobello home of Franklin D. Roosevelt was purchased by the Hammer family in 1952; and

WHEREAS, the Hammer family has donated the home as a memorial to Franklin D. Roosevelt; and

WHEREAS, the gift has been accepted by both the United States and Canada as such a memorial; now, therefore, be it

ORDERED, the House concurring, that the people of Maine, through their duly elected representatives, express their thanks and appreciation to Armand Hammer and the Hammer family for their generosity in giving the Roosevelt estate on Campobello Island to the governments of United States and Canada; and be it further

ORDERED, that attested copies of this joint order be immediately transmitted by the Clerk of the House to Armand Hammer and the Hammer family (S. P. 597)

Came from the Senate read and passed.

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

Senate Reports of Committees Leave to Withdraw

Report of the Committee on Appropriations and Financial Affairs on Bill "An Act to Create a Recess Committee to Study All Phases of the Maine State Retirement System and Related Titles of the Social Security Act" (S. P. 171) (L. D. 470) reporting Leave to Withdraw.

Came from the Senate read and accepted.

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

Ought Not to Pass

Report of the Committee on Appropriations and Financial Affairs

reporting "Ought not to pass" on Bill "An Act to Provide Funds to Establish an Experimental Program of Handcraft Development as a Source of Supplementary Income to the People of Maine" (S. P. 226) (L. D. 721)

Came from the Senate read and accepted.

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

Ought to Pass with Committee Amendment

Report of the Committee on Judiciary on Bill "An Act relating to Extending Time on Attachments of Real Estate" (S. P. 296) (L. D. 869) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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. 296, L. D. 869, Bill, "An Act Relating to Extending Time on Attachments of Real Estate."

Amend said bill in the 5th line by striking out the underlined words "or indefinite"

Further amend said bill in the 5th line by adding at the end after the underlined word and punctuation "period," the underlined words and punctuation "and thereafter extended for definite periods,"

Further amend said bill in the last line by striking out the underlined words "extending an attachment" and inserting in place thereof the underlined words "for such extension"

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

Non-Concurrent Matter

Bill "An Act relating to Reporting of Divorces to State Registrar of Vital Statistics" (S. P. 309) (L. D. 975) which was indefinitely postponed in non-concurrence in the House on March 27.

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

In the House: On motion of Mr. Smith of Bar Harbor, the House voted to recede from its former action and to accept the "Ought to pass" Report in concurrence.

Thereupon, the Bill was given its two several readings, and Committee Amendment "A" was read by the Clerk as follows:

COMMITTEE AMENDMENT "A" to S. P. 309, L. D. 975, Bill, "An Act Relating to Reporting of Divorces to State Registrar of Vital Statistics."

Amend said Bill by striking out all of the Emergency preamble.

Further amend said Bill by striking out all of the Emergency clause at the end.

On motion of Mr. Smith of Bar Harbor, Committee Amendment "A" was indefinitely postponed in concurrence.

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

SENATE AMENDMENT "A" to S. P. 309, L. D. 975, "An Act Relating to Reporting of Divorces to State Registrar of Vital Statistics."

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

Further amend said Bill by striking out everything after the enacting clause and inserting in place thereof the following:

"Sec. 1. R. S., c. 25, Sec. 397, repealed. Section 397 of chapter 25 of the Revised Statutes is repealed.

Sec. 2. R. S., c. 25, Secs. 396-A & 396-B, additional. Chapter 25 of the Revised Statutes is amended by adding 2 new sections to be numbered 396-A and 396-B, to read as follows:

'Sec. 396-A. Records of divorces and amendments. The clerk of the Superior Court in each county and the clerk of the District Court in each judicial division shall file with the State Registrar of Vital Statistics a record of each divorce judgment or annulment issued in his jurisdiction within 45 days after judgment.

Such record shall contain the names and residences of the parties and name of the person to whom judgment was issued, the date and

place of the marriage, the date of and legal grounds for the judgment and the names and ages of the minor children. Forms shall be furnished by the registrar.

The record of divorce prepared for the state registrar shall not become a part of the official record of the court.

Sec. 396-B. Index. The Registrar of Vital Statistics shall prepare and keep a cumulative alphabetical index, by the names of both parties, of all annulments and divorces reported. When requested the registrar shall cause a search to be made of his files for the record of any divorce or annulment and shall furnish a copy thereof. The fee for such search and copy shall be \$2, payable in advance.'

Senate Amendment "A" was adopted in concurrence, and the Bill assigned for third reading tomorrow.

Non-Concurrent Matter

Bill "An Act Appropriating Monies for Maine Civil War Commission" (H. P. 408) (L. D. 561) which was passed to be engrossed in the House on May 8.

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

In the House: On motion of Mr. Maddox of Vinalhaven, the House voted to recede and concur with the Senate.

Non-Concurrent Matter

Bill "An Act Requiring Persons Seventy-five Years of Age to Take Biennial Examination for Motor Vehicle Driver's License" (H. P. 974) (L. D. 1302) which was passed to be engrossed in the House on May 8.

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

In the House: On motion of Mr. Bragdon of Perham, the House voted to recede and concur with the Senate.

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

Mr. PEASE: Mr. Speaker, I have the perhaps privilege to present at this time the Conference Committee Report of the disagreeing action of the two branches of the Legislature on the current services budget, and would request that it be considered at this time.

Conference Committees Report

Report of the Committees of Conference on the disagreeing action of the two branches of the Legislature 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. 549) (L. D. 1481) reporting that the House recede from its action whereby it failed to pass the Bill to be enacted and whereby it passed the Bill to be engrossed, substitute Conference Committee New Draft (H. P. 1091) (L. D. 1564), under same title, for the first new draft, and pass Conference Committee New Draft to be engrossed; that the Senate recede from its action whereby it passed the Bill to be enacted and whereby it passed the Bill to be engrossed, and concur with the House in substituting Conference Committee New Draft (H. P. 1091) (L. D. 1564) for the first new draft and pass the Conference Committee New Draft to be engrossed in concurrence.

(Signed)

PEASE of Wiscasset
EASTON of Winterport
MacLEOD of Brewer

— Committee on part of House.

EDMUNDS of Aroostook
CAMPBELL of Kennebec
PORTEOUS of Cumberland

— Committee on part of Senate.

The SPEAKER: Is it the pleasure of the House to accept the Report of the Committees of Conference?

The motion prevailed.

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

Mr. PEASE: Mr. Speaker, as the first-named of the conferees on the part of the House on the disagreeing action of the two branches of the Legislature on Legislative Document 1481 which is the current services budget, I feel a responsibility

to explain briefly your conferees' action.

Many hours were spent by your conferees in an attempt to restudy the current services budget in seeking to effect reductions in expenditures which would least affect the services now performed by the state government to the people of the State of Maine. In this study, which was extensive, your conferees found no so-called "fat" in the current services budget, and this I think the record of these proceedings should show. After these several Conference Committee meetings I think it can be said of all of those connected with the preparation and examination on behalf of the Legislature of this budget in their deliberations, that we now have what we believe is, and can in the wisdom of the Legislature, be passed and sent along on its way.

I think perhaps a word is in order to indicate to the people and the citizens of the State that in reducing the over-all size of this current services budget, it is obvious that services to the people of the State by its government, must in some way be affected. We, as the House Conferees, firmly believe, however, that after our many conferences and from the information presented by the various departments of the State to these conferences and its conferees, and from the past experience of the activities of state government and of the Legislature, that the necessary reductions in services will have no adverse effect on the citizens of Maine.

Your conferees, Mr. Speaker and Members of the House, urge acceptance of the report and I now so move.

The SPEAKER: The Chair recognizes the gentleman from Old Orchard Beach, Mr. Plante.

Mr. PLANTE: Mr. Speaker, this is a very serious matter, and one that we should all give some sincere thought concerning the recommended reductions in services. Accordingly, I now move that this be tabled until the next legislative day.

The SPEAKER: The gentleman from Old Orchard Beach, Mr. Plante, moves that this matter be tabled until the next legislative day.

The Chair recognizes the gentleman from Bangor, Mr. Wellman.
 Mr. WELLMAN: I request a division.

The SPEAKER: A division has been requested on the tabling motion. All those in favor of tabling please rise and remain standing in your places until the monitors have made and returned the count.

A division of the House was had.

Thirty-four having voted in the affirmative and ninety-nine having voted in the negative, the motion did not prevail.

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

Mr. JALBERT: Mr. Speaker and Members of the House: It is my hope that at least temporarily that party lines will not prevail wherein it concerns this proposition. I think the gentleman from Old Orchard Beach, Mr. Plante's thought in his move to table was so that all the members, including himself, could understand what this item is.

If you want to take it upon yourself to go along by just buying without even looking, it is perfectly all right with me. I think you well remember that I am one of those few that went along with the Committee's Report, being a member of the committee, because we had done so much work on it.

I have a few moments ago been brought this 20-page document. I have not seen any part of it. I turned to page 3, Adjutant General's Office. I called up the budget office and I asked them to break down the cuts for me. Ordinarily on an amendment the cuts would be a lump here and a sum of money here and a sum of money there. He says all right, let's start with Adjutant General. First, personal services, \$6,273.00 for the first year; \$6,523.00 for the second year. This same procedure continues from the very beginning at the bottom of page 3 right on through page 22.

Now I think that those of us who claim that they want economy in government certainly would not want to be parties of government by subterfuge. What you do is your business. But believe me, you should know where these monies come from, because for instance educa-

tion, it is a known fact that the current services budget cut off \$700,000.00 off their existing budget. The hope was to get it back in the supplemental. It further cuts a million in education. It's a two-way deal then. If certain departments are cut off 3 percent generally, then what happens when it comes to supplemental? Can you call it a supplemental budget if you put back the funds, if you put back the monies? Now if you mean to tell me that you are going to go along and listen to two or three speeches, after you have just had a 20-page document dumped on your desk, and just go along and pass it that way, and you would call this responsible government, go ahead. I have absolutely nothing to be ashamed of. I am on record. I have voted for the current services budget. If I continue to vote for it and if I continue to vote for bond programs and supplementals, I assure you that I will face up to my responsibility and vote to pay the price regardless if I am alone on the Floor of this House. I am not going to make a motion, but I certainly hope that somebody does right now.

The SPEAKER: The Chair recognizes the gentleman from Old Orchard Beach, Mr. Plante.

Mr. PLANTE: Mr. Speaker, I move we recess until 10:30.

The SPEAKER: The gentleman from Old Orchard Beach, Mr. Plante, moves that the House recess until 10:30.

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

Mr. JALBERT: Mr. Speaker, I would like to ask the gentleman from Old Orchard Beach, Mr. Plante, if he would withdraw his motion, so I can make a motion?

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, poses a question through the Chair of the gentleman from Old Orchard Beach, Mr. Plante, who may answer if he chooses.

Mr. PLANTE: I will temporarily withdraw my motion.

The SPEAKER: The gentleman from Old Orchard Beach, Mr. Plante, withdraws his motion to recess.

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

Mr. JALBERT: Mr. Speaker, I now move that this item be tabled until later in the day and I ask for a roll call vote.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, moves this matter before us be tabled until later in today's session, and he requests a roll call vote on the decision. For the Chair to order a roll call it must have the expressed desire of one-fifth of the membership present. All of those who desire a roll call will please rise and be counted.

Thirty-six members arose.

The SPEAKER: Obviously, more than one-fifth of the members having arisen, a roll call is ordered.

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

The SPEAKER: The question before the House is the motion of the gentleman from Lewiston, Mr. Jalbert, that this matter before us be tabled until later in today's session, and the pending question is the question of receding.

All those who are in favor of tabling this matter until later in today's session, will answer "yes" when their name is called; all of those who are opposed to tabling until later in today's session, will answer "no" when their name is called.

The Clerk will call the roll.

ROLL CALL

YES — Anderson, Ellsworth; Anderson, Orono; Ayoob, Baldic, Bedard, Binnette, Boissonneau, Boothby, Bourgoin, Bradeen, Burns, Childs, Cote, Cottrell, Coulthard, Crommett, Denbow, Dennett, Dostie, Dudley, Edwards, Finley, Gallant, Gifford, Giroux, Harrington, Hobbs, Jalbert, Jameson, Jewell, Jobin, Jones, Kilroy, Knight, Laugh-ton, Lebel, Levesque, Lowery, MacLeod, MacPhail, Mathieson, Nadeau, Oberg, O'Leary, Osgood, Philbrick, Pitts, Plante, Poirier, Prince, Harpswell; Prince, Oakfield; Rand, Reynolds, Roberts, Roy, Sahagian, Smith, Strong; Snow, Taylor, Thaanum, Turner, Wade, Waltz, Waterman, Wood, Young.

NO — Albair, Benson, Berman, Berry, Birt, Bragdon, Brewer, Brown, Fairfield; Brown, South Portland; Bussiere, Carter, Chapman, Choate, Cookson, Cope, Cressey, Crockett, Curtis, Davis, Drake, Easton, Ewer, Foster, Gill, Gustafson, Hammond, Hanson, Hardy, Hawkes, Hendsbee, Henry, Humphrey, Hutchins, Karkos, Kent, Libby, Lincoln, Linnekin, Littlefield, Maddox, McGee, Mendes, Minsky, Mower, Norton, Oakes, Osborn, Pease, Pierce, Rankin, Richardson, Ricker, Ross, Augusta; Ross, Brownville; Rust, Scott, Shaw, Smith, Bar Harbor; Smith, Falmouth; Thornton, Townsend, Treworgy, Tyndale, Vaughn, Viles, Watkins, Welch, Wellman, White, Guilford; Whitney, Wight, Presque Isle; Williams.

ABSENT — Bernard, Blouin, Cartier, Dunn, Gilbert, Hendricks, MacGregor, Meisner, Noel, Susi, Tar-diff, Ward.

Yes 66; No 72; Absent 12.

The SPEAKER: The Chair is pleased to recognize this morning in the gallery of the House, twenty-nine F.H.A. girls from Camden High School, accompanied by Guy Levesque.

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

The SPEAKER: The Chair will announce the result of the Roll Call. Sixty-six having voted in the affirmative, seventy-two having voted in the negative, with twelve being absent, the motion to table does not prevail.

The pending question is receding.

The Chair recognizes the gentleman from Old Orchard Beach, Mr. Plante.

Mr. PLANTE: Mr. Speaker, I now move that we recess until 10:45 A.M. this day.

The SPEAKER: The gentleman from Old Orchard Beach, Mr. Plante, moves that the House recess until 10:45.

Mr. Tyndale of Kennebunkport then requested a division on the motion to recess.

The SPEAKER: A division has been requested on the recess motion. All those in favor of recessing until 10:45, will please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Fifty-six having voted in the affirmative and sixty-nine having voted in the negative, the recess motion did not prevail.

Mr. JALBERT of Lewiston: Mr. Speaker?

The SPEAKER: Is it the pleasure of the House to recede from its action whereby it failed to pass the Bill to be enacted and whereby it passed the Bill to be engrossed.

Mr. JALBERT of Lewiston: Mr. Speaker?

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

Mr. JALBERT: I would ask first a parliamentary procedure.

The SPEAKER: The gentleman may state his question.

Mr. JALBERT: Mr. Speaker, my question is, I arose and was not recognized before you asked if it was the pleasure of the House to recede and concur.

The SPEAKER: The pending question: is it the pleasure of the House to recede from its action whereby it failed to pass the Bill to be enacted and whereby it passed the bill to be engrossed.

Will the gentleman state his question.

Mr. JALBERT: My question was, before the motion was put before the House, my question was, shouldn't I have been recognized?

The SPEAKER: If the Chair did not recognize the gentleman, I assure the gentleman that it was inadvertent.

The Chair now recognizes the same gentleman.

Mr. JALBERT: Mr. Speaker, there are some who have told me that they have seen this thing. Now the reason I moved as I did was merely because I am now having it broken down item by item, so that we could intelligently look at it. I am one of those who have not seen it. I just like the right to vote on something at least that I see. Now I am not attempting to put any plugs in any wheels; I merely want to see what I am going to vote

upon as a member of this body regardless of party. Now because I have spoken, I am now going to ask again that someone make a motion that the item be tabled until later in the day. A thirty minute recess won't do it with me; I can't read that fast.

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

Mr. CHILDS: Mr. Speaker, I do not rise for the purpose of making a motion. I would only like to say that I cannot possibly believe that this House would even consider voting on a measure which they haven't even had an opportunity to look at. We have had three or four items which have been sent to us addressed to the gentleman from Bangor, Mr. Wellman. I certainly have not had the opportunity to read these matters which are from department heads. I think we would look absolutely ridiculous to the people of this state if we went on record now and voted for something which we haven't even looked at. I certainly hope that somebody from the majority party would see fit to table this and give us an opportunity to look at it.

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

Mr. BERRY: Mr. Speaker and Members of the House: I think if we could avoid for a few minutes parliamentary procedures and allow the debate on this matter to go ahead, that a lot of our questions would be answered and I would suggest that we do that.

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

Mr. JALBERT: Mr. Speaker, I move this item lie on the table until later in today's session.

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

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, moves that this matter be tabled until later in today's session. A division has been requested. All those in favor of tabling this matter until later in today's session, and the pending question is the House receding, will please rise and remain standing un-

til the monitors have made and returned the count.

A division of the House was had. One hundred nine having voted in the affirmative and ten having voted in the negative, the tabling motion did prevail.

Thereupon, the Report was tabled pending the question of the House receding and specially assigned for later in today's session.

Orders

The SPEAKER: The Chair recognizes the gentleman from Buxton, Mr. Reynolds.

Mr. REYNOLDS: Mr. Speaker, I would like to ask if L. D. 678, "An Act to Create a Mount Desert Island Regional School District," is in the possession of the House?

The SPEAKER: The Chair would inform the gentleman that Legislative Document 678 is in the possession of the House.

Mr. REYNOLDS: Mr. Speaker, Ladies and Gentlemen of the House: I move we reconsider our action of yesterday on the Mount Desert Island Regional School District, L. D. 678, whereby we voted to recede and concur with the Senate. I feel we acted hastily and without due consideration to the representatives of that area.

The SPEAKER: The gentleman from Buxton, Mr. Reynolds, moves that the House reconsider its action whereby it receded and concurred with the Senate in passing the Bill to be engrossed as amended by Committee Amendment "A."

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

Mr. ANDERSON: Mr. Speaker, Ladies and Gentlemen of the House: The gentleman from Southwest Harbor, Mr. Benson, yesterday placed a statement of facts sheet on the desks of every member of the House. In the first paragraph he says, this issue was voted on a local level in 1959 with Southwest Harbor the only town of the four turning it down. The total Island vote at the time was 1331 for the district and 686 against. I do not say it was a deliberate attempt to mislead the members of the House, but was inadvertently overlooked by the gentleman from Southwest Harbor, Mr. Benson. There is another town, Tremont, on June 18, 1959,

they reversed their decision and voted 182 against joining the regional school district to 94 for joining. This comes from page 90 of the town records of Tremont.

In paragraph 4 he says this is permissive legislation. Failure on our part to pass this bill in its original form, would be discriminating against a large majority of the 941 voters in Southwest Harbor.

I don't like to go into repetition, but I will read the result of the three votes and you can judge for yourself whether it is discriminating. On March 2, 1959, 282 voted against the issue and 177 for. On April 14, 1959, 384 voted against the measure and 272 for. And on March 7, 1960, 302 voted against the measure and 142 for. This report comes from the Town Clerk in Southwest Harbor.

In paragraph five he states, to restore this bill in its original form, Committee Amendment "A" must be indefinitely postponed. The Committee on Education was unanimously in accord that Southwest Harbor should not be forced to vote on this issue again, and they confirmed their stand with Committee Amendment "A." Both bodies of the Legislature have fairly and squarely defeated this measure. Why open old wounds by insisting that Southwest Harbor vote again on this issue? I urge you to defeat reconsideration of this issue, and by so doing, peace will eventually come to a troubled community. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Auburn, Mr. McGee.

Mr. MCGEE: Mr. Speaker and Members of the House: As a member of the Education Committee giving a unanimous report on this, I have not fought it very hard out of respect to the representatives from that district, but I do concur with the gentleman from Ellsworth, Mr. Anderson. I think it is now time to defeat this, and on behalf of the Education Committee, I so urge.

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

Mr. BRADEEN: Mr. Speaker, Ladies and Gentlemen of the House: Yesterday we listened to a full, free, fair discussion of the merits

of a measure which has been reported out of the joint standing Committee on Education unanimously. I think that the verdict that you rendered, had it been other than it was, would have laid the foundation for another S.A.D. 3. I see no point at this time in raking over old ashes. I hope that you stand by the decision that you made yesterday morning. I thank you.

The SPEAKER: The Chair recognizes the gentleman from Southwest Harbor, Mr. Benson.

Mr. BENSON: Mr. Speaker, Ladies and Gentlemen of the House: I think it is a little presumptuous of us to assume that any district that is not formed in perfect harmony is to be another S.A.D. 3. I think that in all fairness to the people of any communities who wish to seek consolidation of their schools, should be allowed at least an opportunity to do so.

I would like to appeal this morning to your sense of fair play and democracy. The Mount Desert Island regional school bill is a local issue and centers around my own home town, Southwest Harbor. I have worked long and hard for this bill over the years, and feel that this school issue should be settled on a local level and not here in this Legislature. Whether we should consolidate our schools on Mount Desert Island or whether we should not is not the issue here this morning. The only issue is whether we should be allowed to vote on a consolidation of our schools, or whether we should not. I don't think that this is asking too much of this Legislature. We pass permissive legislation every day in this House, and in the other body at the other end of the hall, and I have heard no such comeuppance as there has been over this issue.

I firmly believe in home rule. There are two representatives in this House, the gentleman from Bar Harbor, Mr. Smith and myself who are directly concerned with this issue. We are in complete accord on it.

I ask of you only the courtesy of allowing us to take this matter as we feel it should be to a committee of conference. Now I am not asking you to decide whether we shall consolidate our schools or

that whether we shall not. I am asking you only that you give us the consideration of home rule. I am asking you here this morning, and I will make the motion if this reconsideration is permitted, I will then ask for a committee of conference, and I hope that we can resolve this once and for all in that committee of conference. If we cannot, then what will be, will be.

So, in the interest of home rule, I urge you with all the sincerity at my command to let us reconsider this action and then allow me to let it go to a committee of conference. I thank you for your attention.

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

Mr. EASTON: Mr. Speaker, I agree with some of the terms used by my good friend from Southwest Harbor; those such as home rule, fair play and courtesy. These were the reasons that the Education Committee unanimously decided to let Southwest Harbor alone. They had voted three times before by ever-increasing majorities, and under this bill as proposed, they would be required to vote again, and if they turned it down, to vote again. It is specifically so stated in the last page of the bill that if any town fails to accept the provisions of this act, then they could be forced to vote again in a period of two years; and the gentleman from Southwest Harbor changed this by amendment to make it four years. I suggest that enough is enough. I also would suggest that when the miracle does occur of a unanimous Education Committee report, there must be some merit in it. I hope the motion for reconsideration does not prevail.

The SPEAKER: The Chair recognizes the gentleman from Jonesboro, Mr. Snow.

Mr. SNOW: Mr. Speaker, Ladies and Gentlemen of the House: I wish to assure you that my decision of yesterday was not in haste. I have probably put more time and effort on this particular bill than any one that has appeared before our committee. I agree with Mr. Benson in the common decency and human kindness. I also have to disagree with his method of finding

it. Mind, it would be thoroughly discourteous again to the people of Southwest Harbor. As to local option and their being able to vote, it seems to me after three times of voting, each time larger and the last time two-thirds voting against it, we should be perfectly satisfied that Southwest Harbor as a community does not desire this piece of legislation. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Southwest Harbor, Mr. Benson.

Mr. BENSON: Mr. Speaker, I would like to correct one impression which has been given here which is not entirely true, and that is that the bill will be continued on for four years. The amendment which my good friend from Winterport, Mr. Easton, referred to does not put this on for four years. It is definitely stipulated in the bill that this bill is good for only two years. The section which he referred to is merely changing the provisions for voting on this bill. It is extending them from one year to two years. Now two years is the limit of this bill in any case. Once again, I urge you to go along with the reconsideration. I thank you.

The SPEAKER: The Chair recognizes the gentleman from Westbrook, Mr. Burns.

Mr. BURNS: Mr. Speaker, Ladies and Gentlemen: I understand that the gentleman from Southwest Harbor, Mr. Benson, is merely asking for a committee of conference. As I understand it, he isn't asking to have this bill reconsidered to necessarily pass it. He is merely asking the courtesy of a committee of conference.

The SPEAKER: The Chair recognizes the gentleman from Auburn, Mr. McGee.

Mr. MCGEE: Mr. Speaker, Members of the House: There is one other thing that I would call your attention to. In the course of events if the reconsideration of this bill was allowed in a committee of conference, or if this amendment were dropped, if that is what is being sought, undoubtedly this bill would fall by the wayside. It wouldn't be enacted at all, and the other three towns down there who are desirous of voting on this and forming a

regional school district which is entirely different from an administrative school district, just permissive legislation — these three towns would be denied the right to vote. I think they should without any restrictions or any further trouble be given that right to vote on the school district. Probably what would happen within a course of two or three years, this town of Southwest Harbor then, not being forced into this in any way, shape or manner, would come in and request to join on their own. I wish you would take this into consideration. There is no malice on my part at all. I have extended courtesy to the representatives down there, and I should expect the same reasonable courtesy in return.

Mr. Benson of Southwest Harbor was granted permission to speak a third time.

Mr. BENSON: Mr. Speaker, Ladies and Gentlemen of the House: Normally what my good friend from Auburn, Mr. McGee, said would be true, but I give you my word. I have worked on this bill far too long and far too hard to see the bill defeated. If I cannot accomplish what I wish in a committee of conference, I certainly give you my word that the bill will come out of there whole, and it will not be defeated.

The SPEAKER: The question before the House is the motion of the gentleman from Buxton, Mr. Reynolds, that the House reconsider its action whereby it receded and concurred with the Senate and passed to be engrossed as amended by Committee Amendment "A" Bill "An Act to Create a Mount Desert Island Regional School District," House Paper 475, Legislative Document 678. The question is reconsideration.

Mr. Libby of Portland requested a division.

The SPEAKER: A division has been requested. All those in favor of reconsidering our action will please rise and remain standing until the monitors have made and returned the count.

A division of the House was had. Seventy-one having voted in the affirmative and thirty-three having voted in the negative, the motion did prevail.

The SPEAKER: The question now before the House is shall the House recede and concur with the Senate. Is this the pleasure of the House? (Cries of "No")

All those in favor of receding and concurring will say aye; those opposed, no.

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

Thereupon, on motion of Mr. Benson of Southwest Harbor, the House voted to insist on its former action and request a Committee of Conference.

Mr. Thaanum of Winthrop was granted unanimous consent to address the House briefly.

Mr. THAANUM: Mr. Speaker and Ladies and Gentlemen of this House: Twenty years ago this week, a handful of state employees, myself included, banded together to consider forming all state personnel into an organization or association of some form.

This came to pass . . . and I might add humbly . . . that I was elected the first State President of what we now know as the Maine State Employees Association.

This day, the State Employees Association is celebrating this banding together in 1943. It is the 20th Birthday of the M.S.E.A.

From the initial beginning of the association, with about 750 members, I have watched with pride the growth, progress and, yes, the philosophy of the M.S.E.A.

Today, the association represents on a strictly voluntary basis over 90 percent of all career state employees, or over 7,100 of the total of 7,500 permanent employees.

I would consider it highly appropriate for this House to go on record in commendation of the Maine State Employees Association, its outstanding record, its consideration of the welfare and programs of all state departments, and its willingness at all times to cooperate with all branches of our state government.

I can think of no more fitting manner for this House to recognize this statewide association of our state employees than to publicly wish all of them a Very Happy Birthday and a Healthy, Happy future . . . and I so move.

The SPEAKER: Will the gentleman reduce his speech to an order, so that the Order may be drafted to take care of the comments.

The SPEAKER: We have in the House this morning a distinguished young lady. She made the front pages of the Bangor News this morning, Miss Linda Jean Clark of Dover-Foxcroft was elected last July as the National President of the Future Homemakers of America. She is accompanied this morning by her teacher, Mrs. Hewes of Foxcroft Academy. Linda will preside over the four-day national convention of the Future Homemakers to be held this summer in Kansas City.

The Future Homemakers of America is the national organization of over 500,000 high school students studying home economics in 10,466 chapters throughout the United States, Puerto Rico and the Virgin Islands.

This young lady is the special guest of Representative Meisner of Dover-Foxcroft, and I am sure the whole State of Maine is happy and proud of this young lady.

Will the gentleman from Dover-Foxcroft, Mr. Meisner, escort the young lady to the rostrum.

Whereupon, Miss Linda Jean Clark of Dover-Foxcroft, National President of Future Homemakers of America, was escorted to the rostrum by Representative Meisner, amid applause of the House, the Members rising.

The SPEAKER: Linda, on behalf of the Members of the House of Representatives, it is an extreme pleasure for me to greet you here this morning, because I know the citizens of Maine are proud of you and the work that you are doing. Would you like to say a word?

Miss CLARK: It is indeed a pleasure to be here in the House of Representatives, and specially to be recognized by the House.

It makes me feel good inside to know that so many people are interested in what the Future Homemakers of America are doing. Many people have asked me, how do you do all the things for your national office that you do? I would like to tell you that it takes more than one small girl my size. It takes

the cooperation of a family, and I come from a large family, and the help of a teacher, and the consideration and the understanding, and the good wishes of all the people in the State of Maine, and I have had this throughout my whole term of office. And I would like to thank all of you from the bottom of my heart. Thank you.

Whereupon, the Miss Linda Jean Clark was escorted to the rear of the Hall of the House by the Sergeant-at-Arms amid prolonged applause, the Members rising.

Passed to Be Engrossed

Bill "An Act relating to Loans by Washington County" (S. P. 592) (L. D. 1556)

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

Third Reader Tabled and Assigned

Bill "An Act relating to Publications Printed or Published by the State" (H. P. 252) (L. D. 321)

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

(On motion of Mr. Dennett of Kittery, tabled pending passage to be engrossed and specially assigned for tomorrow.)

Resolve Providing Funds to the Washington County Development Authority for Development of Recreational Areas (H. P. 565) (L. D. 804)

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

The SPEAKER: Will the Sergeant-at-Arms escort the gentleman from Bangor, Mr. Wellman, to the rostrum to serve as Speaker pro tem.

Thereupon, Mr. Wellman assumed the Chair as Speaker pro tem amid the applause of the House and Speaker Kennedy retired from the Hall.

Amended Bills Third Reader Tabled and Assigned

Bill "An Act Appropriating Monies to Provide for Night Pay Dif-

ferentials for State Employees" (H. P. 85) (L. D. 129)

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

(On motion of Mr. Anderson of Ellsworth, tabled pending passage to be engrossed and specially assigned for tomorrow.)

Resolve Proposing an Amendment to the Constitution Designating Procedure for Determining the Election of Governor (S. P. 530) (L. D. 1451)

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

Third Reader Tabled and Assigned

Bill "An Act relating to Use of Titles by Unregistered Persons in Practice of Architecture" (S. P. 113) (L. D. 341)

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

(On motion of Mr. Cope of Portland, tabled pending passage to be engrossed and specially assigned for tomorrow.)

Bill "An Act Declaring Sheriffs to be Policemen for Purposes of Social Security" (H. P. 796) (L. D. 1149)

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

Passed to Be Enacted Enactor Requiring Two-Thirds Vote

An Act Authorizing the Construction of Self-Liquidating Student Dining Facilities for the Maine Maritime Academy and the Issuance of not Exceeding \$475,000 Bonds of the State of Maine for the Financing Thereof (H. P. 357) (L. D. 531)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. In accordance with the provisions of Section 14 of Article IX of the Constitution a two-thirds vote of the House being necessary, a division was had. 100

voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Passed to Be Enacted

An Act relating to Habeas Corpus and Post Conviction Procedure in Criminal Cases (S. P. 316) (L. D. 982)

An Act relating to Power of Eminent Domain of Maine State Park and Recreation Commission (S. P. 542) (L. D. 1468)

An Act relating to Disposition of Persons Pleading Insanity (S. P. 588) (L. D. 1553)

An Act Providing for Repair and Maintenance of State-owned Dam on Dead River, Androscoggin County (H. P. 17) (L. D. 42)

An Act relating to Travel Allowance for Jurors (H. P. 1073) (L. D. 1538)

Finally Passed

Resolve in favor of Macwahoc Plantation for School Construction Aid (H. P. 523) (L. D. 740)

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

The SPEAKER pro tem: The Chair would like to recognize in the balcony 37 pupils from the 8th Grade of Hermon Elementary School accompanied by their Principal, Blaine Atwood, and their teacher, Mrs. Leland. They are the guests of Representative Littlefield of Hampden. We welcome you to the House and we hope that your visit with us today will be both profitable and enjoyable. (Applause)

On motion of Mr. Pease of Wis-casset,

Recessed until 1:30 P.M. this afternoon.

**After Recess
1:30 P.M.**

The House was called to order by the Speaker pro tem.

Orders of the Day

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

Bill "An Act relating to the Joint Bank Account Law and the Inheritance Taxation of Joint Bank Accounts." (H. P. 1088) (L. D. 1560)

Tabled — May 10, by Mr. Turner of Auburn.

Pending — Passage to be Engrossed.

On motion of Mr. Rust of York, the Bill was passed to be engrossed and sent to the Senate.

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

Bill "An Act relating to Work on Shade and Ornamental Trees." (H. P. 240) (L. D. 308) C "A" (H-232) —H-"B" (H-322)—H-"C" (H-325) — In House Committee "A" and House "B" Adopted — House "C" Withdrawn.

Tabled — May 10, by Mr. Tyn-dale of Kennebunkport.

Pending — Passage to be Engrossed.

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

Mr. JAMESON: Mr. Speaker, I offer House Amendment "D" and move its adoption.

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

HOUSE AMENDMENT "D" to H. P. 240, L. D. 308, Bill, "An Act Relating to Work on Shade and Ornamental Trees."

Amend said Bill in that part of section 1 designated "Sec. 66-A." by adding at the end of subsection I the following underlined sentence:

"The Term "arborist" shall not apply to the removal, pruning, trimming or shaping of shade or ornamental trees by a general contractor in the conduct of his business."

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

Mr. JAMESON: Mr. Speaker, Ladies and Gentlemen of the House: First I would like to apologize to the Legal Affairs Committee because I think they passed that bill out on my say-so. I said it was a good bill. In fact, it was a lousy bill when I began to find out about it and it would never pass here in the House without this amendment. Now this was a department

bill, ladies and gentlemen, and I assumed naturally that it was a good bill and I didn't go into it very closely. But by the time it got here to the first reading, about three weeks ago, I found out that even the existing law and this bill here would penalize you and everybody else who owned a tree.

Now I would have moved even though I introduced the bill, I would have moved for indefinite postponement had the Attorney General not written me and notified me that even the existing law would penalize you if you hired somebody to cut a limb off your tree. Now I know and I wish to assure you ladies and gentlemen now that the Maine Arborist Association, all licensed tree surgeons, had no intentions of these articles being in this bill. So I could not very well move for indefinite postponement of this bill while the existing law would be penalizing you. So we had drawn up I think four different amendments. This one of mine is "D." That will protect you and everybody else. You do not need a license. You do not need to hire a licensed tree man to remove a tree or to remove a limb from a tree, as this article states right here, the contractor in the conduct of his business. So I hope ladies and gentlemen, that you will go along with this amendment and pass it. It is a good bill as it is now.

The SPEAKER pro tem: Is it the pleasure of the House to adopt House Amendment "D"?

The motion prevailed.

Thereupon, the Bill was passed to be engrossed as amended by Committee Amendment "A," House Amendments "B" and "D" and sent to the Senate.

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

Bill "An Act relating to Minimum Salaries for Teachers." (H. P. 634) (L. D. 890) Committee "A" (H-320)

Tabled — May 10, by Mr. Tyndale of Kennebunkport.

Pending — Passage to be Engrossed.

The SPEAKER pro tem: The Chair recognizes the gentleman from Kennebunkport, Mr. Tyndale.

Mr. TYNDALE: Mr. Speaker, Ladies and Gentlemen of the House: I will not belabor the debate on this question. I will shortly make a motion, but I would like to speak briefly prior to making the motion. I have before me a telegram from a former president of the Maine Teachers' Association containing the names of some sixty members of the teachers' profession in favor of the adoption of this legal document.

There is one point that I would merely bring out to you, and you will probably have someone else speak on this bill, is this. During the last ten years we have spent a great deal of money on educating good teachers. We have spent a lot of money in our teachers' colleges both from a construction viewpoint and from a curriculum. Now all we are trying to do with this legal document is to balance the scales because, if you educate fine teachers and they leave the state, the results of your efforts to upgrade these teachers' colleges are certainly lost. And I think the unanimous opinion among teachers throughout the state is this, that they too have spent long years of education in their profession arriving at the point, at great sacrifices indeed. They ask nothing more than you would accord other trained people who have trained in the various professions such as engineering, medicine, and all the others that require quite lengthy periods of study.

I sincerely hope that you will accord our young budding teachers this opportunity also, and let us keep them here in Maine where they are so badly needed and not be enticed away by larger salaries from other states. We are not asking above what they should get because a great many towns throughout the State of Maine have already adopted this minimum scale. So I ask you to sincerely look at this objectively, not from a point of any past occurrences, but for the needs of the education of the State of Maine; and I move the pending question.

The SPEAKER pro tem: The Chair recognizes the gentleman from Bowdoinham, Mr. Curtis.

Mr. CURTIS: Mr. Speaker, Ladies and Gentlemen: In these fast changing times, the people who teach our children in the schools, in our municipalities, school teachers—at least you call them—have become more than just merely school teachers because of these changing times. They have become more than teachers of the “Three R’s.” In all too many of our homes our children see little of their parents except on Sundays, and in many cases our teachers become foster parents of the coming generation, and as such much more is required of them than a decade ago. Therefore, it is not only fair but desirous that those charged with the tremendous responsibility of actually forming the characters, as well as promoting the learning of these young people, be properly educated and fitted for this high calling; and it is just as fair and essential that their pay, salaries, compensation, whatever you wish to call it, be fair and adequate.

Now again we are, as legislators, confronted with another soul-searching problem. We owe it to the parents and the general public, we must be fair with them; and with these thoughts in mind, I wish to present an Amendment “B” to this legislative document. House Paper 634, L.D. 890, and move its adoption.

House Amendment “B” was read by the Clerk as follows:

HOUSE AMENDMENT “B” to H.P. 634, L.D. 890, Bill, “An Act Relating to Minimum Salaries for Teachers.”

Amend said Bill in the Table by striking out all of the last 10 lines which begin with the figure “6” and end with the underlined figure “15” and inserting in place thereof the following:

6	2,800	3,200	3,600	3,900
7	2,900	3,300	3,700	3,900
8	3,000	3,400	3,800	4,000
9	3,100	3,500	3,900	4,100
10	3,200	3,600	4,000	4,200

The SPEAKER pro tem: Is it now the pleasure of the House to adopt House Amendment “B”?

The Chair recognizes the gentleman from Stonington, Mr. Richardson.

Mr. RICHARDSON: The effect of House Amendment “B” is to cut out the last five years of the increase in salary of the teachers, and personally I would oppose that. I would hope that it would be defeated. If it is defeated, I will present an amendment which would cut out what I feel is an inequity in the bill in that it takes the two and three-year teachers to fifteen years, and the four and five-year teachers to only ten years.

The SPEAKER pro tem: The question before the House is the adoption of House Amendment “B.”

The Chair recognizes the gentleman from Auburn, Mr. McGee.

Mr. McGEE: Mr. Speaker, as a member of the Education Committee, this House Amendment “B” was agreed to by a goodly number of the committee. If you will take your bill 890 and look at it, you will see that House Amendment “B” cuts out everything in the figures on the second page. Now our present minimum salary is \$2,200, and to start with this salary starts at \$3,000, and on that first page, five steps or five years, it gives the same amount of increases for a basis of \$3,000 in five years, in which the teachers have been getting it for ten years. The rest of the figures on the second page goes into a category where I feel and most of the committee—I think the majority of the committee feel that they are in a position there as regardless of what degrees they have assigned to their name, that there is a chance between the superintendents who hire and the teachers who are qualified and by experience have shown their work to get jobs on a basis that is satisfactory to both parties.

Now this particular bill probably won’t make any difference to over seventy percent of the towns and cities anyway because they are above this minimum salary. Many of them would like to cut that minimum salary back to the first line, but we take Massachusetts as an example, being the educational center of the country, and their minimum salary bill in Massachusetts consists of just one

line, that is, a minimum salary for a teacher is \$4,200 a year. We probably couldn't go to that here, but we feel that a compromise back to the first page on that bill and the first five steps is much improvement over what they have now, and strange as it may seem, many superintendents I have spoken to agree with that view. So I should be in favor of adopting this amendment "B" without question.

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

Mr. BRADEEN: Mr. Speaker, Ladies and Gentlemen of the House: My good legal friends in this assembly will correct me if my reference in this particular instance be wrong. Something over a century and a half ago Daniel Webster speaking for the trustees in the famous Dartmouth College case said this: "Dartmouth is a small school but there are those who love it. Hear me for my cause." Now I will change the pronouns. Hear me for our cause because it strikes right home to all of us.

You have for consideration today a minimum wage bill. Now just what is it? I have looked through it, I was going to say hopefully but that's the wrong word, but I'll let it stand, for a single mention of the word merit. I would like to see merit introduced in a measure such as this. All I can detect in this measure is a provision which through a series of steps based upon longevity insulates the poor teacher as well as the good, so that they stay with you over a period of years; when time takes its course you will lose the poor teachers along with the good. In the meantime, you as taxpayers and your children and grandchildren, shall we say, suffer.

Now, then, the most of you have a letter probably which mentions "wooden nutmeg." It came out with the blessing of the Maine Teachers' Association. I assume that that fairly well establishes its fraternity. Now I believe that in

this particular instance a "wooden nutmeg" is defined as something which looks pretty good on the outside but doesn't really do too much for you. I must confess that over a period of time I have begun to wonder whether or not some perhaps uncharitable souls might apply that to the M. T. A. It looks pretty good on the outside but so far as I can see one of its chief, most consistent and persistent activities is to wave the dollar bill in the face of education.

Now it just so happens that I as an individual try to represent the interests of a small town district in north central York County. That particular legislative district is part of a seven-town school union, No. 6 to be exact. I have in my pocket a letter, a letter from Asa Gordon, who is known to most of you, in which he confirms certain figures which I have made it my business to collect before I got the letter. Now mind you, I am talking from about the impact that this bill will have on the towns in my area. According to these figures, when the \$300 a year has been picked up over a sufficient period of time so that the provisions of this particular bill shall have the full impact, it will cost my town between five and six thousand dollars. It will cost my legislative district over nine thousand. It will cost School Union No. 6 over twenty-one thousand. Now I ask you one and all, how can I as a responsible individual, as a responsible legislator, come here and support any such a measure? I can't, and I won't.

Now when you people vote, I suggest that you consider this particular angle of the situation; consider what is being paid to the teachers of today in a state which has a low basic economy for thirty-six, seven, or eight weeks' work. Consider how hard your relatives, your friends, your neighbors, have to work over a twelve months' period to make their contribution to that wage; and when you vote, let your conscience be your guide. Thank you.

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

Mr. MacLEOD: Mr. Speaker and Members of the House: I was very impressed with the eloquent arguments used by the gentleman from Waterboro, Mr. Bradeen. For that reason and also because I understand the Maine Teachers Association has told some members of the Education Committee that they are unwilling to accept any compromise, and this bill as amended by the committee is a compromise, for those two reasons, I suggest that we go along with the Maine Teachers Association in not wanting to accept a compromise; and I now move indefinite postponement of this bill and accompanying papers.

The SPEAKER pro tem: The amendment must be disposed of first before the gentleman's motion will be in order.

The Chair recognizes the gentleman from Gorham, Mr. Treworgy.

Mr. TREWORGY: Mr. Speaker, I would call to your attention in considering this L. D. 890 that these teachers' contracts for the school year '63 and '64 have already been issued and most of them will be returned to the respective school units before this House adjourns. Obviously those effects that this L.D. will have on teachers' salaries will affect the current contracts. By the nature of this, the first effective date will actually be for the school year 1964-65. Bearing in mind that many, many communities in the State of Maine already have a teachers' salary scale equal to or in excess of the proposals in L. D. 890, I trust that you will keep this in mind when you measure the effect on your own community and the effect on your existing teacher salary scale.

Now this salary scale bill is designed to accomplish three primary purposes: To provide a more realistic salary base for teachers, to effectively attract and hold qualified teachers in the profession, to upgrade the teaching profession by attracting the best qualified high school graduates to the profession by assurance to them of a more realistic salary scale. I submit to you that this L. D. 890 revising the

teachers salary scale is a minimum of realistic requests on the part of the department.

The SPEAKER pro tem: The Chair recognizes the gentleman from Madawaska, Mr. Levesque.

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House. I hope that you will concur with the gentleman from Bowdoinham, Mr. Curtis, in regards to this amendment. As was pointed out to you ladies and gentlemen by a previous speaker that we were not, the committee was not in unanimous agreement with the Maine Teachers Association in reporting this bill out, and this further amendment that is being presented by the gentleman, Mr. Curtis from Bowdoinham, that the elimination of the scale from six to fifteen be made, it's to protect the teachers now under our school system that they will not teach one or two years in the State of Maine and then after they have gathered this experience would go back to another state in order that they would benefit from their experience and schooling.

By eliminating the scale from six of fifteen we are protecting those new teachers going into the school system of the State of Maine for at least five years. When a school teacher that's got a degree and is a good teacher, we want to keep her certainly, and I think that the school boards of the municipalities that hire these teachers will see that they are being paid the scale somewhere in line to what has been proposed although not accepted by this House. So it is our sincere feeling that at this time we have amended the bill in such a way as to protect the teachers that we now have and to protect the teachers that's going to come to our school system and to stay with us for at least five years, so therefore we can derive some benefits from their knowledge of attending a teachers' college or any other school that they chose to come out of and teach in the State of Maine.

Certainly your municipal officers and administrators before they hire teachers are not going to go look in a place where they are going to be hiring second-to-none teachers. They are going to

try to hire the best teachers they can find, and certainly for \$2,200 a year for a teacher, you will have to hunt high and dry in order to be able to find a teacher that's going to stay in the State of Maine for \$2,200 a year. So we brought up the minimum to \$3,000 for the first year for a teachers' certificate to give some reasonable leverage to the people of the State of Maine that they are going to be guaranteed some kind of a reasonable good education by these teachers, and as was pointed out by the gentleman from Gorham, Mr. Treworgy, that a lot of our towns are now paying over and above this scale. We admire those people who have taken those steps. For those people who are below the scale or aren't up to the scale now there's a provision in the bill that they will not increase the salary of any teacher any more than the \$300 in any given year. So therefore I don't think that the penalties to be paid by the municipality are going to appear all in one year but divided over a period of time. Thank you.

The SPEAKER pro tem: The motion before the House is the adoption of House Amendment "B". Is it the pleasure of the House to adopt this amendment? All those in favor will say "aye"; all those opposed will say "no."

A viva voce vote being taken, the motion prevailed.

The SPEAKER pro tem: The question now before the House is the motion of the gentleman from Brewer, Mr. MacLeod, that the Bill be indefinitely postponed.

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

Mr. DENNETT: Mr. Speaker and Members of the House: I rise in support of the motion made by the gentleman from Brewer, Mr. MacLeod. My reason therefore, the teachers of the State of Maine have long held themselves forth as being a professional group. I agree with that. I do believe they are professional people. I cannot understand why they should so demean their profession as to expect that the State of Maine would set minimum salaries for a people who are as intelligent and as capable of

bargaining and setting their own salaries. Now, my experience has been that at least a great portion of the State of Maine, in the various cities and towns, they have teachers' associations and the teachers go as a group before the school board and I think in most instances they have been very successful in setting, or having the school board set, salary scales which in many instances are far in excess of those that are offered under this bill. Now, again I believe as a professional people, as professional persons, they are very capable, as a person in any profession, of handling their own affairs without coming back on the state.

Now I have, and cannot recollect, any other instance where the State of Maine goes into towns and sets salaries. It is the towns that pay these salaries. I will agree that the state contributes a certain portion to them, but I think this should be left entirely up to bargaining between the people involved, the teachers, and the school boards that set their salaries. I am very much disturbed that we ever had any such thing in the State of Maine as minimum salary schedules for teachers. I do not believe that it properly belongs within the sphere of the state, but belongs in the towns and municipalities where these teachers teach, and I certainly hope that the motion by the gentleman from Brewer, Mr. MacLeod, will prevail.

The SPEAKER pro tem: The Chair recognizes the gentleman from Madawaska, Mr. Levesque.

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: I certainly don't want to take issue with the gentleman from Kittery, Mr. Dennett, in regards to the merits of his discussion, but certainly you people realize now that the salary has been set by the Legislature of the State of Maine and the municipal officers or the teachers themselves cannot change it. It is something that we have to deal with now because of the fact that it is in our hands to see that they get a reasonable salary.

I for one certainly don't want to have the teachers of the State of

Maine resort to what we have heard and seen to our neighbors in the northeast, specifically the Province of Quebec, and again in the Province of New Brunswick last year, of having to resort to close the schools in order to get an adjustment in their salary. I don't think that is a very progressive educational system. I feel by the same token that by giving a small adjustment in their salaries that we are going to keep these teachers here and we are going to derive their benefits. To put this back in the hands of the municipal administrators and to the teachers themselves would only resort to, in some cases, probably shutting down the schools waiting for an adjustment of salary or what have you. In some areas this would not be so because of the nature of the municipal administration, but certainly in some areas of the State of Maine this might very well be what the teachers would resort to, and I would therefore hope that the motion to indefinitely postpone this document will not pass.

The SPEAKER pro tem: The Chair recognizes the gentleman from Old Orchard Beach, Mr. Plante.

Mr. PLANTE: Mr. Speaker, Ladies and Gentlemen of the House: I would not wish to debate whether teachers are a professional group, but I think that we should recognize if we do accept the idea that they are individuals in a profession, they are also public servants. And this is a very important business. There are only six towns in the State of Maine hiring teachers under \$4,000. I feel that we, as a legislative body, have the authority to show teachers in the State of Maine that there is a future in staying in the State of Maine. Eighty percent of our teachers are now covered by salary schedules. I would like to emphasize, so there would be no misunderstanding, that I have never been romanced by the Maine Teachers Association or by any teachers, probably because I have a rather ugly disposition. So it isn't out of love for any particular teachers that I am supporting a decent minimum wage law. It is in fact to create competition among

the teachers. I frankly want to get rid of the lousy teachers and the best way of getting rid of the lousy teachers is to give them a competitive wage scale. So the superintendents can take only the best and let the others do as they wish. This is the reason why I feel that we as a legislative body should support a decent minimum wage law. For this reason, I move that the yeas and nays be taken on this vote.

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

Mr. EASTON: Mr. Speaker, I rise with somewhat mixed feelings. The thought of a state salary schedule, and that is exactly what this is, I suggest is usurping the authority of the individual school boards. We presently have on our books a minimum salary law. It is truly that because every town and city in the State of Maine is at or over it. This bill, however, will provide in many, many areas an absolute immutable state-inspired salary schedule which, as pointed out by my good friend from Waterboro, Representative Bradeen, makes no allowances for merit whatsoever. And it has other difficulties.

I will give you an example of my town. Now my Town of Winterport has a twelve-year salary schedule with the maximum, as I recall, of \$6,000. That is above the maximum in this bill as amended. However, we feel in Winterport—and who should gainsay the opinions of the school committee, that what we want is good and career teachers. We are not interested in the folks who come for a couple of years and then go off somewhere. So our schedule provides a starting salary of I believe \$4,000; \$100 a year for I believe it is three years, and then a large increase, I believe it is \$550 or \$600. Theory, to encourage teachers to take the long view of staying, living and teaching in the Town of Winterport. In the early years of their career, they will determine whether they like us and we will determine whether we like them. I think it has worked. This bill, however, will completely eliminate it. We would be forced into this particular schedule or a schedule so high as to be absurd.

Now it has been mentioned that a majority of the towns are at or above this schedule, the inference being that it will cost these towns nothing. I suggest that this is not true in the real sense. We all know that all towns have what you might call a desirability index. Some are very attractive to teachers, perhaps they might be right near a university where they can pursue further studies. Others are in somewhat unattractive areas so far as teachers are concerned, and many of these unattractive areas from their point of view, must and do pay salaries far in excess of the state average just to get adequate teachers. These towns in order to retain the differential they now have, will be forced to increase their salaries. Ladies and gentlemen, I hope that the motion of my friend, the gentleman from Brewer, Mr. MacLeod, prevails.

The SPEAKER pro tem: The Chair recognizes the gentleman from Jonesboro, Mr. Snow.

Mr. SNOW: Mr. Speaker, I am rather in a quandary, the amendment that has been offered on the bill was the decision of several men. Some thought it should be less, some thought it more; but we thought it was a good decision. However, I have a letter from the Maine Teachers Association, and I wish to concur with them. In their letter they say that they believe such action would do less harm to the morale of our teachers, and seem to be trying to kid themselves into accepting a "wooden nutmeg." What they say is, that they wish me to be in favor of not passing this bill, as amended, as they will not accept it or it is not acceptable to them. They also enclose a schedule of fees. In this schedule of fees, apparently, they are getting much over the minimum at the time. And the towns that are not paying over these fees are in competition with them, so in time will have to pay them. So I will go along with the Teachers Association and be in favor of the motion from the gentleman from Brewer.

The SPEAKER pro tem: Is the House ready for the question? A roll call has been requested. In

order for the Chair to order a roll call, one-fifth of the members present must so indicate. Will all those favoring a roll call, please rise and remain standing until the monitors have made and returned the count.

An insufficient number arose.

The SPEAKER pro tem: Obviously, less than one-fifth having roll call, one-fifth of the members arisen, a roll call is not ordered and the Chair will order a division.

The Chair recognizes the gentleman from Kennebunkport, Mr. Tyndale.

Mr. TYNDALE: May I pose a question through the Chair to any member of that Educational Committee who cares to answer as to how this legal document came out of that committee?

The SPEAKER pro tem: The gentleman from Kennebunkport Mr. Tyndale, poses a question through the Chair to any member of the Education Committee who may answer if he desires.

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

Mr. EASTON: Mr. Speaker, the document came out in its pristine form without amendment 6-4 "ought to pass," with Committee Amendment "A".

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

Mr. MCGEE: Mr. Speaker, to clarify that and in answer to the gentleman from Kennebunkport, I will say that this amendment—and I can't remember it—at one time it was agreed on unanimously and I don't think it was at the end and I know there was a majority that did agree on this Amendment "B" that has been presented here today, and that was the reason it was presented because it actually is the committee amendment.

The SPEAKER pro tem: The Chair recognizes the gentleman from Kennebunkport, Mr. Tyndale.

Mr. TYNDALE: Mr. Speaker, may I ask a member of that committee, with Amendment "B," how many voted "Ought to pass" for that legal document?

The SPEAKER pro tem: The question before the House is the motion of the gentleman from Brewer, Mr. MacLeod, to indefinitely postpone this bill and its accompanying papers. All those in favor of the motion to indefinitely postpone, will please rise and remain standing until the monitors have made and returned the count.

A division of the House was had. Sixty-four having voted in the affirmative and sixty-one having voted in the negative, the motion to indefinitely postpone did prevail.

The SPEAKER pro tem: The Chair recognizes the gentleman from Wiscasset, Mr. Pease.

Mr. PEASE: Mr. Speaker, I move we reconsider our action whereby we indefinitely postponed this bill and hope that the House defeats my motion.

The SPEAKER pro tem: The gentleman from Wiscasset, Mr. Pease, now moves that the House reconsider its action whereby it indefinitely postponed this bill.

The Chair recognizes the gentleman from Old Orchard Beach, Mr. Plante.

Mr. PLANTE: Mr. Speaker, I move this item lie on the table until the next legislative day.

Mr. MacLeod of Brewer then requested a division on the tabling motion.

The SPEAKER pro tem: A division has been requested on the tabling motion. All those in favor of the tabling motion, will please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Thirty-one having voted in the affirmative and eighty-nine having voted in the negative, the motion to table did not prevail.

The SPEAKER pro tem: The question now before the House is the motion of the gentleman from Wiscasset, Mr. Pease, that we reconsider our action. Is this the pleasure of the House?

Mr. Berry of Cape Elizabeth then requested a roll call on the motion to reconsider.

The SPEAKER pro tem: A roll call on the motion to reconsider has been requested. In order for the Chair to order a roll call, one-fifth of the members present must express a desire for a roll call. Will those so desiring, please rise and remain standing until the monitors have made and returned the count.

A sufficient number arose.

The SPEAKER pro tem: Obviously, more than enough members having arisen, a roll call is ordered. The question now before the House is the motion of the gentleman from Wiscasset, Mr. Pease, to reconsider our action whereby we just indefinitely postponed Bill "An Act relating to Minimum Salaries for Teachers," House Paper 634, Legislative Document 890. All those in favor of reconsidering, will say "Yes" when their name is called; all those opposed to the motion to reconsider will say "No" when their name is called. The Clerk will call the roll.

ROLL CALL

YEA—Albair, Anderson, Orono; Ayoob, Benson, Berry, Binnette, Birt, Boissonneau, Bourgoin, Brewer, Brown, So. Portland; Burns, Carter, Childs, Choate, Cope, Cote, Cottrell, Coulthard, Crockett, Curtis, Davis, Dostie, Drake, Edwards, Ewer, Gallant, Gifford, Gilbert, Gill, Giroux, Gustafson, H e n d s b e e, Hobbs, Humphrey, Hutchins, J a l b e r t, Jameson, Jewell, Jobin, Karkos, Kilroy, Knight, Lebel, Levesque, Libby, Littlefield, Lowery, Maddox, Mathieson, McGee, Meisner, Oakes, O'Leary, Osborn, Plante, Poirier, Prince, Oakfield; Rand, Rankin, Reynolds, Richardson, Ricker, Ross, Augusta; Roy, Smith, Bar Harbor; Smith, Falmouth; Taylor, Townsend, Treworgy, Tyndale, Ward, Waterman, White, Guilford; Wight, Presque Isle; Wood.

NAY — Anderson, Ellsworth; Baldic, Bedard, Berman, Boothby, Bradeen, Bragdon, Brown, Fairfield; Bussiere, Chapman, Cookson, Cressey, Crommett, Denbow, Dennett, Dudley, Easton, Finley, Foster, Hammond, Hanson, Hardy,

Harrington, Hawkes, Henry, Jones, Kent, Laughton, Lincoln, Linnekin, MacLeod, MacPhail, Mendes, Minsky, Mower, Nadeau, Norton, Oberg, Pease, Philbrick, Pierce, Pitts, Prince, Harpswell; Roberts, Ross, Brownville; Rust, Sahagian, Scott, Shaw, Smith, Strong; Snow, Susi, Thaanum, Thornton, Turner, Vaughn, Viles, Wade, Waltz, Watkins, Welch, Whitney, Williams, Young.

Absent—Bernard, Blouin, Cartier, Dunn, Hendricks, Kennedy, MacGregor, Noel, Osgood, Tardiff.

Yes, 76; No, 64; Absent 10.

The SPEAKER pro tem: Seventy-six having voted in the affirmative, sixty-four having voted in the negative, with ten absentees, the motion to reconsider does prevail.

The question now before the House is the motion to indefinitely postpone.

The Chair recognizes the gentleman from Kennebunkport, Mr. Tyndale.

Mr. TYNDALE: Mr. Speaker, when the vote is taken, I move it be taken by the yeas and nays.

The SPEAKER pro tem: The Chair recognizes the gentleman from Wiscasset, Mr. Pease.

Mr. PEASE: Mr. Speaker, Ladies and Gentlemen of the House: I was absent during the first part of the debate on the subject, but I would like to, and I am glad that I have been given the opportunity, to make just one or two remarks. Legislative Document 1564, which is not under consideration at this time, I think correctly expresses the desire of this legislature with regard to the employment and the pay of state employees. And I would like to quote, "the Personnel Board is directed to require merit ratings on each individual who is recommended for a salary increase on a form prescribed by the Board. Department heads are directed that the granting of merit increases be scrutinized and documented carefully. It is the intent of the Legislature that in instances where merit increases are not earned and warranted they should be denied."

I would urge members of the legislature that if this is the policy which we may adopt as a legislature, in one form or another regarding state employees, we should leave the same choice and the same policy decision to the individual municipalities or school administrative districts within the state so that they might determine the qualifications for merit raises for their teachers within particular salary schedules by themselves and not force a state-wide salary increment increase as this bill I understand will do.

The SPEAKER pro tem: The Chair recognizes the gentleman from Benton, Mr. Kent.

Mr. KENT: Mr. Speaker, Ladies and Gentlemen of the House: I urge you to take a very good hard look at this bill. In my little town at the present time, 85.3 percent of our total commitment today is going for education. Now it has been said that this increase in salaries will be met partially by the state in subsidies. I say to you if a town that receives a fifty percent subsidy, that they have got to match that dollar for dollar and then ladies and gentlemen where is the other fifty percent coming from? Do we want to, in the very near future, go from a four percent sales tax to a five percent sales tax? This money, all of it, has to come from the people. I say to you people that before you finally vote on this, you take another good hard look. It is a bad bill for the State of Maine and all its municipalities. Thank you.

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

Mr. RUST: Mr. Speaker, Ladies and Gentlemen of the House: I would inquire of anyone on the Education Committee, what is the annual cost of this particular piece of legislation?

The SPEAKER pro tem: The gentleman from York, Mr. Rust, has posed a question through the Chair of any member of the Education Committee who may answer if they so desire.

The Chair recognizes the gentleman from Madawaska, Mr. Levesque.

Mr. LEVESQUE: Mr. Speaker, I don't think that anybody could give you an actual cost on these figures because of the fact that until such time as any definite scale is established, the subsidies on the part of the state could not be determined until those salaries are actually raised and presented to the State Board of Education.

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

Mr. HARRINGTON: Mr. Speaker, I might inquire from anybody that might answer, what the cost was on the bill in its original form. I understand there was a scale out on that.

The SPEAKER pro tem: The gentleman from Dexter, Mr. Harrington, has asked a question of any member of the Education Committee who may answer if they so desire.

The Chair recognizes the gentleman from Madawaska, Mr. Levesque.

Mr. LEVESQUE: Mr. Speaker, Ladies and Gentlemen of the House: As the bill was presented, that there cannot be any bill or amount of money attached to it until such time as the municipalities change their scale and present it to the state board.

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

Mr. HARRINGTON: Mr. Speaker, might I inquire as to the total cost of the sums of money on this sheet that was circulated — certainly not the circulation in the House — but showed the amounts of money that every town in this state with the exception of three would be forced to increase the amount of money that they paid. Has anybody in the House got a total on that sheet?

The SPEAKER pro tem: The gentleman from Dexter, Mr. Harrington, has asked a question to any member of the House.

Is the House ready for the question? The question before the House is the motion of the gentleman from Brewer, Mr. MacLeod, to indefinitely postpone the Bill and all accompanying papers. A roll call has been requested.

The Chair recognizes the gentleman from Madawaska, Mr. Levesque.

Mr. LEVESQUE: Mr. Speaker, Ladies and Gentlemen of the House: I would like to ask a question through the Chair of the gentleman from Wiscasset, Mr. Pease, that if Legislative Document 1564 that he has mentioned previously, if that also covers the salaries of the now members of the Executive Council and those that are under the direction of the Governor as far as salary increases are concerned. Those that are directly under the Governor's supervision for adjustment or whatever may happen.

The SPEAKER pro tem: The gentleman from Madawaska, Mr. Levesque, poses a question through the Chair of the gentleman from Wiscasset, Mr. Pease, who may answer if he wishes.

Mr. PEASE: I am sorry, Mr. Speaker, I did not understand the question.

The SPEAKER pro tem: Would the gentleman from Madawaska, Mr. Levesque, repeat his question.

Mr. LEVESQUE: Mr. Speaker, Ladies and Gentlemen: The Legislative Document 1564 that the gentleman from Wiscasset, Mr. Pease, has mentioned a while ago, does that also cover the personnel now under the supervision of the Governor as far as salary increases are concerned? Does that come out under his bill? Or restricted to what he has already now allowed and there will be no further increases as far as the Governor's personnel is concerned.

The SPEAKER pro tem: The Chair recognizes the gentleman from Wiscasset, Mr. Pease.

Mr. PEASE: Mr. Speaker, I am not able to answer the question, I am sorry.

The SPEAKER pro tem: Is the House ready for the question? The question before the House is the motion of the gentleman from Brewer, Mr. MacLeod, that Bill "An Act relating to Minimum Salaries for Teachers," House Paper 634, Legislative Document 890, be indefinitely postponed, and a roll call has been requested. In order

for the Chair to order a roll call, one-fifth of the members present must so indicate. Will all of those who favor a roll call, please rise and remain standing until the monitors have made and returned the count.

A sufficient number arose.

The SPEAKER pro tem: Obviously, more than one-fifth having arisen, a roll call is ordered. The Chair will restate the question. The question before the House is the motion of the gentleman from Brewer, Mr. MacLeod, that the Bill be indefinitely postponed. If you are in favor of indefinitely postponing the bill and all accompanying papers, you will answer "Yes" when your name is called. If you are opposed to the indefinite postponement, you will answer "No" when your name is called. The Clerk will call the roll.

ROLL CALL

YEA — Anderson, Ellsworth; Bedard, Berman, Bradeen, Bragdon, Brown, Fairfield; Bussiere, Cookson, Cressey, Crockett, Crommett, Denbow, Dennett, Dudley, Easton, Finley, Foster, Hammond, Hardy, Harrington, Hawkes, Jameson, Jewell, Jones, Kent, Laugh-ton, Lincoln, Linnekin, MacLeod, Mendes, Minsky, Mower, Nadeau, Norton, Oberg, Pease, Philbrick, Pierce, Prince, Harpswell; Reynolds, Roberts, Ross, Brownville; Rust, Sahagian, Scott, Shaw, Smith, Strong; Snow, Susi, Thaanum, Thornton, Turner, Viles, Waltz, Watkins, Welch, Williams, Young.

NAY—Albair, Anderson, Orono; Ayoob, Baldie, Benson, Berry, Binnette, Birt, Boissonneau, Boothby, Bourgoin, Brewer, Brown, So. Portland; Carter, Chapman, Childs, Choate, Cope, Cote, Cottrell, Coulthard, Curtis, Davis, Dostie, Drake, Edwards, Ewer, Gallant, Gifford, Gilbert, Gill, Giroux, Gustafson, Hanson, Hendsbee, Hobbs, Humphrey, Hutchins, Jalbert, Jobin, Karkos, Kilroy, Knight, Lebel, Levesque, Libby, Littlefield, Lowery, MacPhail, Maddox, Mathieson, McGee, Meisner, Oakes, O'Leary, Osborn, Pitts, Plante, Poirier, Prince, Oakfield; Rand, Rankin, Richardson,

Ricker, Ross, Augusta; Roy, Smith, Bar Harbor; Smith, Falmouth; Taylor, Townsend, Treworgy, Tyn-dale, Vaughn, Ward, Waterman, White, Guilford; Whitney, Wight, Presque Isle; Wood.

Absent — Bernard, Blouin, Burns, Cartier, Dunn, Hendricks, Henry, Kennedy, MacGregor, Noel, Osgood, Tardiff, Wade.

Yes, 58; No, 79; Absent, 13.

The SPEAKER pro tem: Fifty-eight having voted in the affirmative, seventy-nine having voted in the negative, with thirteen absentees, the motion to indefinitely postpone does not prevail.

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

At this point, Speaker Kennedy returned to the rostrum.

Thereupon, the Sergeant-at-Arms escorted the gentleman from Bangor, Mr. Wellman, to his seat on the Floor, amid the applause of the House, and Speaker Kennedy resumed the Chair.

The SPEAKER: The Chair would ask the Sergeant-at-Arms to retire to the rear of the Hall of the House and escort a distinguished young lady to the rostrum for introduction.

Thereupon, Miss Sylvia St. John of Fort Kent, the Maine Potato Queen and Miss Marlene Hughes of Grand Falls, New Brunswick, the New Brunswick Potato Queen were escorted to the rostrum by the Sergeant-at-Arms amid the applause, the members rising.

The SPEAKER: It is the pleasant duty of the Chair this afternoon to introduce to the members of the House Miss Sylvia St. John who is the daughter of Mr. and Mrs. Louis St. John of Fort Kent, Maine. She is the Maine Potato Queen for 1962-63. Miss St. John is nineteen years old and is a Sophomore at St. Joseph College, North Windham, Maine.

And also, Miss Marlene Hughes, who is the daughter of Mr. and

Mrs. John H. Hughes of Grand Falls, New Brunswick. She is the New Brunswick Potato Queen for 1962-63. She is eighteen years old and is a Senior at the Grand Falls Composite High School.

On behalf of these members, the Chair is very delighted to greet you here and to introduce you to them. I hope that the members will give these young ladies a warm welcome. These young ladies have a warm message for the members of the House. (Applause)

MISS SYLVIA ST. JOHN: Mr. Kennedy, Members of the House of Representatives, Marlene: It is a pleasure indeed for me to be here today. First of all, I would like to present a brief case advertising my product to the Speaker of the House. The label reads State of Maine Potatoes. The main difference is flavor, buy the blue, white and red package. That is my own addition, but I would like to tell you of course that since the product I am pushing is potatoes, I would like to get a plug in for it. I think you perhaps all noticed that you have each got a bag of potatoes by your seat. Take them home and eat hearty.

There was something else I wanted to say to you. Oh, yes, ever since last July, I have been pretty active going around for State of Maine potatoes, and I have enjoyed promoting my product very much. I call it my product because my father raises them, and I am rather prejudiced towards them anyway. But I would like to add also that I have been very interested in the proceedings this afternoon particularly because as I am attending St. Joseph College, I am majoring in English and I look forward very much to finding a favorable teaching position within the State of Maine. Thank you. (Applause)

MISS MARLENE HUGHES: Mr. Kennedy, Queen Sylvia, Distinguished Ladies and Gentlemen: First of all I would like to say that I bring you greetings from the Province of New Brunswick. I would like to thank all those concerned who have helped me to

get this day here. I am telling you I have enjoyed it very much. It has been really an experience for me, and I deem it a great, great honor and a privilege to have been able to be here today. I'd like especially to thank the Honorable Homer Ward and all those concerned who have helped to make this day the day that it has been. And just a little word of advice before I go, keep on eating those potatoes whether they be Maine potatoes or New Brunswick potatoes. Thank you very much. (Applause)

Thereupon, the Misses Sylvia St. John and Marlene Hughes were escorted from the well of the Hall of the House by the Sergeant-at-Arms, amid the applause the members rising.

Orders Out of Order

Mr. Jalbert of Lewiston presented the following Order out of order and moved its passage:

Whereas, this House of Representatives when Astronaut Alan Shepherd, our New Hampshire neighbor, first brought honors and fame to these United States with his flight into space immediately issued its public congratulations and commendations for his history-making flight; and

Whereas, this morning, we have been privileged and thrilled to witness and hear the epoch-making "blastoff" of Astronaut Gordon Cooper who already has demonstrated to the world that our great Nation continues to make great progress in the field of outer space research and conquests; and

Whereas, this great Nation's space program continues to produce scientific results which cannot but benefit all mankind in both the immediate and distant future; now, therefore, be it

ORDERED, that this House stand as a body in tribute to Astronaut Cooper and his thousands of space colleagues who have worked so long and hard to bring about this momentous flight and tender to them a warm, heartfelt ovation of praise and gratitude.

The Order received passage. (Prolonged applause, the members rising)

Mr. Thaanum of Winthrop presented the following Order out of order and moved its passage:

Ordered that the House recognize the Twentieth Anniversary of the Maine State Employees Association, which was formed in 1943 and which has continued to serve State Government and career State Employees during this span,

And be it further Ordered, that the House use this occasion to commend the Maine State Employees Association for its record of performance, its dedication to the improvement of the services of State Government and its continuing cooperation with all branches of State Government,

And be it further Ordered, that this House wish the Maine State Employees Association and its entire membership a Very Happy Birthday and a Very Happy and Healthy Future.

The Order received passage.

Mr. Wellman of Bangor was granted unanimous consent to briefly address the House.

Mr. WELLMAN: Mr. Speaker, Ladies and Gentlemen of the House: We have a little time left during this day, and I think probably enough time left to consider the vital matter that is still pending before us. In order to do that it will be necessary for you to go along with me in making several tabling motions on the tabled and today assigned items, that is, items one through twelve on your calendar. If you will permit me to do that, we can very quickly reach the budget, and we can proceed thereon.

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

SENATE JOINT ORDER Re Legislative Research Committee to Study Transportation Needs of the State and to Report the Results of its Study to the 102nd Legislature. (S. P. 580)

Tabled—April 30, by Mr. Wellman of Bangor.

Pending—Passage.

On motion of Mr. Wellman of Bangor, retabled unassigned pending passage.

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

Bill "An Act Exempting from Sales Tax Sales of Meals Served by Certain Institutions and Homes Licensed by Department of Health and Welfare." (H. P. 949) (L. D. 1383)

Tabled—May 3, by Mr. Bragdon of Perham.

Pending—Passage to be Engrossed.

On motion of Mr. Wellman of Bangor, retabled until later in today's session pending passage to be engrossed.

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

AN ACT relating to Notice to Town of Settlement When Persons Found Destitute. (H.P. 783) (L.D. 1136)

Tabled—May 7, by Mr. Smith of Strong.

Pending—Passage to be Enacted.

On motion of Mr. Wellman of Bangor, retabled until later in today's session pending passage to be enacted.

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

HOUSE MAJORITY REPORT (7)—Ought not to pass—Minority Report (3)—Ought to pass in New Draft (H.P. 1067) (L.D. 1532)—Committee on Education on Bill "An Act Providing for State Support of Education Foundation Program and the Financing Thereof." (H.P. 899) (L.D. 1307)

Tabled—May 3, by Mr. Wellman of Bangor.

Pending—Acceptance of Either Report.

On motion of Mr. Wellman of Bangor, retabled until Thursday, May 23, pending acceptance of either report.

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

HOUSE REPORT—Ought not to pass—Committee on Appropria-

tions and Financial Affairs on Resolve, Providing Funds for Additional Weights and Measures Inspectors." (H.P. 965) (L.D. 1404)

Tabled—May 8, by Mrs. Shaw of Chelsea.

Pending—Acceptance of Report.

On motion of Mr. Tyndale of Kennebunkport, retabled until tomorrow pending acceptance of the Committee Report.

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

AN ACT Continuing the Committee on Aging. (S.P. 384) (L.D. 1087)

Tabled—May 8, by Mr. Anderson of Orono.

Pending—Passage to be Enacted.

On motion of Mr. Tyndale of Kennebunkport, retabled until Wednesday, May 22, pending passage to be enacted.

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

HOUSE REPORT — Ought to pass in New Draft (H. P. 1089) (L. D. 1561) under new title of "An Act to Reorganize the Department of Economic Development."—Committee on Industrial and Recreational Development—on Bill "An Act to Clarify and Revise Laws of Department of Economic Development." (H. P. 834) (L. D. 1221)

Tabled—May 10, by Mr. Plante of Old Orchard Beach.

Pending—Acceptance of Report.

On motion of Mr. Wellman of Bangor, retabled until later in today's session pending acceptance of the Committee Report.

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

Bill "An Act relating to Penalties for Possession of Narcotic Drugs." (S. P. 149) (L. D. 426)—Committee Amendment "A" Read (S-207)

Tabled—May 10, by Mr. Smith of Bar Harbor.

Pending—Adoption of Committee Amendment "A".

On motion of Mr. Wellman of Bangor, retabled until later in today's session pending adoption of Committee Amendment "A".

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

HOUSE MAJORITY REPORT (6) —Ought not to pass—Minority Report (4)—Ought to pass—Committee on Public Utilities on Bill "An Act Providing for Rules and Regulations by Public Utilities Commission Concerning Safety and Shelter for Railroad Employees." (H. P. 881) (L. D. 1266)

Tabled—May 10, by Mr. Bragdon of Perham.

Pending—Acceptance of Either Report.

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

Mr. EWER: Mr. Speaker, since we have reached agreement for which this matter has been tabled for the past week, I move we accept the Majority "Ought not to pass" Report.

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

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

Bill "An Act relating to Taxpayers Furnishing List of Property to Assessors." (S. P. 434) (L. D. 1177)

Tabled—May 8, by Mr. Waterman of Auburn.

Pending — Passage to be Engrossed.

On motion of Mr. Wellman of Bangor, retabled until later in today's session pending passage to be engrossed.

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

HOUSE REPORT — Ought not to pass — Committee on Appropriations and Financial Affairs on Bill "An Act relating to Deficiency Appropriation for Division of Veterans Affairs." (H. P. 407) (L. D. 560)

Tabled—May 14, by Mr. Wade of Skowhegan.

Pending—Acceptance of Report.

On motion of Mr. Wellman of Bangor, retabled until later in today's session pending acceptance of Report.

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

CONSTITUTIONAL AMENDMENT — RESOLVE, Proposing an Amendment to the Constitution Eliminating Requirements Relating to Warrants for Public Money and Publication of Receipts and Expenditures. (H. P. 991) (L. D. 1434)

Tabled—May 14, by Mr. Berry of Cape Elizabeth.

Pending—Final Passage.

On motion of Mr. Wellman of Bangor, retabled until later in today's session pending final passage.

The **SPEAKER**: The Chair lays before the House "An Act to Appropriate Monies for the Expenditures of State Government and for Other Purposes for the Fiscal Years ending June 30, 1964 and June 30, 1965" and the pending question: is it the pleasure of the House to recede from its action whereby it failed to pass the bill to be enacted and whereby it passed the bill to be engrossed?

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

Mr. **WELLMAN**: Mr. Speaker, would I be out of order if I now moved that we reconsider our action whereby we adopted the Committee Report?

The **SPEAKER**: The gentleman is in order.

Mr. **WELLMAN**: I now move that we reconsider our action whereby we adopted the Conference Committee Report.

The **SPEAKER**: The gentleman from Bangor, Mr. Wellman, moves that the House reconsider its action whereby it accepted the Report of the Conferees.

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

Mr. **PEASE**: Mr. Speaker, I would urge the Members of the House not to reconsider, and when the vote is taken, I would respectfully request it be done by roll call.

The **SPEAKER**: The Chair recognizes the gentleman from Old Orchard Beach, Mr. Plante.

Mr. **PLANTE**: Mr. Speaker, simply a point of inquiry, when was the report accepted?

The **SPEAKER**: The Report was accepted early this morning. Is the House ready for the question?

The question is reconsideration, whereby the House adopted the Report of the Conferees. A roll call has been requested. For the Chair to order a roll call, it must have the expressed desire of one-fifth of the members present. All those desiring a roll call on this matter, will please rise and remain standing until the monitors have made and returned the count.

A sufficient number arise.

The **SPEAKER**: Obviously, more than one-fifth having expressed a desire for a roll call, a roll call is ordered.

The Chair will restate the question. The question before the House is the motion of the gentleman from Bangor, Mr. Wellman, that the House reconsider its action whereby it accepted the Committees of Conference Report. All those in favor of reconsideration will answer "yes" when their name is called; all those opposed to reconsideration will answer "no" when their name is called. The Clerk will call the roll.

ROLL CALL

YEA — Albair, Anderson, Orono; Ayoob, Baldic, Bedard, Benson, Berry, Binnette, Birt, Boissonneau, Boothby, Bourgoin, Braden, Bragdon, Brewer, Brown, So. Portland; Burns, Carter, Childs, Choate, Cookson, Cope, Cote, Cottrell, Crockett, Crommett, Curtis, Davis, Dostie, Drake, Edwards, Ewer, Gallant, Gilbert, Gill, Giroux, Hanson, Hawkes, Hendsbee, Hobbs, Hutchins, Jalbert, Jobin, Jones, Kilroy, Knight, Lebel, Levesque, Libby, Lincoln, Littlefield, Lowery, MacPhail, Maddox, Mathieson, McGee, Meisner, Mendes, Minsky, Mower, Nadeau, Norton, Oakes, O'Leary, Osborn, Pierce, Pitts, Plante, Poirier, Prince, Harpswell; Prince, Oakfield; Rand, Rankin, Reynolds, Richardson, Ricker, Roberts, Ross, Augusta; Ross, Brownville; Roy, Rust, Shaw, Smith, Bar Harbor; Smith, Falmouth; Snow, Thaunum, Thornton, Treworgy, Tyndale, Vaughn, Wade, Waltz, Welch, Wellman, White, Guilford; Whitney, Wight, Presque Isle; Wood.

NAY — Anderson, Ellsworth; Berman, Brown, Fairfield; Bus-

siere,, Chapman, Coulthard, Cressey, Denbow, Dennett, Dudley, Easton, Finley, Foster, Gifford, Gustafson, Hammond, Hardy, Harrington, Humphrey, Jameson, Jewell, Kent, Laughton, Linnekin, MacLeod, Oberg, Osgood, Pease, Philbrick, Sahagian, Scott, Smith, Strong; Susi, Taylor, Townsend, Turner, Viles, Waterman, Watkins, Williams, Young.

ABSENT — Bernard, Blouin, Cartier, Dunn, Hendricks, Henry, Karos, MacGregor, Noel, Tardiff, Ward.

Yes, 98; No, 41; Absent, 11.

The SPEAKER: The Chair will declare the vote, Ninety-eight having voted in the affirmative, forty-one in the negative, eleven being absent, the motion to reconsider does prevail.

The question before the House is still upon the report. Is it the pleasure of the House to accept the Report of the Committees of Conference?

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

Mr. WELLMAN: Mr. Speaker, is a motion for indefinite postponement of the Committee Report in order?

The SPEAKER: It is not. The rule is that another committee of conference must be appointed unless the report is accepted.

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

Mr. RUST: Mr. Speaker, I would inquire if a motion to recede from our former action whereby we appointed a Committee of Conference is in order?

The SPEAKER: It is not in order.

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

Mr. WELLMAN: Mr. Speaker, it is apparent that we are looking for a motion which would permit us to —

The SPEAKER: The Chair would call attention to Joint Rule 13 on Page 105.

“Committees of conference shall consist of three members on the

part of each house, representing its vote, and their report, if agreed to by a majority of each committee, shall be made to the branch asking the conference, and may be either accepted or rejected; but no other action shall be had, except through another committee of conference.”

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

Mr. BERRY: Mr. Speaker, I move that the House reject the Report of the Committee of Conference.

The SPEAKER: The Chair will inform the House that the question before the House is, is it the pleasure of the House to accept the Report of the Committees of Conference?

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

Mr. PEASE: Mr. Speaker, if my recollection is correct, it was I that made the motion to accept the Report of the Committees of Conference. I now would request permission to withdraw that motion so that I might make another motion.

The SPEAKER: The gentleman may do so.

Mr. PEASE: I would now move that the House reject the Report of the Committees of Conference and briefly explain my action.

It seems to me that we have reached a stalemate or somewhat of a stalemate in these proceedings, and that an over amount of emphasis has been put on the passage of a companion tax measure. I would urge, therefore, that the House vote in favor of my motion to reject this Conference Committee Report with the hope that a future conference committee appointed from the membership of this House, representing the wish of this House not to enact the current services budget in its present form, hoping that that committee when appointed might return to the House with a larger and more substantial reduction in the current services budget, so that the many members, both Republican and Democratic of this House may then have an opportunity to

with clear conscience vote against any increase in the sales tax and go home from here not having increased the budget to the extent where such a tax is necessary.

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

Mr. MacLEOD: Mr. Speaker, I assume this motion is debatable sir?

The SPEAKER: The gentleman may proceed.

Mr. MacLEOD: Mr. Speaker, Ladies and Gentlemen of the House: It is pretty obvious that the Report of our committee has found some disfavor among some of you, evidently, a substantial number of you. Before we take the vote on the motion of the gentleman from Wiscasset, I think we all should keep in mind that this is going to delay action on the current services budget probably another two weeks. I should also like to have you keep in mind that this report was arrived at through three members of this body and three members of the opposite body, all of whom are on the Committee on Appropriations and Financial Affairs, and we came up with a cut of 1.2 per cent out of \$143,000,000. Now evidently that is too tough to swallow by many people here. So if it is the pleasure of this House to reject this compromise report, then let it be done, but let's not have any more talk of irresponsibility and obstructionists to the members of the so-called economy bloc, but let us put the blame squarely where it belongs.

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

Mr. WELLMAN: Mr. Speaker, would it be possible for the Chair to explain to the membership the procedure, the next step that must be taken if this motion is accepted to reject?

The SPEAKER: According to Rule 13 on Page 105 of the Joint Rules, the next step would be to appoint another Committee of Conference relative to the subject matter.

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

Mr. RUST: Mr. Speaker, I would inquire through the Chair if under

the Joint Rules, Rule 16, we could not suspend the suspension of the rules so we could reject the report and pass the bill to be engrossed today?

The SPEAKER: This being a Joint Rule, the rule would need to be suspended in both houses.

The question before the House is the motion of the gentleman from Wiscasset, Mr. Pease, to reject the Committees of Conference Report and assign a new committee.

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

Mr. SMITH: Mr. Speaker, Ladies and Gentlemen of the House: I rise in great sorrow today, that we find it apparently necessary to reject the report of a committee that has done excellent and fine work. I am not ready to reject this report. I feel that these three members of this committee have worked hard and long and the three members of the Senate committee likewise. They have not been happy in toto with the report that they have brought back to us. They have compromised. They brought back a report that was less than what they personally would like to have. However, they have shown a willingness to work with the head of our state government, with both branches of the Legislature, and with all those that are concerned. This willingness to work with this House and with those interested in the current services budget apparently is little appreciated. This Committee has done what the House has asked them to do, and I feel the least we could do, and what we should do would be to accept this report.

This economy bloc has been branded as being obstructionists, has been branded as being unwilling to compromise; and yet this same economy bloc has shown itself willing to compromise. It has no desire to be obstructionists. And today we find ourselves with the reversal that those who are unwilling to make compromise are in the head office of state government and are those who are promoting the 4 per cent sales tax. If we refuse to accept this report of the Conference Committees, then we are

in essence saying that we will bow to the program that has been outlined for us since last January. We will rubber stamp that program of one who has been absolutely unwilling to compromise at all. We will go against the convictions of what many of us have stated we would stand for from the beginning of this session of the Legislature until today. I hope that when this vote is taken that this motion to indefinitely postpone the Committees' Report does not prevail.

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

Mr. TAYLOR: Mr. Speaker, Ladies and Gentlemen of the House: I concur with the motion of the gentleman from Wiscasset, Mr. Pease, in that a new Committee of Conference be made up and that they be empowered with the authority to come back with a much larger cut, a cut large enough so

that it will not be necessary to have a 4 per cent sales tax. I think that will satisfy my constituents and myself as well. Thank you.

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

Mr. WELLMAN: Mr. Speaker, I move we adjourn until 9:30 o'clock tomorrow morning.

Mr. MacLeod of Brewer requested a division on the motion.

The SPEAKER: A division has been requested on the adjournment motion. All those in favor of adjourning until 9:30 o'clock tomorrow morning will please rise and remain standing until the monitors have made and returned the count.

Seventy-two having voted in the affirmative and forty-five having voted in the negative, the House stood adjourned until 9:30 o'clock tomorrow morning.