

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One Hundred and First Legislature

OF THE

STATE OF MAINE

VOLUME II

MAY 10 - JUNE 22, 1963

and

SPECIAL SESSION

JAN. 6 - JAN. 17, 1964

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Monday, June 17, 1963

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

Prayer by the Rev. Mr. Paul E. Keirstead of Gardiner.

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

The journal of the previous session was read and approved.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Jalbert, and would ask for what purpose does the gentleman arise?

Mr. JALBERT: To check if we have a quorum, Mr. Speaker.

The SPEAKER: Does the gentleman question a quorum?

Mr. JALBERT: I do, Mr. Speaker.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, questions a quorum. Will the monitors count the members in their seats.

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

Mr. WELLMAN: Would the Speaker ring the bell, please.

The SPEAKER: Will the monitors count the members in their seats.

79 members were present.

The SPEAKER: 79 being present, a quorum is present for the conduct of business.

Papers from the Senate

From the Senate: The following Order:

ORDERED, the House concurring, that a Public Conveyance be chartered by the State, the cost of which should be underwritten by the Governor's Contingent fund for the purpose of conveying each and every registered lobbyist representing any and all POWER and timber interests, to the far northern region of the State of Maine where they may be severally subjected in formal manner to the same treatment that the Spruce Bud Worms are now undergoing (S. P. 631)

Came from the Senate read and passed.

In the House, the Order was read.

Mr. Bragdon of Perham offered

House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to S. P. 631, Order, Relative to the Conveyance to Lobbyists.

Amend said Order by striking out the period at the end and inserting in place thereof the following:

'and be it further

ORDERED: That a Member of the Aroostook delegation in the Senate, who shall not be of the female sex and who shall not live south of the northernmost line of the Town of Fort Fairfield, in said County, be and hereby is authorized to supervise the carrying out of this Order and to report to the 102nd Legislature the name or names of the persons so conveyed, the persons, firms or corporations they purported to represent, the name or names of those persons who were eligible and refused the hospitality of the State of Maine, the total cost of said conveyance and disposal and his opinion as to whether or not this is or could be the final solution with regard to the influence of the Third House, so called.

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

Mr. EWER: Mr. Speaker, a parliamentary question.

The SPEAKER: The gentleman may state his question.

Mr. EWER: What would the effect of the laws in regard to cruelty to animals have on this Resolution?

The SPEAKER: The question is not a parliamentary question.

Thereupon, House Amendment "A" was adopted and the Order received passage as amended by House Amendment "A" in non-concurrence and, on motion of Mr. Bragdon of Perham and under suspension of the Rules, the Order was sent forthwith to the Senate.

Senate Reports of Committees

Final Reports of the following Joint Standing Committees:

Appropriations and Financial Affairs
Education
Judiciary
Taxation

Towns and Counties
Veterans and Military Affairs
Came from the Senate read and accepted.

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

Tabled

Final Report of the following Joint Select Committee:

Constitutional Amendments and Legislative Reapportionment.

Came from the Senate read and accepted.

In the House, the Report was read.

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

Mr. PLANTE: Mr. Speaker, do I understand the Clerk to combine both two and three together? If so, if we accept item three which still has a bill in committee, does that mean that bill will not be reported out?

The SPEAKER: The Chair understands that the gentleman from Old Orchard Beach, Mr. Plante, moves that item 3, the final report of the following Joint Select Committee: Constitutional Amendments and Legislative Reapportionment, be tabled pending the acceptance of the report. Is that the pleasure of the House?

Thereupon, the Report was tabled pending acceptance of the Committee Report and unassigned.

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

Divided Report

Majority Report of the Committee on Public Utilities reporting "Ought not to pass" on Bill "An Act to Create the Maine Power Authority" (S. P. 301) (L. D. 874)

Report was signed by the following members:

- Messrs. RAND of Yarmouth
- PHILBRICK of Augusta
- PLANTE
of Old Orchard Beach
- TAYLOR of South Portland
- TYNDALE
of Kennebunkport
- PITTS of Harrison

WELCH of Chapman
— of the House.

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

Report was signed by the following members:

- Mr. PHILBRICK of Penobscot
- Mrs. HARRINGTON of Penobscot
- Mr. BOISVERT of Androscoggin
— of the Senate.

Came from the Senate with the Minority Report accepted and the Bill indefinitely postponed.

In the House: Reports were read.

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

Mr. RUST: Mr. Speaker, I move this item lie on the table until tomorrow pending acceptance of either Report.

The SPEAKER: The gentleman from York, Mr. Rust, moves this be tabled until tomorrow pending acceptance of either report. Is this the pleasure of the House?

(Cries of "No")

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

Twenty-six having voted in the affirmative and forty-nine having voted in the negative, the tabling motion did not prevail.

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

Mr. TYNDALE: Mr. Speaker, I move this item lie on the table until later in the day.

The SPEAKER: The gentleman from Kennebunkport, Mr. Tyndale, moves that this matter be tabled until later in the day pending the acceptance of either report. All those in favor will say aye; those opposed, no.

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

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

Mr. RUST: Mr. Speaker, Ladies and Gentlemen of the House: The reason I made the motion earlier to table this until tomorrow was as a courtesy to the gentleman from Eastport, Mr. MacGregor. He is not here in the House this morning. I understand he is not expected here

today, and this Bill vitally affects his area, and as a courtesy to him I would hope that someone would retable this until tomorrow.

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

Mr. HARRINGTON: Mr. Speaker, I move this item lie on the table and be specially assigned for tomorrow.

The SPEAKER: The gentleman from Dexter, Mr. Harrington, moves that this be tabled and specially assigned for tomorrow pending the acceptance of either report. All those in favor will please say aye; those opposed, no.

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

Thereupon, on motion of Mr. Rand of Yarmouth and on a viva voce vote, both Reports and Bill were indefinitely postponed in concurrence.

Non-Concurrent Matter

Bill "An Act relating to Civil Liability of Legal Entities and Certain State Agencies" (H. P. 909) (L. D. 1316) which was passed to be engrossed in the House on June 13.

Came from the Senate indefinitely postponed in non-concurrence.

In the House:

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

Mr. BERMAN: Mr. Speaker, I move we insist on our former action and request a committee of conference.

The SPEAKER: The gentleman from Houlton, Mr. Berman, moves that the House insist on its former action and ask for a committee of conference.

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

Mr. RUST: Mr. Speaker, I would like to make an inquiry to the Chair.

The SPEAKER: The gentleman may make his inquiry.

Mr. RUST: Mr. Speaker, I understand that this document comes from the Senate with the Committee Report accepted as being referred to the 102nd Legislature and not indefinitely postponed in non-concurrence. If that is so, I move that the House recede and concur.

The SPEAKER: The question now before the House is the motion of the gentleman from York, Mr. Rust, that the House recede from its former action and concur with the Senate.

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

Mr. BERMAN: Mr. Speaker, I would oppose this motion to recede and concur. Now we have had two very fine debates on this bill, and this House both times voted in favor of this bill. Now I don't think this House should be like a ping-pong ball and reverse itself just because someone comes up and says recede and concur. I hope that when the motion to recede and concur is taken, it is defeated and I request a division.

The SPEAKER: Is the House ready for the question? All of those in favor of receding from the former action of the House and concurring with the Senate, will please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Twenty-four having voted in the affirmative and forty-eight having voted in the negative, the motion to recede and concur did not prevail.

Thereupon, the House voted to insist on its former action and to request a Committee of Conference.

Non-Concurrent Matter

Resolve Appropriating Moneys to Provide for National Advertising for Maine's Recreational Industry (S. P. 95) (L. D. 232) which was indefinitely postponed on final passage in the House on June 10 and passed to be engrossed as amended by Committee Amendment "A" on June 5.

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

In the House:

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

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

The SPEAKER: The gentleman from Hampden, Mr. Littlefield, moves that the House adhere to its former action.

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

Mr. RUST: Mr. Speaker, I move the House recede and concur with the Senate.

The SPEAKER: The gentleman from York, Mr. Rust, moves that the House recede from its former action and concur with the Senate.

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

Mr. LITTLEFIELD: Mr. Speaker, I would oppose the motion to recede and concur on the grounds that I don't think that the taxpayers should be obliged to pay these tremendous sums for advertising the State of Maine when we have a Maine Publicity Bureau. I attended the annual meeting of the Maine Publicity Bureau held at the Augusta House on Monday, January 21, and was invited to stay for their annual meeting. At this annual meeting, I learned that the Maine Publicity Bureau published fifteen publications. I saw some of them, and they were very good. The cost to the Maine Publicity Bureau to pay for all of its advertising, all its wages, all its travel expenses, the complete cost was \$175,000 a year. They were in the red to some extent. I think they said around \$23,000 or \$24,000, but we can add that to the \$175,000 and find that \$200,000 pays the entire expenses of the Maine Publicity Bureau and they do a wonderful job.

Now I am opposed to spending \$175,000 to the DED just for nationally advertising our recreational facilities because we are spending tremendous amounts to advertise the state already at shows. We are going to advertise at the New York Fair show where we will reach seventy-two million people. We are advertising at shows at different cities throughout the country. We have no railroad facilities, no boat facilities when we get people into state, and I think we have reached nearly the limit until we have more industrial development. Therefore, I would oppose the motion to recede and concur.

The SPEAKER: The Chair recognizes the gentleman from Fal-mouth, Mrs. Smith

Mrs. SMITH: Mr. Speaker, this again is a bill that was indefinitely postponed in the House, taken to the Senate, the money cut down and sent back to the House. Now as I told you the other day, I have no objection to advertising. I have no objection to many of the bills that are before this House. They all have merit. It becomes a matter of how will you distribute and how fairly will you distribute the money you have without getting into a situation where you put a great deal in one pocket and have nothing in the others. I also pointed out to you that all the advertising for this year has been placed since it is placed by June 1. This would have to be a crash program for next year. The Department is in somewhat of a turmoil right now and, as far as I am concerned, I hope this money will not be passed at this time because there are so many money bills on the table. I hope that another session that we may have people come in here with a few bills, well considered, and see what we can do for the promotion of this state, and not have the situation that we have had this year.

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

Mr. RUST: Mr. Speaker, Ladies and Gentlemen of the House: I concur with the remarks of the gentleman from Hampden, Mr. Littlefield to the extent that we should do everything for industrial development. However, I cannot agree with him that we should do little or nothing for our second largest industry, which is the resort business, for without our resort business, this State of Maine would be considerably farther behind than we are today. We need to promote, to encourage and to develop our natural assets in the field of recreation, and to do that, we must spend money for advertising. Now to me, the state must do something more on the state level than they are now doing. Every city and town practically throughout the state spends money for this purpose. All

these businesses themselves spend money. But the state must do something on a national level to help further the image of the State of Maine as a resort and recreational area and to advertise our wares, because if we don't do it, we are going to wind up in tenth place compared to the other forty-nine states who are also competing in this field today.

So I would remind the ladies and gentlemen of this House that we have a so-called transient rental tax which is, in my opinion, a direct burden on the resort industry because so many of these private operators absorb this out of their profits, and they do not pass it on to the tourists. Now it would only seem fair that they get a little bit of this money back to help by way of national advertising. The transient rental tax brings in approximately a half a million dollars a year or something around a million dollars or less for the biennium. Now to ask the state to spend \$175,000 of that every two years, is not, in my opinion, asking too much for the people who primarily bear the burden of the transient rental tax. I hope the motion to recede and concur prevails.

The SPEAKER: The Chair recognizes the gentleman from Southport, Mr. Rankin.

Mr. RANKIN: Mr. Speaker, Ladies and Gentlemen: Not long ago I was talking to an individual about the sales tax, and he said we have got to get that across if we are going to get it across at all by the first of July, and I said why; because, he said, that will apply to the tourist business. They are the ones that bring the revenue into the general fund. Now these people from Aroostook County have told us that the potato industry is almost dead, farm after farm having its mortgage foreclosed. Raytheon is leaving Lewiston. And what is happening to the sardine industry? If the figures are correct, the sardine producers now have about one-half of their last year's pack still on hand and unsold. Whether you like it or not, the tourist industry is, I would say, our largest industry. Beginning July 1 a great

deal of money will roll in from the tourists in the form of gasoline tax, cigarette tax, tax on liquor, sales tax. Now \$175,000 isn't a lot of money if you are going to advertise on a national scale in the leading publications. I gave you the figure not long ago, a single black and white advertisement in Life is \$33,000 per issue. This will just about buy four to five issues, and I am sure that if we could advertise, really advertise in some of our leading publications, we would improve the sagging economy in Maine. I therefore approve of the motion to recede and concur.

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

Mr. PEASE: Mr. Speaker, I rise in opposition to the motion to recede and concur made by the gentleman from York, Mr. Rust, and hope that the House would approve and pass the motion to adhere made by the gentleman from Hampden, Mr. Littlefield. I note that at the present time, our Department of Economic Development has funds for advertising and promotion. It has been called to your attention that the Maine Publicity Bureau does work in this field. I would suggest to you that this bill started off at a million dollars. It was amended to \$200,000. It now, I think for the reason to return it to this House for further action, has been amended again in the Senate reducing it to make it more palatable to \$175,000. The state's economy or the budget for the next two years is some thirteen and one-half million dollars already out of balance. I would suggest to you that we have segments of our industry that will not gain by this, but that are presently taxing themselves to promote their own resources and advertise their own industries: sardines, potatoes, blueberries, milk, and I am sure that there are others.

I would urge at this time that we defeat the motion to recede and concur. I think that the arguments made on a previous bill this morning by the gentleman from Houlton, Mr. Berman, are as applicable here as they were on that bill. We are not to be treated as

a ping-pong ball, and batted back and forth. I might suggest also that I have just finished a telephone conversation with the gentleman from Brewer, Mr. MacLeod, who is unable to be in this morning because of his annual physical, and he would concur with the remarks that I have made concerning the motion to adhere.

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

Mr. RUST: Mr. Speaker, Ladies and Gentlemen of the House: I would take one issue with the statement of the gentleman from Wiscasset, Mr. Pease, and that is, that he indicates that the reason this is before us this morning is because somebody cut the appropriation down just to get it back over here. Now I would rather believe, and I think it is more accurate, that the reason the thing has been reduced is something to do with the cutting up of the pie on the Appropriations Table. Thank you.

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

Mr. KARKOS: Mr. Speaker, many of us had occasion yesterday to listen to the ball game between Baltimore and Boston. State of Maine Day was celebrated. Now I don't know, the program really impressed me, and I will ask the gentleman from Old Orchard if Old Orchard, while they sponsored it, did they pay for the whole of it? I would like to ask that question.

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

Mr. PLANTE: As sponsors, we jointly shared the expenses, and many of the expenses were defrayed by the individual industries contributing among themselves.

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

Mr. KARKOS: Mr. Speaker, I was going to say there were practically 30,000 people there. I thought that the program was fine, and don't think that when you go to Boston to the ball game, that those

are all Boston fans. Those fans come from all over New England. And I know we always have — we probably had ten down there yesterday from Lisbon. It is things like that that put across, and the Governor spoke and made a fine speech and the presentations were made, and these ball players are naturally very important. They circulate all over the country. And I think they created a pretty darn good image and Old Orchard should be congratulated for the part they played there. I have heard this from others also. So, I don't think — if our money is spent right, why I don't believe in spending \$33,000 in a magazine that only goes to certain people. But a program like that, I think that brings and reminds the tourists that we have got plenty for them to enjoy here. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Southport, Mr. Rankin.

Mr. RANKIN: Mr. Speaker, Ladies and Gentlemen: I have no objection to what went on yesterday, I think that is fine. I think it reaches a very limited audience. I don't know, and I wished I did, what the circulation of Life Magazine is, but it must be read by approximately fifty million people. I feel that just two color ads in Life a year would improve the tourist business in Maine tremendously.

Now this Legislature is being accused of being hostile to business, and I don't know but what sometimes I believe we are. The town I live in, Southport, has three hotels with cocktail lounges. The Town of Boothbay Harbor which I represent has five hotels with cocktail lounges. We killed Sunday liquor. We have the transient rental tax which I voted for in the 99th session. We have done just about everything we can to hurt the tourist business. And sometimes I wonder why I am in the sales tax corner because that will be one more nail driven into the tourist industry. I believe we should recede and concur with the Senate on behalf of one of the largest businesses in the state.

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

Mr. LITTLEFIELD: Mr. Speaker, when I travel over the country into other states, they have toll bridges, they have taxes on their food, they have taxes on their motels; I am out on a vacation, I always go in and pay the bills and never make any question about it. Here in the State of Maine we have one million people. In some of the other recreational states they have three and four million people. They have more motels.

In St. Petersburg, Florida, the city is lined with motels and practically every home has a room where a tourist can go. As I told you the other day, I worked as a night operator at the Hampden Telephone Exchange during July and August last year, and there was hardly a night when some motel in that locality didn't telephone and want to know if the motel in Hampden had any room or I was able to reach some place in Winterport or Newport. Now I don't see why we should saddle the taxpayers with a bill of \$175,000 to advertise the recreational industry when the Maine Publicity Bureau is doing a splendid job at the present time. We have about all the tourists we can take care of as it is.

The SPEAKER: Is the House ready for the question? The question before the House is the motion of the gentleman from York, Mr. Rust, that the House recede from its former action and concur with the Senate. The Chair will order a division.

All those in favor of receding and concurring with the Senate, will please rise and remain standing until the monitors have made a nd returned the count.

A division of the House was had. Thirty having voted in the affirmative and fifty-six having voted in the negative, the motion to recede and concur did not prevail.

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

Mr. RUST: Mr. Speaker, I now move the House insist and join in a Committee of Conference, and I request a division.

The SPEAKER: The gentleman from York, Mr. Rust, now moves that the House insist on its former

action and ask for a committee of conference.

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

Mr. PEASE: Mr. Speaker, Ladies and Gentlemen of the House: I would urge you to defeat the motion to insist that we might lay this matter to rest once and for all, and I urge you, after defeating the motion to insist, support the motion of the gentleman from Hampden, Mr. Littlefield, to adhere. I hope there might be some move made, say, to finalize this legislative session. I am sure that the move to insist at this time would only prolong that.

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

Mr. JALBERT: Mr. Speaker and Members of the House: I voted in the other direction. However, I would assure the gentleman from Wiscasset, Mr. Pease, that one sure way to put this thing to rest is have a committee of conference and have Mr. Pease, Mr. MacLeod, and Mr. Easton serve on the committee. That is one and the only solid way to put it to rest and I am sure that the gentleman from Wiscasset, Mr. Pease, knows that. However, speaking on the measure itself, and I know that money can stretch itself so far, but I certainly want to agree with the gentleman from Southport, Mr. Rankin, and the gentleman from York, Mr. Rust, that at least an important measure like this certainly should have its proper ride and have its fair shuffle when the final cutting up of the pie occurs.

The SPEAKER: The Chair recognizes the gentleman from Eddington, Mr. Gilbert.

Mr. GILBERT: Mr. Speaker, Ladies and Gentlemen: I would like to read a short news item from today's Boston Herald. Maine County Official Blasts Legislature on Recreation. Lubec, Maine. Chairman Clyde Bartlett of the Democratic County Officers' Committee charged Sunday that the Legislature is "content to leave Maine dozing in the sun while other areas fight aggressively to expand their recreation in-

dusty." In a speech prepared for fellow partisans, Bartlett said the Legislature has turned down proposals to spend \$200,000 to advertise Maine's recreational field and a guaranteed loan for recreational facilities. Describing tourism in the state as a \$280 million industry, Bartlett said, "it is just poor business not to advertise Maine." The Democrat added that Maine has the best regional recreational potential in the country, but is lagging far behind other states in selling this potential.

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

Mr. RUST: Mr. Speaker, I would like to answer one of the remarks of the gentleman from Wiscasset, Mr. Pease. He feels that we should not ask for a committee of conference and insist because that would be delaying the session and I would remind the ladies and gentlemen of the House that we have agreed to join in a committee of conference and request one on previous bills this morning.

The SPEAKER: Is the House ready for the question? Relative to Resolve Appropriating Moneys to Provide for National Advertising for Maine's Recreational Industry, Senate Paper 95, L. D. 232, all those in favor of insisting please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Forty-six having voted in the affirmative and thirty-eight having voted in the negative, the motion to insist did prevail.

Thereupon, the House voted to insist on its former action and request a Committee of Conference.

The Speaker appointed the following conferees on the part of the House:

Messrs. PEASE of Wiscasset
LITTLEFIELD of Hampden
MacLEOD of Brewer

Orders

The following Communication:

June 14, 1963

Hon. David J. Kennedy
Speaker of the House
House of Representatives
State House
Augusta, Maine

Dear Mr. Kennedy:

Due to a former commitment of employment which begins June 21, 1963, it is imperative that I submit this resignation, effective June 17, 1963.

Very truly yours,

(Signed)

LAWRENCE D. RONCO
Page of the House"

The Communication was read and ordered placed on file.

On motion of Mr. Wellman of Bangor, it was

ORDERED, that the resignation of Lawrence D. Ronco as Page be accepted;

AND BE IT FURTHER ORDERED, that the Speaker is hereby authorized to appoint an Acting Page for the remainder of the session.

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

Mr. WELLMAN: Mr. Speaker, it is indeed with sorrow I think that we lose Mr. Ronco. I think he served us well and faithfully and efficiently. I realize that he did have a previous commitment, and I am sorry that he could not be with us when this session wound up. I move the passage of this Order. (Applause)

The Order received passage.

The Speaker appointed Norwood W. Mansur, Jr., of Augusta to fill the vacancy of Lawrence D. Ronco, as Page for the remainder of the session.

Mr. Crommett of Millinocket presented the following Order and moved its passage:

Whereas, 13-year old David Marshall of Millinocket was the winner of the Class A division championship of the 16th Annual Soap Box Derby held at Brewer on June 15, 1963; and

Whereas, in winning the News-Chevrolet sponsored race, he re-

ceived the S. V. Knudson Plaque and will receive an expense-paid trip to Akron, Ohio to compete on August 3rd in the 1963 Soap Box Derby for the \$7,500 college scholarship; now, therefore, be it

ORDERED, the Senate concurring, that the Legislature of the State of Maine extend congratulations to David Marshall for his achievement and wish him every success in the forthcoming national competition at Akron, Ohio; and be it further

ORDERED, that attested copies of this Joint Order be immediately transmitted by the Secretary of the Senate to David Marshall and his mother, Mrs. Shirley Macken. (H. P. 1112)

The Order received passage and was sent up for concurrence.

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

Mr. WELLMAN: Mr. Speaker, I ask unanimous consent that unless previous notice is given to the Clerk of the House by some member of his or her intention to move reconsideration, the Clerk be authorized today to send to the Senate, thirty minutes after the House recesses for lunch and also thirty minutes after the House adjourns for the day, all matters passed to be engrossed in concurrence, and all matters that require Senate concurrence; and that after such matters have been so sent to the Senate by the Clerk, no motion to reconsider shall be in order.

The SPEAKER: Is there objection to the granting of this unanimous consent? The Chair hears none, the consent is granted.

House Reports of Committees Ought to Pass in New Draft New Draft Printed

Mr. Minsky from the Committee on Appropriations and Financial Affairs on Bill "An Act to Authorize General Fund Bond Issue in Amount of Seventeen Million Dollars and to Appropriate Moneys for Capital Improvements, Construction, Repairs, Equipment, Supplies and Furnishings for the Fiscal Year Ending June 30, 1964" (H. P. 263) (L. D. 357) reported same in a new draft (H.

P. 1111) (L. D. 1594) under title of "An Act to Authorize General Fund Bond Issue in Amount of Six Million Nine Hundred and Ninety-two Thousand Dollars and to Appropriate Moneys for Capital Improvements, Construction, Repairs, Equipment, Supplies and Furnishings for the Fiscal Year Ending June 30, 1964" and that it "Ought to pass"

Report was read and accepted, the New Draft read twice and tomorrow assigned.

Ought to Pass with Committee Amendment

Mr. Humphrey from the Committee on Appropriations and Financial Affairs on Bill "An Act Appropriating Moneys for General Operating Expenses of the University of Maine" (H. P. 517) (L. D. 734) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 517, L. D. 734, Bill, "An Act Appropriating Moneys for General Operating Expenses of the University of Maine."

Amend said Bill by striking out all of the 3rd line from the end and inserting in place thereof the following:

'All Other \$250,000 \$250,000'

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

(Later Reconsidered)

Mr. Pierce from the Committee on Appropriations and Financial Affairs on Resolve Appropriating Moneys for Additional Faculty Positions at Gorham State Teachers College (H. P. 524) (L. D. 741) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Resolve read once.

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

COMMITTEE AMENDMENT "A" to H. P. 524, L. D. 741, Resolve, Appropriating Moneys for Additional Faculty Positions at Gorham State Teachers College.

Amend said Resolve in the 2nd line by striking out the figure "\$75,000" and inserting in place thereof the figure "\$11,250"; and by striking out in the 3rd line the figure "\$150,000" and inserting in place thereof the figure "\$22,500"; and by striking out in the 4th line the figure "20" and inserting in place thereof the figure '3'

Further amend said Resolve by adding at the end, before the Statement of Facts, the following:

'The breakdown shall be as follows:

	1963-64	1964-65
Education, Department of		
Gorham State Teachers College		
Personal Services	(3) \$11,250	(3) \$22,500'

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

Passed to Be Engrossed

Bill "An Act to Provide for Longevity Pay for State Employees" (H. P. 1108) (L. D. 1590)

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

The SPEAKER: The Chair recognizes the gentleman from Fairfield, Mr. Brown.

Mr. BROWN: Mr. Speaker, Ladies and Gentlemen of the House: We have just heard this morning a lengthy discussion on the spending of \$175,000 worth of advertising which would tend to bring business into the state. Item 1 on the agenda this morning costs the taxpayers of the State of Maine approximately \$675,000. I have always been opposed to the principle of longevity in regard to pay raises, and I would feel remiss if I didn't mention it on the Floor of this House.

The 100th Legislature passed a bill which increased the employees salaries, but they did not purchase or buy the longevity theory in the Jacob's Plan. Despite what some comments have been made, as a member of that body, it was my distinct understanding we did not embark on a Jacob's Plan program. I therefore move indefinite postpone this bill.

The SPEAKER: The gentleman from Fairfield, Mr. Brown, moves this bill be indefinitely postponed.

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

Mr. MINSKY: Mr. Speaker, Ladies and Gentlemen of the House: I would only point out to the gentleman from Fairfield, Mr. Brown, and to the other members of the House that L. D. 1590 does not contain any appropriation. It only contains certain language which would clarify how the longevity would be paid. The actual appropriation for this is contained in your supplemental budget. I would suggest to the gentleman that if he wishes to delete this item, that he attach an amendment to that item, but his motion here will not accomplish that which he wishes to do. This only sets up some of the conditions and some of the language. I therefore hope this is defeated, because this would not save any money, just cause a little confusion.

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

Mr. THAANUM: Mr. Speaker and Ladies and Gentlemen of the House: I think it has been explained by the gentleman from Bangor, Mr. Minsky, as to the matter of the money on this bill, but I would just like to say a word in regard to longevity as it concerns the state employees.

Longevity is the recognition of long and faithful service with the state by granting at the end of eight years and at the end of fifteen years about a five percent increase in pay. To be eligible for the eight year increment, the last five years of service must have been continuous, and to be eligible for the fifteen year increment the last ten years of service must have been continuous. Some forty percent of all state employees would be affected by passage of this measure, and in addition to being recognized — recognition for long service, it would also be an inducement for career employees to remain in state employment, for during the first three and one-half years of service with the state, an employee has normally received all the increases to which he is entitled, and unless he is promoted or there is general increase in pay, he can look forward to no increase in

income. As well as being an inducement for continuous state employment and a material recognition of long service, and just as important, state government could be assured that we would continue to benefit from the years of experience and not have to keep training new employees for the same position. I therefore hope that as has been explained that the amount is already included in the supplemental budget, that the motion of the gentleman from Fairfield to indefinitely postpone does not prevail. Thank you.

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

Mr. WELLMAN: Mr. Speaker, Ladies and Gentlemen of the House: I too would wish to be listed on record as opposed to the motion of the gentleman from Fairfield, Mr. Brown. I introduced the original document upon which this one is based. I think this one fairly sets out some compromises that were made which lengthened out the periods of employment before the steps were enacted, and took on certain other aspects which seemed to be inequitable in the original bill.

I think one of the things that we are all — those of us who worked on this bill were interested in is this turnover rate which has been mentioned earlier, and it has been our feeling right along that this sort of legislation will be helpful in curtailing this turnover rate, these people, these state employees who leave state employment for private or other governmental service in the state or out of state. I sincerely hope the motion for indefinite postponement does not prevail.

The SPEAKER: The Chair recognizes the gentleman from Fairfield, Mr. Brown.

Mr. BROWN: Mr. Speaker, in view of the explanation offered and since we will have an opportunity to vote on the money part of this bill, I withdraw my motion.

The SPEAKER: The gentleman from Fairfield, Mr. Brown, withdraws his motion. Is it now the pleasure of the House that this Bill be passed to be engrossed?

The motion prevailed. Sent up for concurrence.

Third Reader Tabled and Assigned

Bill "An Act to Appropriate Monies for Capital Improvements, Construction, Repairs, Equipment, Supplies and Furnishings for the Fiscal Years Ending June 30, 1964 and June 30, 1965" (H. P. 1109) (L. D. 1591)

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

(On motion of Mr. Tyndale of Kennebunkport, tabled on a viva voce vote pending passage to be engrossed and specially assigned for Wednesday, June 19.)

Resolve Proposing an Amendment to the Constitution Clarifying Provisions Governing Assumption of Office of Governor by the President of the Senate or the Speaker of the House (H. P. 1110) (L. D. 1592)

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

Amended Bills

Bill "An Act to Correct Errors and Inconsistencies in the Education Laws" (H. P. 960) (L. D. 1306)

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

Third Reader Tabled until Later in Today's Session

Resolve Proposing an Amendment to the Constitution to Revise Article VI Relating to the Judicial Power (S. P. 529) (L. D. 1450).

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

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

Bill "An Act Amending Certain Provisions of the Employment Se-

curity Law" (S. P. 453) (L. D. 1345)

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

Passed to Be Enacted

An Act Authorizing the Maine Port Authority to Establish Foreign Trade Zones in Maine (H. P. 978) (L. D. 1417)

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

Orders of the Day

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

Mr. JALBERT: Mr. Speaker, relative to item 2 at the top of page 3 of today's calendar under House Reports, Bill "An Act Appropriating Moneys for General Operating Expenses of the University of Maine, House Paper 517, Legislative Document T34, I move we reconsider our action whereby we assigned this bill for third reading tomorrow, it was amended by H-457. I move we reconsider our action whereby we adopted House Amendment "A". I am aware of the fact that I could wait until tomorrow morning, but I prefer not to, Mr. Speaker.

The SPEAKER: The gentleman moves the House reconsider the assignment of this bill for third reading.

Mr. JALBERT: That's correct, Mr. Speaker, and the reason I do it, I am fully aware this is an Appropriations Committee Report, but believe you me, I either was absent or was wearing dark glasses, very dark when this got by me.

Now I think I have stood here and no doubt I will keep on standing in favor of measures for the University of Maine insofar as I am concerned, and I went along and stated that they probably should have had enough funds, the University of Maine, in the current services budget. We gave them a total of \$1,114,065. In the supplemental budget we gave them an item

of \$250,000 each year, and I well recall battling for that one. As a matter of fact I recall making a motion in the committee that that remain in; and also we are now riding along something I favored also, I don't know as it will hold in its entirety but I certainly went along with it, an item for \$3,903,900. Now I mean if the thing is going to hold why this is the one place it has got to hold. I knew absolutely nothing about this. I was told that I could wait, certainly I know that I could wait until tomorrow morning, but I just don't want to wait until tomorrow morning, that's why I make the motion now that the House reconsider its action whereby this bill is assigned for tomorrow morning for its third reading. I so move.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, moves the House reconsider its action whereby it assigned this bill for third reading tomorrow morning.

The Chair recognizes the gentleman from Falmouth, Mrs. Smith.

Mrs. SMITH: Mr. Speaker, I would see no reason why this couldn't go to its third reading tomorrow morning, as far as that goes, because no other action is on it. However, in regard to whether Mr. Jalbert, the gentleman from Lewiston, saw the report or not, there was an order in that all bills must leave the Appropriations Table Thursday night. Mr. Jalbert left the Appropriations Room prior to two bills and the finishing up of the capital bond issue. The remainder of the Committee was there and passed this out unanimously. There was nothing else that we could do but work on the bills since they were ordered out and all of us remained.

This bill is for an extra \$250,000 each year of the biennium. We cut it in half from the original bill. The University of Maine, as you know, or any of these schools has a real problem. This is out for you to discuss, for you to decide whether you want to give this bill life and then see if there will be money enough on the appropriations table that last night. It is always vulnerable to that, because we have a tremendous amount of money

over there anyway, but this seems like a desirable item for you to discuss, and I hope that you will give it some consideration, and I would suggest that we pass this on to its third reading and then discuss it in the morning.

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

Mr. WELLMAN: May I inquire what the motion is now before the House?

The SPEAKER: Reconsideration of its action whereby the House assigned this document for its third reading tomorrow morning.

Mr. WELLMAN: Mr. Speaker, I note that Committee Amendment "A" H-45 listed on the description is incorrect. In view of that, hoping somebody would have a chance to look at it, I move this item be tabled until tomorrow.

The SPEAKER: The gentleman from Bangor, Mr. Wellman, moves that this matter be tabled until tomorrow pending the motion of the gentleman from Lewiston, Mr. Jalbert, for reconsideration.

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

Mr. JALBERT: Mr. Speaker, I move we now adjourn 'til nine o'clock tonight and I would like to state for the reasons whereby my timing on the motion is because I wanted to study the figures quoted to me by the lady—

The SPEAKER: The gentleman moves that the House adjourn until 9:00 p.m. and the gentleman is debating his time.

Mr. JALBERT: It is my time because it will take me quite a lot of time to figure out the figures that the lady from Falmouth quoted to me when she said that this bill was split in half, the committee split it in half. Now I am aware that because of time and the previous appointment in time, I had to leave, understanding this would be left to withdraw, but if you will turn — I can't figure that fast, if you will turn to L. D. 734 you will see that the —

The SPEAKER: Will the gentleman confine his debate to the time?

Mr. JALBERT: I am merely explaining Mr. Speaker, if I may, how long it is going to take me to

divide ten million into five hundred thousand and see where it comes out when we split it in half, that's all.

The SPEAKER: Is the House ready for the question? All those in favor of adjourning until 9:00 p.m. say yes; those opposed, no.

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

The SPEAKER: The gentleman from Bangor, Mr. Wellman, moves that the pending motion of the gentleman from Lewiston, Mr. Jalbert, to reconsider assignment for third reading, be tabled and specially assigned for tomorrow.

Mr. JALBERT: Mr. Speaker, I ask a division.

The SPEAKER: A division has been requested. All those in favor of tabling this reconsideration motion on the assignment for third reading will rise and remain standing in your places until the monitors have made and returned the count.

A division of the House was had.

Fifty-six having voted in the affirmative and nineteen having voted in the negative, the tabling motion did prevail.

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

HOUSE REPORT — Ought not to pass Covered by other Legislation — Committee on Education on Bill "An Act Providing for State Support of Educational Foundation Program and the Financing Thereof." (H. P. 1067) (L. D. 1532) — Recommended.

Tabled — June 14, by Mr. Tyndale of Kennebunkport.

Pending — Acceptance of Report.

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

Mr. EASTON: Mr. Speaker, as explained last week, this is one of the three bills presently before the House which is partially, at least, covered by legislation not before us. Because of the fact that number one, we can't be sure of the fate of this legislation which is not before us, and because hopefully we wish to get home before August, I would move that the bill be substituted for the report and the same

receive its first two readings. The purpose of this is to get this bill started and I suggest that we do so.

The SPEAKER: The gentleman from Winterport, Mr. Easton, now moves that the Bill be substituted for the Report.

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

Mr. JONES: Mr. Speaker, Ladies and Gentlemen of the House: I would move that this bill be indefinitely postponed.

The SPEAKER: The gentleman from Farmington, Mr. Jones, moves that the Report and Bill be indefinitely postponed.

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

Mr. McGEE: Mr. Speaker, under the circumstances, I would be unquestionably opposed to the indefinite postponement of this bill and I think we can clear these matters up in a couple of days, I know they need to be; so I hope that this House will give the Education Committee the courtesy of the request in the first motion.

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

Mr. CURTIS: Mr. Speaker, I too oppose the move to indefinitely postpone for this is just merely to hang onto this if it is needed. We are getting down near the end and we should have something — if some of the more important bills pass why we won't need this, so I am in hopes you will not vote to indefinitely postpone because we could have it to fall back on, but I don't think we ever will.

The SPEAKER: Is the House ready for the question? The question before the House is the motion of the gentleman from Farmington, Mr. Jones, that the Report and Bill be indefinitely postponed. All those in favor of the motion to indefinitely postpone, say yes, those opposed, no.

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

Thereupon, the Bill was substituted for the Committee "Ought not to pass" Report, the New Draft read twice and tomorrow assigned.

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

HOUSE REPORT — Ought not to pass Covered by other Legislation — Committee on Education on Bill "An Act Repealing Supplemental State Aid for Reorganized School Districts." (H. P. 25) (L. D. 49) — Recommended.

Tabled — June 14, by Mr. Tynedale of Kennebunkport.

Pending — Acceptance of Report.

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

Mr. EASTON: Mr. Speaker, for the same reasons, I move the bill be substituted for the report, and I would add that if and when this bill becomes necessary as a separate item — I hope it does not, then an amendment will be offered to spread the loss insofar as there is a loss to districts, over a reasonable period of time. This of course cannot be done now, it can only be done after third reading. So I reiterate my motion to substitute the bill for the report.

Thereupon, the Bill was substituted for the "Ought not to pass" Report, the Bill read twice and tomorrow assigned.

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

HOUSE MAJORITY REPORT (7) — Ought not to pass — MINORITY REPORT (3) — Ought to pass — Committee on Appropriations and Financial Affairs on Bill "An Act relating to Allocation of Moneys from Eastport-Perry Causeway for Recreational Development of Bog Lake." (H. P. 176) (L. D. 245)

Tabled — June 14, by Mr. Snow of Jonesboro.

Pending — Acceptance of Either Report.

On motion of Mr. Snow of Jonesboro, the Majority "Ought not to pass" Report was accepted and sent up for concurrence.

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

HOUSE MAJORITY REPORT (6) — Ought not to pass Covered by Other Legislation — MINORITY REPORT (4) — Ought to Pass — Committee on Education on Bill "An Act relating to the Education-

al Foundation Program Allowance.” (H. P. 862) (L. D. 1249)

Tabled — June 14, by Mr. Tynedale of Kennebunkport.

Pending — Acceptance of Either Report.

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

Mr. EASTON: Mr. Speaker, for the same reasons as explained in the other two bills, I would move we accept the Minority “Ought to pass” Report.

Thereupon, the Minority “Ought to pass Report was accepted and the Bill read twice.

Under suspension of the rules the House voted to reconsider the adoption of Committee Amendment “A” and to indefinitely postpone Committee Amendment “A”. Assigned for third reading tomorrow.

The SPEAKER: The Chair now lays before the House item 5 under Third Readers on today’s calendar, Resolve Proposing an Amendment to the Constitution to Revise Article VI Relating to the Judicial Power, Senate Paper 529, Legislative Document 1450.

On motion of Mr. Wellman of Bangor,

Recessed until one-thirty o’clock this afternoon.

After Recess
1:30 P.M.

The House was called to order by the Speaker.

The SPEAKER: The matter before the House at recess was item 5 under Third Readers on today’s Calendar, Resolve Proposing an Amendment to the Constitution to Revise Article VI Relating to the Judicial Power, Legislative Document 1450, tabled earlier in today’s session and assigned for later today by the gentleman from Bangor, Mr. Wellman, pending passage to be engrossed.

Is it the pleasure of the House that this matter be passed to be engrossed as amended by Committee Amendment “A”?

The motion prevailed. Sent to the Senate.

The SPEAKER: The Chair now calls your attention to the Supplemental House Advance Journal, Supplement Number one that has been distributed to your desks. Is there objection to taking up out of order matters appearing on the Supplemental Journal? The Chair hears none.

Papers from the Senate Ought to Pass in New Draft

Report of the Committee on Towns and Counties on Bill “An Act relating to Salaries of County Officials and Municipal Court Judges and Recorders” (S. P. 609) (L. D. 1575) which was recommitted reporting same in a new draft (S. P. 628) (L. D. 1589) under same title and that it “Ought to pass”

Came from the Senate with the Report read and accepted and the New Draft passed to be engrossed as amended by Senate Amendment “B”.

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

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

SENATE AMENDMENT “B” to S. P. 628, L. D. 1589, Bill, “An Act Relating to Salaries of County Officials and Municipal Court Judges and Recorders.”

Amend said Bill in the 15th paragraph of section 1 by striking out in the next to the last line the underlined figure “\$4,500”, which relates to the salary of Western Somerset municipal court judge, and inserting in place thereof the underlined figure “\$4,800”

Further amend said Bill by striking out in the 2nd line of section 2 the figure “\$15,675” and inserting in place thereof the figure “\$16,240”; and by striking out in the 3rd line the figure “\$20,900” and inserting in place thereof the figure “\$21,650”

Senate Amendment “B” was adopted in concurrence.

Mr. Crommett of Millinocket offered House Amendment “A” and moved its adoption.

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

HOUSE AMENDMENT “A” to S. P. 628, L. D. 1589, Bill, “An Act Relating to Salaries of County Of-

ficials and Municipal Court Judges and Recorders.”

Amend said Bill by striking out in the last line of section 3 the word and figures “October 1, 1963” and inserting in place thereof the word and figures “January 1, 1964”

The SPEAKER: The Chair recognizes the gentlewoman from Chelsea, Mrs. Shaw.

Mrs. SHAW: Mr. Speaker, Ladies and Gentlemen of the House: So that you may better understand the amendment that has been presented to us, the salary bill which we have just accepted will become effective October 1, 1963, that is this year. This amendment will make it become effective January 1, 1964, and when the vote is taken I request a division.

The SPEAKER: Does the gentlewoman move the indefinite postponement of House Amendment “A”?

Mrs. SHAW: Yes.

The SPEAKER: The Chair recognizes the gentleman from Millinocket, Mr. Crommett.

Mr. CROMMETT: Mr. Speaker, Ladies and Gentlemen of the House: This Amendment “A” proposes the effective date to be January 1, 1964. I am not talking about the increase, the effective date. I talked on this last Monday. I feel that I must repeat myself perhaps for the benefit of those who were not here.

For these office holders who offered themselves as candidates knowing full well the salary involved, campaigned to the best of their ability and effectively so; immediately after the election and now ask for an increase, and the increase to be effective retroactive to 1963. Ladies and Gentlemen, I think this is morally wrong. We as Legislators have an obligation to the taxpayers, not the officeholders. I opposed this in the Penobscot County Delegation; I opposed it in the Towns and Counties Committee, and I oppose it now. The Towns and Counties Committee by a decision of nine to one as a compromise, that the effective date should be January 1, 1964. As a minority of that Committee, who voted the one, I agreed to it, and I stand here now defending the action of the Towns and Counties Committee.

The salary increase and effective date, I think the other was L. D. 1575, recommitted to the Towns and Counties Committee and the bill before you, 1589, in that section 3 where it says the effective date will be October 1, 1963, is absolutely wrong; it is poor legislation. The reason they gave me for it they had to have some date, and that October 1 was the beginning of a quarter. I say to you Ladies and Gentlemen that January 1, 1964 is the beginning of a quarter. Now this custom that people have been laboring under, probably they think it is right, but if they don't agree with it, what is the function of the Towns and Counties Committee? If you can't go along with the recommendations of the Towns and Counties Committee, start the machinery to abolish the Towns and Counties Committee. I'll join those that advocate the abolishment of counties committees and their function, the county form of government. I would urge everyone here to give this serious thought and adopt this Amendment “A.”

The SPEAKER: The question before the House is the motion of the gentlewoman from Chelsea, Mrs. Shaw, that House Amendment “A” be indefinitely postponed. A division has been requested.

The chair recognizes the gentleman from Houlton, Mr. Berman.

Mr. BERMAN: Mr. Speaker, I rise to support my good friend from Millinocket, Mr. Crommett, on behalf of House Amendment “A.” And I hope this House Amendment will not be postponed. I think it is a very serious matter when anyone runs for public office and then permits a bill to be introduced in his behalf increasing his salary during the term for which he has just been elected. On that basis, I hope you will vote against indefinite postponement and for Mr. Crommett's House Amendment “A.”

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

Mr. CURTIS: Mr. Speaker, Ladies and Gentlemen: I too support the gentleman from Millinocket, for the fact that several towns make up their budget for the year, and to take an increase in salary in October would be causing undue

trouble which is not necessary. I hope that the motion to indefinitely postpone does not prevail.

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

Mr. JALBERT: Mr. Speaker, I would like to support the motion of the gentlewoman from Chelsea, Mrs. Shaw. I can well remember over the many years here that this is one of the few times when we haven't had a real steamed up debate that would last more than one day concerning this problem. I think it has been resolved. In my own county, every bill that called for an increase was retroactive to January 1, 1963 and that has been done in the past. The item was in the budget. It was signed as a county estimates bill as well as every other county estimates bill. Personally, I am not too keen about the October 1 date, but I certainly accept it as a compromise, and I think we should go along with the majority of the committee and accept this report.

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

Mr. BERMAN: Mr. Speaker, Members of the House: There are certain items in this new draft which are not in county budgets even though they go before the Towns and Counties Committee. They are paid by the taxpayers of the entire state, and it has always been a question in my mind why these should go before Towns and Counties rather than State Government. These are the salaries for the Assistant County Attorneys and the County Attorneys. They are paid by the taxpayers' money throughout the entire state, and these are certainly not included in county budgets.

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

Mr. KARKOS: Mr. Speaker, I too support the motion of Mr. Crommett. As I say, things are not as good as they should be all over. I know in my county they are not, and I think if this starts January 1, 1964, why we will establish a precedent and I think that is the way it should be instead of going retroactive to Janu-

ary 1, 1963. I think it is a wonderful motion to do that hereafter. Every four years in my county, I know, they submit it for an increase, and when we asked for the county budget we seldom got it or even the night before or something, we never had a chance to even look at it and see what was in the budget. The first thing, well here it is and make the motion that we adjourn. That is about how it happened. Then after that, the newer legislators were a little green about getting amendments, but I think that the amendment should survive. I shall vote for it. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Eddington, Mr. Gilbert.

Mr. GILBERT: Mr. Speaker, Ladies and Gentlemen: I too support the gentleman from Millinocket. However, I would like to pose a question through the Chair to anyone that may answer it. As to what did happen to Legislative Document 1467 as amended by Senate Amendment "B," Filing Number S-183, which went to the same problem and as it appears from what I can find out, that made the increases in salary effective January 1, 1965.

The SPEAKER: The gentleman from Eddington, Mr. Gilbert, poses a question through the Chair to anyone who may answer if they choose.

The Chair recognizes the gentlewoman from Chelsea, Mrs. Shaw.

Mrs. SHAW: Mr. Speaker, I would be very glad to answer the gentleman's question, but I don't know which bill he is referring to or which amendment right at the present time. Is that the salary bill?

The SPEAKER: The Chair recognizes the gentleman who is posing the question.

Mr. GILBERT: The title of the bill is "An Act relating to Effective Date for Salary Increases for County Officers," Legislative Document 1467 as amended by Senate Amendment "B," Filing Number S-183.

The SPEAKER: The Chair recognizes the gentlewoman from Chelsea, Mrs. Shaw.

Mrs. SHAW: Mr. Speaker, that bill has been enacted, and I believe

has been enacted by the Senate now. This would be the 102nd Legislature, — salaries would become effective January 1, of 1965.

I would like to correct a misunderstanding which I think previous speakers may have implied to you that the salary bill which has now been accepted, this bill does not contain any retroactive clauses and the salary increases will become effective October 1 of 1963. They are not retroactive. The amendment would just be making the salaries effective three months later than the bill already calls for.

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

Mr. BRAGDON: Mr. Speaker, I would further inquire from the lady who has just spoken regarding her explanation on the bill making salaries effective in 1965. It seems to me that it was presented to this Legislature and the intent of it was that no salaries would become effective until the beginning of the next legislature. And from her explanation, I get that she says this has been passed along and the date in it is still 1965. Is that correct? If it is so, it seems to me that it accomplishes nothing.

The SPEAKER: The gentleman from Perham, Mr. Bragdon, poses a question through the Chair to any member who may answer if they choose.

The Chair recognizes the gentleman from Chelsea, Mrs. Shaw.

Mrs. SHAW: Mr. Speaker, I stand corrected, it is 1966. The legislature that meets in 1965 would be under the rule that salaries that they set would become effective January 1, 1966. I do stand corrected on that.

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

Mr. VILES: Mr. Speaker, I don't know as I would hardly be classified as a liberal, but I think if municipalities are going to continue to raise taxes, and if the state legislature is going to raise them, I think what you are doing is stalling these raises off to county officers if you don't start them until January, '64.

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

Mr. HARRINGTON: Mr. Speaker and Members of this House: I am a little bit confused, and I would like to inquire from somebody that might know. The way I understand it right now, if this bill passes without the amendment, these raises will become effective October 1. If we vote for the amendment and it doesn't make the Senate, then what? I would like to have somebody answer that.

The SPEAKER: The gentleman from Dexter, Mr. Harrington, poses a question through the Chair to any member who may answer if they choose.

The Chair recognizes the gentleman from Millinocket, Mr. Crommett.

Mr. CROMMETT: Mr. Speaker, will the gentleman from Dexter, Mr. Harrington, state his question again.

Mr. HARRINGTON: The way I understand it, this bill, if it passes now with no House Amendments, these pay raises are effective October 1. If we try for the amendment, your Amendment "A," and assuming we get it on here in the House and it goes to the Senate and the Senate doesn't buy it, what will then be the status of the whole bill?

Mr. CROMMETT: Mr. Speaker, I can't answer that.

The SPEAKER: Is the House ready for the question? The question before the House is the motion of the gentlewoman from Chelsea, Mrs. Shaw, that House Amendment "A" be indefinitely postponed. A division has been requested. All those in favor of indefinite postponement of House Amendment "A," 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 vote in the affirmative and fifty-five having voted in the negative, the motion to indefinitely postpone House Amendment "A" did not prevail.

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

Mr. JALBERT: Mr. Speaker, I am not going to make a motion.

I am going to suggest, however, that a motion be made. Certainly I don't condone absenteeism and I feel if I am not in my seat when anything comes up howsoever important or unimportant it is, it is all right with me, I have had it. However, in this instance here, we have got sixty or better absenteeism which means at least the money fate on our basis of when and how of all of our county employees who can't fight and talk for themselves. So I would hope that at least we would have a larger group before we make a final decision on this all important amendment. For that purpose, I would suggest strongly that someone would table this measure until tomorrow.

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

Mr. TURNER: Mr. Speaker, I would move that this be tabled until tomorrow.

The SPEAKER: The gentleman from Auburn, Mr. Turner, moves that the adoption of House Amendment "A" to Bill "An Act relating to Salaries of County Officials and Municipal Court Judges and Recorders, Senate Paper 628, L. D. 1589, be tabled until tomorrow. Is this the pleasure of the House?

(Cries of "No")

The SPEAKER: All those in favor will say aye; those opposed, no.

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

Thereupon, House Amendment "A" was adopted in non-concurrence and the Bill assigned for third reading tomorrow.

Non-Concurrent Matter

Bill "An Act relating to Establishment, Maintenance and Operation of Regional Technical and Vocational Centers" (S. P. 383) (L. D. 1086) which was indefinitely postponed in non-concurrence in the House on June 14.

Came from the Senate with that body voting to insist on its former action whereby the Bill was passed to be engrossed as amended by Senate Amendment "A" and asking for a Committee of Conference, with the following Conferees appointed on its part:

Messrs. FARRIS of Kennebec

JOHNSON of Somerset
FERGUSON of Oxford

In the House: On motion of Mr. Bragdon of Perham, the House voted to insist and join in a Committee of Conference.

Non-Concurrent Matter

Bill "An Act Establishing an Excise Tax on Livestock" (H. P. 1106) (L. D. 1587) which was indefinitely postponed in the House on June 13.

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

In the House:

The SPEAKER: The Chair recognizes the gentleman from Waldoboro, Mr. Waltz.

Mr. WALTZ: Mr. Speaker, I would like to table this bill until the next legislative day.

The SPEAKER: The gentleman from Waldoboro, Mr. Waltz, moves this bill be tabled until the next legislative day pending further consideration. Is this the pleasure of the House? All those in favor of the tabling motion will say "yes"; those opposed say "no."

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

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

Mr. BRAGDON: Mr. Speaker and Members of the House: This bill was debated at great length on the 13th and the House, by a vote of 93 to 26, spoke very decisively on it. I now move that we insist on our former action.

The SPEAKER: Does the gentleman insist or adhere?

Mr. BRAGDON: My motion was to insist.

The SPEAKER: The gentleman from Perham, Mr. Bragdon, moves that the House insist on its former action.

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

Mr. JONES: I would move that we adhere.

The SPEAKER: The motion to insist has precedence over the motion to adhere. All those in favor of insisting will say "yes"; those opposed will say "no."

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

Forty-three having voted in the affirmative and thirty-five having voted in the negative, the motion to insist did prevail.

Non-Concurrent Matter

Resolve Providing for the Revision of the Statutes (S. P. 61) (L. D. 111) which was finally passed in the House on February 12 and passed to be engrossed on February 5.

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

In the House: On motion of Mrs. Smith of Falmouth, the House voted to recede and concur with the Senate.

**Non-Concurrent Matter
Tabled and Assigned**

Report of the Committee on Sea and Shore Fisheries reporting "Ought not to pass" on Bill "An Act Repealing the Regulation of Herring for Canning Purposes from December 1st to April 15th" (S. P. 189) (L. D. 488) which was accepted in the House on May 23, and which was recalled to the Senate from the Legislative Files by Joint Order (S. P. 627)

Came from the Senate with the Bill substituted for the Report and passed to be engrossed as amended by Senate Amendment "A" in non-concurrence.

In the House: On motion of Mr. Young of Gouldsboro, the House voted to recede and to concur in the substitution of the Bill for the Committee Report; and the Bill was read twice.

Senate Amendment "A" was read by the Clerk (Filing S-300).

On motion of Mr. Pease of Wisasset, tabled pending the adoption of Senate Amendment "A" in concurrence and specially assigned for Tuesday, June 18.

The SPEAKER: The Chair recognizes the gentleman from Brunswick, Mr. Lowery.

Mr. LOWERY: The sudden death of Will Giroux is a real loss to the community, the State, his Party, his family and friends. He was a

good man and a good Legislator, who learned quickly how to be a conscientious and effective Legislator. These things I can say as a fellow Member of the Legislature.

Words to express my feelings of personal loss, I cannot find. From the time I first knew him in Scouting, when he attained the rank of Eagle as an adult, unique to my knowledge; through the period he was considering becoming a candidate for the Legislature; during my illness last fall when he carried the campaign for both of us, throughout this session, I have continuously grown to respect him more. I shall miss him very much. My most sincere sympathy goes to his wife and children, his parents, his brother and sisters. I know that the House shares this feeling.

Mr. Speaker, I offer a Resolution and move its adoption.

Whereupon, the Resolution was read by the Clerk as follows:

STATE OF MAINE
101ST LEGISLATURE
HOUSE RESOLUTIONS

June 17, 1963

WHEREAS, the members of the House of Representatives of the 101st Legislature have learned with profound sorrow of the death Saturday of an esteemed colleague, Honorable Wilfrid A. Giroux, Jr., Representative from Brunswick;

AND WHEREAS, in his association with the members of this House he was ever honorable and kindly, being highly regarded for his character and sterling qualities of mind and heart;

AND WHEREAS, the members of the House of Representatives sense in his passing a personal loss and genuine grief;

NOW, THEREFORE, BE IT RESOLVED: That the State of Maine mourns the loss of a faithful and valued public servant, and the members of the House of Representatives lament the departure of an esteemed and trusted friend;

AND BE IT FURTHER RESOLVED: That these Resolutions be entered in the Journal of the House and an engrossed copy of these Resolutions be sent to the family of the deceased;

AND BE IT FURTHER RESOLVED: That as a further token of respect the House do now stand adjourned.

The Resolution was adopted.

The SPEAKER: The Chair at this time will appoint as Chairman

of the Delegation to attend the services, the gentleman from Old Orchard Beach, Mr. Plante, and the entire Cumberland County Delegation.

Whereupon, the House stood adjourned until eleven o'clock tomorrow morning.