

# 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**

Saturday, June 22, 1963

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

Prayer by the Rev. Mr. William E. Ricker of Wales.

The journal of yesterday was read and approved.

**Conference Committees Reports**

Report of the Committees of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act relating to Deficiency Appropriation for Division of Veterans Affairs" (H. P. 407) (L. D. 560) reporting that the House recede from its action whereby the Bill was passed to be engrossed and from its action whereby the Bill was substituted for the Report and concur with the Senate in accepting the "Ought not to pass" Report of the Committee on Appropriations and Financial Affairs.

(Signed) MacGREGOR  
of Eastport  
WADE of Skowhegan  
PRINCE of Oakfield  
Committee on part of House.  
CAMPBELL  
of Kennebec  
EDMUNDS  
of Aroostook  
BROWN of Hancock  
Committee on part of Senate.

Report was read and accepted. The House receded from its action whereby the Bill was passed to be engrossed and its action whereby the Bill was substituted for the Report. The "Ought not to pass" Report of the Committee on Appropriations and Financial Affairs was accepted in concurrence.

The SPEAKER: I am sure the members present of the House would be appreciative to know the position that we are in procedurally. I will announce that we are in a very good condition. The printing is no problem. All we need to do is be present for a few enactors, pass the revenue meas-

ure, and we are well on our way to adjournment.

**Papers from the Senate**

From the Senate: The following Order:

ORDERED, the House concurring, that there be created an interim joint committee to consist of 2 Senators and 3 Representatives, appointed respectively by the President of the Senate and the Speaker of the House, to study and report to the 102nd Legislature concerning a third institution in the State of Maine for the housing and treatment of all offenders committed to the State Prison or correctional state institutions; and be it further

ORDERED, that the members of the committee serve without compensation but shall be reimbursed for their expenses incurred in the performance of their duties under this order; and be it further

ORDERED, that there is appropriated to the committee from the legislative appropriation the sum of \$1,000 to carry out the purposes of this order (S. P. 638)

Came from the Senate read and passed.

In the House, the Order was read, and on motion of Mr. Wellman of Bangor, passed in concurrence.

From the Senate: The following Communication:

THE SENATE OF MAINE  
AUGUSTA

June 21, 1963

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

The President of the Senate has appointed the following Conferees on the part of the Senate on the disagreeing action of the two branches of the Legislature on:

Bill, "An Act Providing for State Support of Education Foundation Program and the Financing Thereof" (H. P. 1067) (L. D. 1532)  
Senators: CRAM of Cumberland  
STITHAM of Somerset

BROOKS

of Cumberland

Sincerely,

(Signed) CHESTER T. WINSLOW  
Secretary of the Senate

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

The SPEAKER: The Chair would request the Sergeant-at-Arms to escort the gentleman from Vinalhaven, Mr. Maddox, to the rostrum to serve as Speaker pro tem.

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

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.

#### Passed to Be Enacted Emergency Measure

An Act to Allocate Moneys for the Administrative Expenses of the State Liquor Commission for the Fiscal Years Ending June 30, 1964 and June 30, 1965 (S. P. 632) (L. D. 1595)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a division was had. 111 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

#### Emergency Measure Fails of Enactment

An Act Appropriating Moneys For General Operating Expenses of the University of Maine (H. P. 517) (L. D. 734)

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

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

Mr. MacLEOD: Mr. Speaker, Ladies and Gentlemen of the

House: Is this before the House now? I would like to call your attention to this Legislative Document. This was originally some twelve millions of dollars to operate the University of Maine. Well of course we all know a great part of that was appropriated in the current services budget. An additional half million dollars is in the supplemental budget. This bill has now been amended down to \$250,000 per year or half a million dollars total for the biennium for the State University. Keep in mind that the University is receiving approximately ten to twelve percent more in operating funds than they received in the last biennium. This will practically restore all of the original request for monies made by the University, and I would urge all members of the House that can see their way clear, not to stand up on this enactor.

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

Mrs. SMITH: Mr. Speaker and Members of the House: I am sorry I was a little late and I did not hear all of the remarks of the gentleman from Brewer, Mr. MacLeod, but in speaking on this bill I will just say to you that this is \$250,000 a year each year of the biennium to the University of Maine for operating expenses. It has been stated by that gentleman and by many others here that there were buildings that should be better utilized at the University of Maine. It has also been stated that when we build buildings sometimes we build them larger in hopes of taking more students. This is one of those bills that the Appropriations Committee passed out, the original figure had nothing particular to do with this bill. We were using this bill as an instrument to place before you the sum that we felt might be able to be found. Now no one knows whether it will be able to be found or not that last night. It has to take its chances with all the others, and certainly in view, perhaps, of the fact that the University has had some money, it might be well possible that it would not be found, but

it is an instrument to give us an opportunity if we believe that they should have some more operating funds, to use these buildings and so forth to better capacity. Now that is the position of the Appropriations Committee. That is the facts of it. You vote the way you wish, but I would hope that you would pass this to enactment.

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

Mr. JALBERT: Mr. Speaker and Members of the House: I think on the several matters that are going to come before us today, they are at the last stage, and more than generally, I would say ninety-nine percent of them have been debated thoroughly by both sides. If we have any hope at all of going home, I don't think that any too much oratory by me or anyone else will sway or swing too many votes anyway. One person on this measure has spoken one way; another, the other way. I think the die has been cast. I move the previous question.

The SPEAKER pro tem: The gentleman from Lewiston, Mr. Jalbert, moves the previous question. In order for the Chair to entertain the previous question the Chair must have the approval of one-third of the members present. All those in favor please rise who are in favor of the Chair entertaining the previous question.

A sufficient number arose.

The SPEAKER pro tem: Obviously, more than one-third having arisen, the previous question is entertained. The question now is, shall the main question be put now? All those in favor say yes; those opposed, no.

The main question was ordered on a viva voce vote.

The SPEAKER pro tem: The question now before the House is the enactment of this measure. This being an emergency measure under the Constitution it requires the affirmative vote of two-thirds of the elected membership of the House. All those in favor of passage to be enacted will rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

The SPEAKER pro tem: Eighty-one having voted in the affirmative and thirty-three having voted in the negative, the Bill fails of enactment.

Mr. CHILDS of Portland: I request the yeas and nays.

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

Mr. MINSKY: It is my recollection that 81 to 33 would mean the bill is enacted, that's more than two-thirds.

The SPEAKER pro tem: This being an emergency measure, it requires the affirmative vote of 101 members. The gentleman from Portland, Mr. Childs, requests a roll call. In order for the Chair to order a roll call it must have the expressed desire of one-fifth of the members present. All those in favor of a roll call will 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 of the members having arisen, a roll call is ordered.

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

Mr. BROWN: Mr. Speaker, I would like to ask a question through the Chair of any member of the Appropriations Committee who may care to answer. As I understand this measure, it is not the Governor's program, but is in addition thereto. Is this correct?

The SPEAKER pro tem: The gentleman from South Portland, Mr. Brown, has posed a question through the Chair to anyone who may care to answer.

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

Mrs. SMITH: That is true, it is not in the Governor's program. However, there are certain facts that would justify anything extra that you would give the University of Maine if it could be found.

The SPEAKER pro tem: Does the gentleman consider his question answered?

Mr. BROWN: Yes.

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

Mr. TURNER: Mr. Speaker and Members of the House: I wonder if this is not only frosting on the cake, but it is a double dose of frosting on the cake. That's the way I understand it.

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

Mr. JALBERT: Mr. Speaker, it is not that I want to take issue with anybody, but—

Mr. MacLEOD: Mr. Speaker, point of order.

Mr. JALBERT: One moment, I am within the order. The previous question has been moved.

The SPEAKER pro tem: What is the gentleman's point of order?

Mr. MacLEOD: I think a motion was made to move the previous question and I understand that cut off all debate.

Mr. JALBERT: That's right, that was exactly my point.

The SPEAKER pro tem: The previous question having been ordered, there can be no debate. A roll call has been ordered. The question before the House is the enactment of "An Act Appropriating Moneys for General Operating Expenses of the University of Maine" House Paper 517, Legislative Document 734. If you are in favor of the passage of this bill to be enacted you will vote "yes" when your name is called; if you are opposed, you will vote "no." The Clerk will call the roll.

### ROLL CALL

YEA — Albair, Ayoob, Baldic, Benson, Binnette, Birt, Boothby, Bragdon, Brewer, Brown, Fairfield; Carter, Cartier, Childs, Choate, Cookson, Cottrell, Coulthard, Crockett, Curtis, Davis, Denbow, Drake, Dunn, Edwards, Ewer, Foster, Gifford, Gilbert, Gill, Gustafson, Hanson, Hardy, Harrington, Hawkes, Hendricks, Hendsbee, Henry, Hobbs, Humphrey, Hutchins, Jalbert, Jobin, Knight, Levesque, Libby, Littlefield, Lowery, MacPhail, Mathieson, Meisner, Minsky, Mower, Noel, Norton, Oakes, Oberg,

Osborn, Pitts, Plante, Prince, Harpswell; Prince, Oakfield; Rand, Rankin, Richardson, Ricker, Ross, Augusta; Rust, Scott, Shaw, Smith, Bar Harbor; Smith, Fal-mouth; Snow, Susi, Taylor, Thaanum, Thornton, Treworgy, Tyndale, Wade, Ward, Welch, Wellman, White, Guilford; Whitney, Wight, Presque Isle; Williams, Young, SPEAKER pro tem.

NAY — Anderson, Ellsworth; Bedard, Berman, Bernard, Bourgoin, Brown, So. Portland; Busiere, Chapman, Cope, Cressey, Crommett, Dennett, Dudley, Easton, Finley, Gallant, Jewell, Jones, Kent, Laughton, Lincoln, Linnekin, MacLeod, McGee, Mendes, Nadeau, Osgood, Philbrick, Pierce, Reynolds, Roberts, Sahagian, Smith, Strong; Townsend, Turner, Viles, Waltz, Watkins, Wood.

ABSENT — Anderson, Orono; Berry Blouin, Boissonneau, Bradeen, Burns, Cote, Dostie, Hammond, Jameson, Karkos, Kennedy, Kilroy, Lebel, MacGregor, O'Leary, Pease, Poirier, Ross, Brownville; Roy, Tardiff, Vaughn, Waterman.

Yes, 88; No, 39; Absent, 23.

The SPEAKER pro tem: The Chair will announce the vote. Eighty-eight having voted in the affirmative, thirty-nine having voted in the negative, with twenty-three being absent, the measure fails of enactment.

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

Mr. RUST: Mr. Speaker, I would respectfully move that the House reconsider its action whereby this document failed of enactment and pending consideration of that motion, I would table it until later in today's session.

The SPEAKER pro tem: The Chair will announce that the gentleman did not vote on the prevailing side.

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

Mr. CHILDS: Mr. Speaker, may I inquire if these matters are being sent forthwith to the Senate?

The SPEAKER pro tem: These matters are being sent forthwith.

Mr. CHILDS: Mr. Speaker, I move that the rules be suspended so these matters may be sent forthwith to the Senate.

The SPEAKER pro tem: The gentleman from Portland, Mr. Childs, moves that the rules be suspended in order that all matters may be sent forthwith to the Senate. Is that the pleasure of the House?

The motion prevailed.

**Enactor**

**Requiring Two-Thirds Vote**

An Act to Authorize the Construction of Self-Liquidating Student Housing for the State Teachers Colleges and the Issuance of not Exceeding \$1,433,000 Bonds of the State of Maine for the Financing Thereof (S. P. 94) (L. D. 231)

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. 116 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.

**Finally Passed**

**Constitutional Amendment**

Resolve Proposing an Amendment to the Constitution Affecting the Election, Powers and Apportionment of the House of Representatives (H. P. 1117) (L. D. 1600)

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

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

Mr. WELLMAN: Mr. Speaker, there's been considerable debate on this item both on the Floor and in the corridors and in the caucuses. There have been some charges that have been hurled as to many things—many charges have been hurled about this. I prefer to consider the debate—my thoughts on this particular item in the light of what districts mean to the cities, and I will

stand here and in all sincerity indicate to you that I can see no harm to the State of Maine in a two-thirds prohibition of districts in our cities. I'm not talking about party. I'm not talking about deals. I'm talking about this representative from a city in the State of Maine talking about districts in cities in the State of Maine. For these thoughts, I leave with you, that I will support the enactment of this bill.

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

Mr. BERMAN: Mr. Speaker, Members of the House: As is well known and admitted, some members of one party have been trading with some members of another party, and our State Constitution has been a part of that trading process. Now I have no fault to find with Mr. Wellman or any Member of either party who sincerely believes that Report B, which is this legislative document 1600, is all right. I have spent a good part of this winter studying this problem, and I do not believe in Report B. I believe in Report A for the very, very fundamental reason of one vote, one representative.

Now I would like to point out to the Members of this House of both parties what happened to their bargaining last night, and I think that last night is at least some indication of what happens when people, no matter how well intentioned, try to trade a Constitution for sales tax votes. Now, without any rancor whatsoever, I hope L. D. 1600 is never enacted.

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

Mr. CHILDS: Mr. Speaker and Members of the House: In reference to 1600 one would gather from the remarks of the gentleman from Houlton, Mr. Berman, that we were putting apparently a brand new plan into our Constitution. I would like to remind the Members of the House that the 1600 plan and formula is the same one that we've been operating under in the State of Maine since 1820. The only difference which is now going into effect are

the recommendations of the Scribner Commission as far as fractional excesses are concerned, so we are not making any great major changes in our Constitution, and it is not anything that will be new to the people. It is something we have been operating for ever since we have been in existence.

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

Mr. EASTON: Mr. Speaker, it seems to me that considering the high respect in this particular field with which I believe all of us in this House hold for the many members of this Constitutional Committee which reported out this particular version "Ought not to pass," it seems to me that if we have any respect at all for our Committee system, and for ourselves, we will not enact this measure.

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

Mr. BROWN: Mr. Speaker and Ladies and Gentlemen of the House: In my reading of 1600, it seems to come to me that if the Legislature with a two-thirds vote desires districts, they surely can do so. If the Legislature does not desire districts and does not vote, and 1600 becomes law, if the cities in lawful representatives so desire either by an action of their councils or a vote of the people, they then can institute districts.

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

Mrs. SMITH: Mr. Speaker, and Members of the House: I don't think that either one of these reports please either party in this House actually, I think both of these reports need to be studied and one or the other probably amended. Until we have been given that opportunity to amend or discuss these bills further, I shall vote against 1600. It has nothing to do with either party, it has nothing to do with the sales tax. This bill was written, 1600, at the last minute. There certainly are things in Report B which many of us—of the people whom I represent do not like also. But this is

the problem. This should be ironed out.

The SPEAKER pro tem: The Chair recognizes the gentleman from Belfast, Mr. Thornton.

Mr. THORNTON: Mr. Speaker and Ladies and Gentlemen of this House: I have not taken up your time during this session on any matters, but this redistricting is a very vital question. I want to say at the start that my county or my city will not be affected by either plan, so I am not interested in that way. When these two reports came out, I studied them over and at that time I took my stand on behalf of this Report B. I want to remind the Members of this House that I have been interested in politics for a great many years. During that time I have seen the membership of this House dominated by the Republicans. I have seen it dominated by the Democrats. Now I think that a provision of Report B in regard to requiring a two-thirds vote to redistrict the cities is a two-way street, it will protect the minority party, whichever it may be; and the matter of redistricting the cities I think is a very difficult proposition, and it should be left entirely in the hands of the Legislature, and not put into the Constitution of the state, which would tie the hands of the Legislature. 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 think that if there ever was a Legislative Document in this session of the Legislature that was a purely partisan issue Republican or Democrat, it is the difference between 1599 and 1600 on reapportionment. These two bills for all practical purposes say substantially the same thing. They both agree that there should be districting with one person and one vote. The only difference between the bills of any consequence and any importance is whether the bill does: one, redistrict the counties and the cities or towns, and whether it would be by simple majority vote as has been in the past, or whether it will require a



two-thirds vote; and I, for one, on a purely partisan Republican issue will not compromise that position one iota, because I don't feel that the other party would do likewise under reverse circumstances. Now there was apparently a deal so to speak involving the acceptance of Report B and a good many Republicans accepted it on that basis. I hope they will have good judgment and reverse their position, and not vote for Report B today.

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

Mr. GILL: Mr. Speaker and Ladies and Gentlemen of the House: At this time I would like to place myself in opposition to the remarks of Mr. Rust. I consider myself a comparatively good Republican. I believe my community is a comparatively good Republican community, and I would like to point out to you that I am very much ashamed that this label of Republican or the Democrat has become attached to these bills, because if you people will consider, these people that this districting affects, not just the parties, but the communities, in most cases are opposed to re-districting; so therefore if you intend to proceed and to do this and break up our communities into districts, let's at least have two-thirds of the legislative approval to do it, not a simple one vote majority in this House which will disrupt our communities.

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

Mr. JALBERT: Mr. Speaker, I'll yield to the gentleman from Bangor, Mr. Ewer.

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

Mr. EWER: Mr. Speaker, I am extremely sorry that the issue of partisanship has been brought in again in the form of a red herring. I cannot help but feel. I know that as far as I am concerned, it's a matter of principle with me that L. D. 1600 is the better of the two bills. I became a Republican in 1917 when I registered for the first time on reach-

ing the age of twenty-one. I have been a Republican ever since. I feel that the fact that this L. D. has been signed by members of both parties, on the Republican side by the present Majority Floor Leader in the Senate, and the Floor Leader of the Majority Party in the Senate during the last term, should be sufficient to show that it is not a partisan issue and should not be made one. We have heard a great many words banded around about tampering with the Constitution, and using it to trade with and so forth and so on. May I suggest that the two-thirds requirement for Constitutional amendments might be just as good for this particular thing as it has been since 1820 in the balance of our Constitution.

I have my ideas about how re-districting might affect different places, whether or not they are correct ones, I don't know. I don't think anybody knows definitely and finally, but I do feel that L. D. 1600 is wanted by the majority of the people of the state from what I've heard of both parties. I have talked with Democrats in my home city, I have talked with Democrats here, I have talked with Republicans here; and while I hope it will be kept from the position of partisanship towards which it is being whipped, yet I still would remind you gentlemen of the Republican Party that it is a bipartisan measure, and since I feel that way, and I think a good many more of you feel that same way, judging by the votes of yesterday, I hope that we can pass this to be enacted. Thank you.

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

Mr. HARRINGTON: Mr. Speaker, I intend to vote for Report B strictly because I believe the people in my area want it, and I most heartily object to any member in this House referring that my judgment is reflected by deals, wheels or what have you. I believe that is at least one more desperate attempt to save something that apparently somebody wants and

somebody else doesn't. Thank you.

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

Mr. BRAGDON: Mr. Speaker, I suppose I should not attempt to speak on this matter because I come from an area that is definitely not affected. I perhaps do not have the legal viewpoint that some members here do in these matters. However, I have been in the Legislature for some period of time. I agree with the gentleman from Bangor in his statements that I do not consider this necessarily a party measure. However, to vote for any bill that contains the two-thirds provision, I feel would be unwise for this Legislature to do. I say I do not look upon it as a partisan measure, I do not know which party it may affect, that is the reason I say that. But I do say that I believe and I have been through redistricting procedures in this Legislature, I do believe that under such a situation no party could do a sensible and a reasonable job of redistricting, and I shall not go along with any provision that carries the two-thirds provision.

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

Mr. JALBERT: Mr. Speaker, I move the previous question.

The SPEAKER pro tem: In order for the Chair to entertain the motion for the previous question, it must have the expressed desire of one-third of the membership present. Will those wishing the entertaining of the motion please rise and remain standing.

A sufficient number arose.

The SPEAKER pro tem: Obviously, more than one-third having arisen, the previous question is entertained. The question now before the House is, shall the main question be put now?

This matter is debatable with a time limit of five minutes only on the question of putting the main question now and not the merits of the bill.

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

Mr. BERMAN: Mr. Speaker and Members of the House: Before considering whether you should put the main question now or not, you should not overlook one important factor, and that is, the United States Congressman from

— Mr. JALBERT: Mr. Speaker, point of order.

The SPEAKER pro tem: The gentleman may state his point of order.

Mr. JALBERT: The gentleman is not speaking on the reason why the main question should be put, he is talking on the issue.

The SPEAKER pro tem: The gentleman's point of order is well taken, the gentleman from Houlton, Mr. Berman, is debating the question.

Mr. BERMAN: Mr. Speaker, I didn't finish my sentence and perhaps after I finish the Chair might be better able to rule.

The SPEAKER pro tem: The gentleman may proceed.

Mr. BERMAN: Before considering whether the main question should be put now, you should consider whether the Congressmen throughout the United States are elected at large or elected in districts.

Mr. JALBERT: Mr. Speaker? Point of order!

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

Mr. JALBERT: The gentleman is debating the issue.

The SPEAKER pro tem: The point of order is well taken. The gentleman will not continue to debate the question. Shall the main question be put now? All those in favor will say "yes" and those opposed, "no."

The main question was ordered on a viva voce vote.

The SPEAKER pro tem: For what purpose does the gentleman arise?

Mr. VILES of Anson: When the vote is taken, I request the yeas and nays.

The SPEAKER pro tem: The main question is shall Resolve Proposing an Amendment to the Constitution Affecting the Election, Powers and Apportionment of the House of Representatives

House Paper 1117, Legislative Document 1600 be finally passed? This being a Constitutional Amendment it requires a two-thirds vote of the House.

The yeas and nays have been requested. For the Chair to order a roll call it must have the expressed desire of one-fifth of the members present. Those desiring a roll call will 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. All those in favor of the final passage of this Resolve will answer "yes" when their name is called; those opposed to the final passage of this Resolve will answer "no" when their name is called. The Clerk will call the roll.

#### ROLL CALL

YEA — Albair, Ayoob, Baldic, Bedard, Benson, Bernard, Binnette, Birt, Boothby, Bourgoin, Brewer, Brown, So. Portland; Busiere, Carter, Cartier, Childs, Choate, Cookson, Cottrell, Coulthard, Crommett, Curtis, Denbow, Edwards, Ewer, Foster, Gallant, Gifford, Gilbert, Gill, Gustafson, Hanson, Harrington, Hendricks, Hendsbee, Henry, Hobbs, Hutchins, Jalbert, Jobin, Jones, Kilroy, Knight, Levesque, Littlefield, Lowery, MacPhail, Mathieson, McGee, Meisner, Minsky, Mower, Nadeau, Noel, Norton, Oakes, Osborn, Osgood, Pierce, Pitts, Plante, Prince, Harpswell; Prince, Oakfield; Rand, Rankin, Reynolds, Richardson, Ricker, Ross, Augusta; Rust, Shaw, Smith, Bar Harbor; Snow, Taylor, Thaanum, Thornton, Turner, Tyndale, Wade, Waltz, Ward, Welch, Wellman, White, Guilford; Whitney, Wight, Presque Isle; Wood, Young, SPEAKER pro tem.

NAY — Anderson, Ellsworth; Berman, Bragdon, Brown, Fairfield; Chapman, Cressey, Crockett, Davis, Dennett, Drake, Dudley, Dunn, Easton, Finley, Hardy, Hawkes, Humphrey, Jewell, Kent, Laughton, Libby, Lincoln, Linnekin, MacLeod, Mendes, Oberg,

Pease, Philbrick, Roberts, Sahagian, Scott, Smith, Falmouth; Smith, Strong; Susi, Townsend, Treworgy, Vaughn, Viles, Watkins, Williams.

ABSENT — Anderson, Orono; Berry, Blouin, Boissonneau, Bradeen, Burns, Cope, Cote, Dostie, Hammond, Jameson, Karkos, Kennedy, Lebel, MacGregor, O'Leary, Poirier, Ross, Brownville; Roy, Tardiff, Waterman.

Yes, 89; No, 40; Absent, 21.

The SPEAKER pro tem: The Chair will announce the vote. Eighty-nine having voted in the affirmative, forty in the negative, with twenty-one absent, eighty-nine being more than two-thirds necessary, the Resolve is finally passed. It will be signed by the Speaker and sent to the Senate.

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

Mr. RUST: Mr. Speaker, Ladies and Gentlemen of the House: Having voted on the prevailing side, I now move that the House reconsider its action whereby this bill was passed to be enacted and request a roll call. I hope those who voted against the enactment will support me in my motion.

The SPEAKER pro tem: The gentleman from York, Mr. Rust, moves we reconsider our action whereby we finally passed this Resolve to be enacted and requests a roll call. All those in favor of a roll call will rise and remain standing until counted to see if we have the necessary one-fifth.

Twenty-six members arose.

The SPEAKER pro tem: Twenty-six members having arisen for a roll call, there being one hundred and twenty-one members present, a roll call was ordered.

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

Mr. RANKIN: Mr. Speaker, Ladies and Gentlemen: I believe I may speak to the question now, or may I?

Mr. PEASE: Mr. Speaker, point of order.

The SPEAKER pro tem: The gentleman from Wiscasset, Mr.

Pease, may state his point of order.

Mr. PEASE: The gentleman from Lewiston, Mr. Jalbert, had previously moved the previous question, and under former ruling of the Chair, I suggest the gentleman from Southport, Mr. Rankin, is out of order.

The SPEAKER pro tem: The gentleman's point of order is well taken.

The question before the House is the reconsideration of the passage of this Resolve to be enacted. If you are in favor of reconsidering the action you have just taken on this roll call, you will vote "yes," if you are opposed, you will vote "no." The Clerk will call the roll.

#### ROLL CALL

YEA — Anderson, Ellsworth; Berman, Binnette, Bragdon, Brown, Fairfield; Chapman, Cressey, Crockett, Davis, Dennett, Drake, Dudley, Dunn, Easton, Finley, Hardy, Hawkes, Humphrey, Jewell, Kent, Laughton, Libby, Lincoln, Linnekin, MacLeod, Mendes, Oberg, Pease, Philbrick, Roberts, Roy, Rust, Scott, Smith, Falmouth; Smith, Strong; Susi, Townsend, Treworgy, Viles, Watkins, Williams.

NAY — Albair, Ayoob, Baldic, Bedard, Benson, Bernard, Birt, Boothby, Bourgoin, Brewer, Brown, So. Portland; Bussiere, Carter, Cartier, Childs, Choate, Cookson, Cottrell, Coulthard, Crommett, Curtis, Denbow, Edwards, Ewer, Foster, Gallant, Gifford, Gilbert, Gill, Gustafson, Hanson, Harrington, Hendricks, Hendsbee, Henry, Hobbs, Hutchins, Jalbert, Jobin, Jones, Kilroy, Knight, Levesque, Littlefield, Lowery, MacPhail, Mathieson, McGee, Meisner, Minsky, Mower, Nadeau, Noel, Norton, Oakes, Osborn, Osgood, Pierce, Pitts, Plante, Prince, Harpswell; Prince, Oakfield; Rand, Rankin, Reynolds, Richardson, Ricker, Ross, Augusta; Sahagian, Shaw, Smith, Bar Harbor; Snow, Taylor, Thaanum, Thornton, Turner, Tyndale, Vaughn, Wade, Waltz, Ward, Welch, Wellman, White, Guilford;

Whitney, Wight, Presque Isle; Wood, Young, SPEAKER pro tem.

ABSENT — Anderson, Orono; Berry, Blouin, Boissonneau, Bradeen, Burns, Cope, Cote, Dostie, Hammond, Jameson, Karkos, Kennedy, Lebel, MacGregor, O'Leary, Poirier, Ross, Brownville; Tardiff, Waterman.

Yes, 41; No, 89; Absent, 20.

The SPEAKER pro tem: The Chair will announce the vote. Forty-one having voted in the affirmative, eighty-nine having voted in the negative with twenty absent, the motion to reconsider does not prevail.

At this point, Speaker Kennedy returned to the rostrum.

SPEAKER KENNEDY: The Chair would thank the gentleman from Vinalhaven, Mr. Maddox, for serving as Speaker pro tem.

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

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

Mr. WELLMAN: Mr. Speaker, I move that all items that we have passed to be enacted be sent forthwith to the Senate.

The SPEAKER: The gentleman from Bangor, Mr. Wellman, moves that all matters that have been enacted, be sent forthwith to the Senate. Is there objection? The Chair hears none. It is so ordered.

#### Passed to Be Enacted

An Act relating to the Admission of Attorneys to the Bar of the State of Maine (S. P. 62) (L. D. 112)

An Act Providing for Trade-marks under Maine Sardine Tax Law (S. P. 189) (L. D. 488)

An Act relating to Work on Shade and Ornamental Trees (H. P. 240) (L. D. 308)

An Act Providing for Separate Voting Place for Connor (H. P. 728) (L. D. 1057)

Were reported by the Committee on Engrossed Bills as truly

and strictly engrossed, passed to be enacted, signed by the Speaker and on motion of Mr. Jalbert of Lewiston, sent forthwith to the Senate.

**House at Ease**

Called to order by the Speaker.

**Passed to be Enacted**

An Act relating to the Educational Foundation Program Allowances (H. P. 862) (L. D. 1249)

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

The SPEAKER: The Chair recognizes the gentleman from Raymond, Mr. Edwards.

Mr. EDWARDS: Mr. Speaker, the purpose for which I asked this to be held has now been fulfilled as far as I am concerned, and I now move that it be passed to be enacted.

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

**Enactor**

**Tabled Until Later in Today's Session**

An Act relating to Operating Business on Sunday and Certain Holidays (H. P. 930) (L. D. 1364)

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

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

An Act Providing for Public Facilities for Boats (H. P. 1097) (L. D. 1573)

**Finally Passed**

Resolve in favor of Lloyd Talbot of Portland and of Esther Davis of Conway, New Hampshire (S. P. 205) (L. D. 515)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, Bill passed to be enacted, Resolve finally passed, both signed by the Speaker and on motion of Mr. Jalbert of Lewiston, sent forthwith to the Senate.

**Enactor**

**Tabled Until Later in Today's Session**

Resolve Authorizing the Disposal of Western Maine Sanatorium (H. P. 401) (L. D. 600)

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

(On motion of Mr. Bussiere of Lewiston, tabled pending final passage until later in today's session.)

Resolve Appropriating Moneys for Vocational Educational Institute in Androscoggin County Area (H. P. 1113) (L. D. 1596)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed, finally passed, signed by the Speaker and on motion of Mr. Jalbert of Lewiston, sent forthwith to the Senate.

**Orders of the Day**

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

AN ACT Increasing Sales Tax. (H. P. 313) (L. D. 406)—In House Failed of Enactment.

Tabled—June 21, by Mr. Wellman of Bangor.

Pending—Further Consideration.

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

Mr. WELLMAN: Mr. Speaker, I move we recede and concur with the Senate.

The SPEAKER: The gentleman from Bangor, Mr. Wellman, moves that the House recede and concur with the Senate.

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

Mr. RUST: I request a roll call.

The SPEAKER: A roll call has been requested.

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

Mr. MacLEOD: Mr. Speaker, parliamentary inquiry.

The SPEAKER: The gentleman may state his inquiry.

Mr. MacLEOD: If the House recedes and concurs with the Senate, does this require just a majority vote?

The SPEAKER: 101 votes. The Chair recognizes the gentleman from Portland, Mr. Childs.

Thereupon, on motion of Mr. Childs of Portland, the House recessed for fifteen minutes.

#### After Recess

The House was called to order by the Speaker.

The SPEAKER: The question before the House is the motion of the gentleman from Bangor, Mr. Wellman, on item 1 on page 3 of your House Advance Journal and Calendar, "An Act Increasing Sales Tax" to recede and concur. A roll call vote has been requested.

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

Mr. SMITH: Mr. Speaker, I want to make my position quite clear before we vote on this. A couple of nights ago, the people in my area began to get telephone calls urging them to ask me to vote for this tax. After the telephone calls were all in they, in turn, called me and without exception every one of them asked me to hold to my original position. However, I felt that the time had come when all other alternatives had been turned down, and possibly the only thing to do to get out of here was to vote the four percent sales tax through, and go home, providing however that the money that would be drained out of our towns by the extra penny sales tax at nine dollars per head could be made up some other way. Now there is a possibility that that could be made up and that is enact Legislative Document 1593, that would bring back into our towns in school subsidies as much if not more than what would be taken out in the four percent sales tax. Some have said that that is impossible because that there is not enough money around here to pay for the document, but just recently we have seen that the estimates of a one percent sales tax will not bring in \$9,000,000 but will bring in \$10,000,000, and the difference would more than pay for that L. D. over a two-year

period. This L. D. is now in Committee of Conference. It is not likely to be passed out in any form that will assure its passage, and until such a time comes that we can know that we are going to get something back in our small towns for what we are going to pay out, I do not feel that I can conscientiously vote for a sales tax, and go back home and tell my people I have helped raise your taxes on the state level, and you have received nothing in educational subsidies or anything else to speak of in return, and while the cost of your education is still going to increase, you're going to have to be taxed more on the property to pay for it. I just think that that is asking too much of any Legislator.

We knew earlier in the session that we were going to receive pressure near the end, and that pressure has been on and most of us have felt it, and many have resisted it, and some have succumbed to it. But if this four percent should go through, it is not for good business. I read recently where down in, and you all probably have read the same thing, down in New Jersey, the business in New Jersey has been increased fourteen percent because of a four percent across in New York. Now it would have been good business if that bill could have passed to have broadened the tax base; but because it hasn't and because no other alternative will be accepted, because of the fact that no bill has been passed to assure our towns of any benefits along these other lines we have spoken of, I must stand against this four percent sales tax, and hope that the motion to recede and concur 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: We've come to the crucial time in this session. Now we've just heard the gentleman from Strong, Mr. Smith, state the objections he has to the sales tax, and how his people feel about him voting against it. I believe that without

any question those same people who are now instructing him to vote against that sales tax, when and if this session adjourns and there is no money available for the various services that we have voted into being, and his school subsidy program and the children in his area cannot receive the necessary education, the Health and Welfare Department will have to stop servicing the people in his area, I believe at that time those same people who are now influencing his judgment will turn around and rush him back here with orders to vote for the sales tax in order to get the necessary services which they require in their area.

Now we've fooled around here, and we're still fooling around apparently. Now we're going to apparently stay here until we pass this thing or a facsimile. The sooner we do it the better off we're all going to be, and I say vote for it.

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

Mr. ANDERSON: Mr. Speaker, Members of the House: Like the great warrior, Mr. Smith, of Strong, it has always been my policy to go down fighting for what I believe is right. On the Floor of this House a few days ago in caucus, I made the statement that I am not naive enough to think that we haven't got to have a substantial tax to meet our current expenses, and previous commitments, but I do think that we have that substantial tax in the three percent tax if we go along or if we had gone along with legitimate substitutes. The so-called economy bloc, I think it would be much more apropos to call it the guardians of the taxpayer, have consistently tried to come up with alternatives to avert the increase in sales tax. These have all been rejected. The leadership and their followers are determined to have their way regardless of the effect it will have on their constituents or the effect it will have on our chief source of revenue, the tourists.

Republicans holding out against a tax increase have been accused of hurting the Republican Party.

This, in my humble opinion, is a misstatement. The shoe fits much better on the other foot. His Excellency, Governor Reed, stated at a recent press conference that he did not believe there would be an increase in tax two years from now. It will be interesting to check this prophecy with what happens in the next biennium. Why have so many Legislators who were opposed to the increase at the start of the session reversed their stand? I'll tell you why; because of pressure from the Executive Branch which should not have been imposed on the law-making roll of the Legislature; because they have been threatened with loss of their jobs if they did not go along with an increase in sales tax. I may be challenged on this statement, but if those who have been threatened are not too proud to admit it, I'll prove every word that I have said.

I hold no rancor against Legislators for their reversal. Many of them have family commitments, and it would be foolhardy to throw away their livelihood. How much longer will Legislators tolerate being bullied by certain departments of state government, shut their eyes to the obvious misuse of taxpayer funds? I would like to live to see one Legislature with fifty percent of the Legislators as economy minded as the so-called economy bloc. I think you would find this grand old state of ours would be operated on a much more efficient platform.

I have been opposed to annual sessions, but the more I think of it, the more I like the idea. At least we would have our finger on the pulse of the patient, and could prescribe accordingly. I am opposed to the enactment of this document. I suddenly find myself very weary. This has been a long, trying session. I will be glad when it is over. I have tried hard to resolve legislation not only for the benefit of my district, but for all people in this wonderful State of Maine. I have made mistakes. We all have made mistakes. We have had our differences, but I think when we lock the doors in final adjournment, we will all leave here in good comradeship. I

want to thank you all for your indulgence throughout the entire session, and God bless you all.

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

Mr. JALBERT: Mr. Speaker and Members of the House: On the very first day of the session the gentleman from Ellsworth arose and praised three members. I happened to be one of them. I have watched him all through the session and he is batting, as usual, one hundred percent by acting and talking at all times as a gentleman, and it affords me this opportunity to commend him for that action.

The word "sell-out," the word "deals" have been very prevalent throughout the halls of both branches, in the corridors, and hotels, and motels. I know that everyone in this House that has talked to me has known right along exactly how I felt pertaining to tax measures. I started out at the very outset by voting, as a Member of the Appropriations Committee, for the Current Services Budget. Then and there, I made up my mind that in order to call myself a conscientious Legislator, in my own mind, that I would have to finally meet the freight. At my own volition and at the request of others in my party, on more than one occasion, I brought books at home, I hounded the Taxation Department, the Controllers Office and the Budget Office, to seek and find if there was one way or another that we could arrive at to pay this sum of money without raising the tax. I saw none. I voted for an income tax. It went down the drain. Everything else went down the drain. We now find ourselves with one item left, and that is the raising of the tax from three to four percent.

Also, I've heard on several occasions from many members, and many people talking to me that it would be detrimental to one, to vote for this thing, and come back here. The only answer that I can give to that is this, that the gentleman who put the sales tax through originally, the then Governor Payne, was punished very badly

by the electorate of Maine because the very next year they sent him to the United States Senate. The gentleman who raised the sales tax from two to three percent suffered a bad blow the year after he put it through, they sent him to the United States Senate with the biggest vote that anybody ever got in the State of Maine. I should have that type of punishment.

But so that I wanted to clear my own skirt, and also because I rather not only like, but love seat 63, I took it upon myself yesterday morning being an early riser, to go down to the lower end of town. Now the corner of Lincoln and Cedar Streets in Lewiston between the hours of quarter of six and seven-thirty is like Times Square. They come and they go, and believe me they come fast, and I can talk fast in two languages, and that's what I did between the hours of ten minutes of six 'til twenty-five minutes past seven yesterday. I approached people. I told them who I was. Many of them knew who I was. I said I don't want to sway you in any way at all. I would like to come back here and I don't want to do anything drastically wrong. Here is the situation that we are faced with. I pointed out to them what we had voted for, good or bad. Some asked me questions about the Sinclair Act. I told them what it was, good and bad. Others asked me questions about this and that. I told them what it was, good or bad. I then told them this. I said you know that people say that ninety percent of the people are against taxes. That is not so. One hundred percent of the people are against taxes. That includes you and it includes me. Now I've explained the position to you, the situation to you honestly. I'm not going to try to sway you. I want you to tell me what you would do if you were in my shoes seated there, and what would you do if I vote for this thing at the next election? Because if you don't think I'm a little selfish about winning elections, you're wrong. I don't run to lose, I run to win.

I talked with milk dealers, a painter, a buyer, a merchant, a



clerk, a school principal, a shoe worker, a salesman, a retired lady, a policeman, another policeman, a city worker, a telephone operator, a textile worker, a caterer, a banker, and a credit manager. Every one of them said to me, and some of them very emphatically, son don't you vote for an income tax, you vote for that sales tax. The one person who said no, I won't name him and I won't place him in a category, I said what would you vote for? He said I would vote for no taxes. I said, my friend, you're not only some kind of a nut, you are a nut, and I said the next time it comes around, do me a favor, please vote against me because if I had the abhorring thought of thinking that I had won an election by one vote and you would be responsible for it, I don't think I'd care to serve. Now there are those of you who have felt that I have gone along with this thing because of the vocational school in my area. Nothing could be further from the truth. Everybody that knows me here, and I pride myself and believe me, I have made some horrible mistakes in my life, and I pointed out those horrible mistakes, so just in case, let's put the cards on the table about certain this and certain that. I've stated my mistakes on the front page of the paper when I foolishly ran for mayor. So that's over the board, but there are two things I pride myself in and the first thing is this. I have learned that when you spend, you've got to pay. That's number one. And I have learned that when you give your word, you keep it, and I've been a Member of this House for eighteen years and I defy any Member who knows me to say that I ever broke my word. I stated that I would vote for this tax. Come hell or high water, I shall vote for it today, tomorrow, the next day, and the day after until we get our one hundred and one votes for it.

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

Mr. MacLEOD: Mr. Speaker, Ladies and Gentlemen of the House: I was asked by the Ma-

ajority Floor Leader not to speak or not to prolong this debate and I said that I would not, and then two things happened which caused me to change my mind. One was that I happened to think that I had not spoken on this measure before. I've referred to it and I've referred to it when we were considering other legislation, but not directly on this bill. The second thing that happened was that someone pointed out to me an editorial that was in the Portland Press Herald this morning. I would like to read you just one paragraph. "Representative Kenneth MacLeod of Brewer who is about as blue-blooded as you can get when it comes to spouting the rigid, right-wing GOP ideological line has been quoted as saying he was in violent disagreement with a swap by which Democrats would exchange their sales tax votes for a commitment by the Republicans to reapportion the House. Such a deal would damage the party by tinkering with the Constitution of the State of Maine, and we expect he approves what other party members are saying, the Democrats never brought anything in here that would benefit the Republicans."

This is the last time I will be on my feet in this session, so I hope you will be kind and give me your attention for just the next few minutes. When they referred to Kenneth MacLeod of Brewer as being about as blue-blooded as you can get, I feel real flattered because I always considered blue-blooded as meaning the Rockefellers, the Jays, and the Goulds, and families with those names. Now I would like to take just a few moments to give you the blue blood antecedents, the genealogy, of the MacLeod family. My father went to work at the age of twelve; he never finished grammar school. My mother finished grammar school. But I was brought up in the City of Brewer believing that in our Constitution a man could be whatever he wanted to be and that he could want better things than what his family before him had had. I never achieved all

those things but I have achieved part of them. I've made mistakes, I have not used to the fullest extent the abilities granted to me by God, but I have achieved something. And what I really haven't achieved, I know that I can still try to achieve as long as we retain the free society we have.

And that is why I have been voting consistently against the Current Services Budget, the Supplemental Budget, and other spending measures in this Legislature. Because I am concerned that we are losing this free society. Enslavement of a people of a free society comes about in many ways. We saw it in Cuba a few years ago, when under the guise of liberation we saw an internal revolution by which Castro took over that island. And now we are witnessing the complete subjugation of the wills and the minds of several millions of people under the Communist ideology. Enslavement of people can come by invasion from without, as when the Barbarian hordes swept down from the north and overcame the legions of the law and took over the greatest nation of the world at that time. Enslavement of free people can come from within by subversion, subversion and gradual take-over, such as we have witnessed in eastern Europe by the Communists, in the eastern European countries.

But the most insidious enslavement of free people in a free society comes about very gradually, so that you don't notice it. It comes about with a gradual taking away of liberties granted under a Constitution or under some other document that guarantees these liberties, a little bit at a time. It is my sincere conviction that the bill as before us on rental discrimination is one of those little chipping aways of individual liberties that dealt with the right of possession and enjoyment of private property. What we have had before us these last six months is, in my opinion, one of those gradual steps toward enslavement. We do it by taxes and we do it by spending. And it is done in this case by using the same argument that was used

by the Communists when they liberated eastern Europe and by all different phases of revolutions that we have had, it is for the good of the people—that is the guise that is used.

Why I voted against the Current Services Budget was because I felt, and felt sincerely, and still feel sincerely, that even if you must cut some programs, even if you must hurt certain people in this State of Maine, the long range harm that would be done by the continuous spiral of our state government would be worse than the harm done today by cutting back or eliminating some of these programs. Because today we are being asked to vote on a 33 1/3 percent increase in our basic tax, and this money is all being spent in this biennium. The Governor of this state has not chosen to divulge what he expects to happen in 1956, but we all know what will happen. We will be faced with another major tax increase. And in 1967 we will be faced with another major tax increase.

My oratory is not going to change any votes, I am well aware of that, but I did want to get in the record how blue-blooded Ken MacLeod from Brewer feels about government in general.

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

Mr. BERMAN: Mr. Speaker and Members of the House: I heartily concur with my good friend Mr. MacLeod, whom I personally consider the outstanding first term member in this House. I have been sitting here and thinking of my colleagues who occupy seats twenty-one and twenty-two and I would offer this to them:

When I was one and twenty, I heard the wisemen say  
Slow down your spending spiral,  
do not tax away.

Give bills a cautious hearing, and  
keep your people free  
But I was one and twenty, no use  
to talk to me.

When I was one and twenty, I  
heard them say again  
The tax torn out of the bosom was  
never torn in vain

'Tis paid with sighs aplenty and  
 sold for endless rue  
 And I am two and twenty, and oh,  
 'tis true 'tis true.

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

Mr. PEASE: Mr. Speaker, Ladies and Gentlemen of the House: I am only sorry that the people of the whole State of Maine could not be here today and witness what is going on in the rear of these halls. I have been referred to as having acted in an incredibly irresponsible manner, by indirection. I wonder who is attempting now to run the House of Representatives. I have sat here and while the other gentlemen of the House have been speaking I've been watching, and watching individual members being tapped on the shoulder and being called out between the doors, called out by members of another branch of government—I am sure you and I all know the reason. But this doesn't bother me near as much as it might, if I didn't know the reason it was being done.

I honestly don't believe that anyone is happy about what is going to happen this morning, what has happened. I don't believe that the Republican leadership of the whole Legislature will deny that the people of the State of Maine are being traded away the right to have a proper Constitutional Amendment regarding reapportionment. Reference has been made to family commitment by the gentleman from Ellsworth, Mr. Anderson. Like that gentleman, I would refuse, and there are individuals in this room and some I note that are outside of this room at the present time, who know that I have refused to compromise because of these matters. Reference has been made by one speaker this morning, the gentleman from South Portland, Mr. Taylor, as I recall. This is a move to try to get out of here, to pass the sales tax and to try to get out of here and go home this weekend.

I recall, when I decided to run for this office, when I did run, when I took the oath of office, I made a pledge regardless of how

long it would take I would attempt to express myself for the benefit of the people, not in glowing terms as the gentleman from Brewer, Mr. MacLeod is able to do, just in plain simple language. Had I been a supporter of the program which calls for a four percent sales tax as a method of financing one hundred percent of the time, until this day arrived I could not now find it in my heart to vote for that tax, knowing what I know and seeing what I have seen here this morning. A small group of willful men made what I consider a reasonably good attempt at trying to find areas in which the State can save money and stave off, perhaps not a four percent sales tax this time, but the specter of a major tax increase two years from now. I think that these men, as the individuals who opposed them, were honest and sincere in their efforts. I know that these men, however, are not willing to trade the right of a future legislature to properly apportion representatives of the House of Representatives throughout the State of Maine for the passage of any bill that they had in mind. I am sorry that I cannot say that for those who I have felt were honest and sincere in supporting the program of spending and the taxing.

I should like the opportunity to say a great deal more regarding this. I think that this will be a severe indictment, the action this morning of the party of which I have been proud to be a member, and I hope that through party reorganization, cleaning up, I may continue to be proud as a member. I think that it is a severe indictment of the party which respectfully holds the minority in this Legislature. For I think that we have been witnessing here in these past few days, beginning I would say perhaps the seventeenth of this month, or the eighteenth, when an attempt was made to secure the signatures of all members of the Committee on Constitutional Amendments and Reapportionment on a proposed reapportionment constitutional amendment which I feel violates the integrity of the state.

I refused then; I refuse now. I believe there are many more on that Committee who studied long and hard this problem and came up with, as the gentleman from Kittery, Mr. Dennett, I believe has aptly put it, pretty much of an ideal solution that would benefit neither party to a greater extent than the other. We were willing to support that knowing of the possible consequences to the party of which I am a member, but realizing that for the benefit of the whole State of Maine and all its wonderful people, we had an opportunity to suggest what was just; and to see this pushed aside in favor of something that would garner fifteen or twenty votes of the minority party which has many extremely respectable members in this Legislature, trade this away for something like that, I claim is something that is incredibly irresponsible. I shall not vote for the four percent sales tax for these reasons.

The SPEAKER: The Chair recognizes the gentleman from Enfield, Mr. Dudley.

Mr. DUDLEY: Mr. Speaker and Members of the House: I promise you I'll be brief. I would like to say that I feel as though I represent some of the nicest people in this grand old state, and after thoroughly discussing this issue of sales tax with them, this seems to be their thought and I would like to convey it to you. The thought that I seem to gather back home from these nice people is this, that they don't want more government on the state level, federal level or any other level. They believe in private enterprise, and they feel as though that the more we tax the people and the more we expand this great state's government from this very point, the less chances they have, and for these reasons, they may be different than some of the others, that's the reason I would like to mention them. We may be out of step with maybe even the nation or the world, but certainly we have a philosophy, maybe it's all our own. We believe in private enterprise, and we believe that we don't want more government, and we know of no other

way to stop having more government, and the only way we know to do it, is to kind of be a little bit tight with the pocketbook. We realize that this is the only way we can stop more government is being careful how much money we give them to spend, and for these reasons I'm very much opposed to increasing the sales tax at this time.

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

Mr. EWER: Mr. Speaker, Ladies and Gentlemen of the House: I am not going to say at this time that I had not planned to speak on this thing because I had. I want to make one or two suggestions to you ladies and gentlemen and Mr. Speaker. I am sorry that there isn't a small fold of the flag left for me to wrap around myself, but it has been apparently all used up by previous speakers, but I would suggest first that some of us may be just as conscientious as those who refer to us as willful people. I would suggest that there may be something else besides communism about which we have to worry in the world, and that is the far out radical right, the Fascist movement which we fought a war to defeat. I suggest to you that perhaps this radical right may be of more potential harm to democracy in this country than communism because the far out radical right, everywhere that it has arisen, has taken away the ballot as the first thing which it has done—

The SPEAKER: For what purpose does the gentleman arise?

Mr. MacLEOD: A point of order.

The SPEAKER: The gentleman may state his point.

Mr. MacLEOD: Mr. Speaker, I was the only one that referred to the far right, and it was referred to me using my name—and then the word Fascist was attached to it, and I don't like it.

The SPEAKER: The gentleman from Bangor will restrain himself when speaking.

Mr. EWER: May I say this, that I have not referred to the gentleman as being from the far right. I have not referred to him as a

Fascist. I did say that this country and the world is faced with a growth of radical right.

If anybody, anywhere on the face of the globe should know what communism is, it is the members of labor unions because everywhere that communism has arisen, the first thing that they have taken over if they could has been the labor movement. What happened a good many years ago when John L. Lewis organized the CIO? He was forced to use a good many communist organizers because there weren't any others available. He had to fight for ten or fifteen years to get them out but he did it. Walter Reuther and the automobile workers had the same thing. He succeeded in eliminating them. I suggest that members of labor know more about the menace of communism than anything else. You can see what has happened in the ship workers. You can see what has happened to the Hall Union and the shipping trades, how they have had to fight the communists. Some of us in labor also know that the small group so-called the willful men exist on both sides. I think it's unfair to confine them to any one group.

When I was in high school and I graduated from Bangor High School in 1915, which was a long, long time ago when conditions in the world and this country were much simpler than they are now. We had a teacher, an English teacher who had a pet expression and that it was, "it is a condition and not a theory which confronts us." I suggest, ladies and gentlemen, we are confronted today by a situation. Trade unions everywhere are the strongest fighters, as I have said, against communism. I hope they continue to be so. I hope that we accept this bill. I think it is a good bill for the State of Maine, and I certainly hope that we put it through for the final time. Thank you.

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

Mr. EASTON: Mr. Speaker, what we are doing now, I think, reminds one somewhat of the mat-

ing dance of the whooping crane. I don't think any votes are going to be changed. I'm certain that anything I say is not going to change anyone's vote. I'm up here merely to explain my own. In the early 19th Century John Quincy Adams was elected President of the United States by reason of a vote in the House of Representatives. One of the then candidates Henry Clay threw his support to John Quincy Adams. A short while later John Quincy Adams having been elected, Henry Clay became Secretary of State. The voters were outraged. The result was that at the next election Andrew Jackson was elected. For essentially the same reason, I have revolted. I have no idea how many will join me. I deal only with my own conscience, and I will vote against the sales tax.

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

Mr. BUSSIÈRE: Mr. Speaker, I arise in opposition to this sales tax increase, and I have good reason for it, representing the City of Lewiston which has a large unemployment problem, also I have yet to meet anyone down the street or going around from one store to another who is in favor of this sales tax. Besides, I wonder how many members of this House think of those old people receiving a very small pension, who are going to be subject to this sales tax increase. You have heard on the Floor of this House here that if you do vote for a certain budget which was the Current Services Budget, you have to pay for it, but it just so happens that I voted against the Current Services Budget, and I am against this sales tax increase, and I'm going to vote against it regardless of what someone thinks. I represent the second largest city in the state, and I am proud of it too, and I know what the people want. They are against this sales tax increase, and I am against it also.

I know the condition of our city. We've lost the Continental Mill some time ago which meant 1200 jobs. We have lost the Continental Mill which meant a thou-

sand jobs. We lost the Weymouth Shoe which meant four hundred jobs. We are just about to lose Raytheon which is one of our most important industries in the City of Lewiston. What are we going to do? Where are we going from here? Can we progress by taxation? I don't believe it. I believe in a budget that we can pay for without having to go to increase the tax. That's my feeling and I urge everybody in this House here to vote against the sales tax.

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

Mr. WELLMAN: Mr. Speaker, the oratory here this morning has been far beyond what I could hope to add in the way of a few words. I am no off-the-cuff speaker on my feet. I, however, do feel that there are a few comments I would like to make on our position now. We have all lost bills in which we are interested in. We have all had things said to us and about us. We have had feelings run high and low, and this is not the issue. The issue now is the vote we are about to take. There is no need in discussing the merits or the demerits of this item. It has been discussed; it has been argued; it has been considered on this Floor, and in the corridors and in the hotel rooms, in the motel rooms until far into the night. I think that the work and the service of the state would best be performed if we got on with the job and took our vote now.

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

Mr. SMITH: Mr. Speaker, I would like to comment briefly concerning my position on the sales tax. I have been in favor of it from the beginning, and I expect to vote for it. However, comments or remarks have been made on the Floor of the House concerning trades, and I would like to point out that I have never been asked to change my position on reapportionment in any way. I have never been offered the suggestion that I change my vote which was originally for Plan A

to Plan B in order to get votes from anybody else. If any of the remarks made by the gentleman from Wiscasset were intended to include me, of course, I have to deny that there was any trade that involved my vote.

I had the privilege and the opportunity for many months to study this problem of reapportionment. I favored Plan A. I voted for it, I spoke for it. I had amendments on your desks to change Plan A. No opportunity was given to offer the amendment because Plan A was defeated. We then came to Plan B. I had an amendment to Plan B to make it more palatable. I offered it. I spoke for it. It was defeated by ten votes. We then had before us Plan B which, I have said to many of you and have said in caucus, Plan B never was a bad plan except for the two-thirds provision. We then came to the vote on Plan B. From my studies of reapportionment, from my knowledge and that of others, of Baker vs. Carr, it appeared that the Maine Constitution had in it discriminatory provisions. We presently have in it discriminatory provisions regarding reapportionment.

Plan B was a method to remove those discriminatory provisions, so I voted for Plan B. I never at any time, I repeat, was offered or it was never suggested to me that there would be a trade for votes. I did it on convictions. And I feel that members should be very careful in making accusations of trades because it is rather comprehensive language when such accusations are made.

The SPEAKER: The Chair recognizes the gentleman from Windham, Mr. Watkins.

Mr. WATKINS: Mr. Speaker, I move the previous question.

The SPEAKER: The previous question has been requested. For the Chair to entertain the motion for the previous question, it must have the expressed desire of one-third of the members present. All of those desiring that the Speaker entertain the previous question now, will rise and be counted.

A sufficient number arose.

The SPEAKER: Obviously, a sufficient number having arisen, the Chair entertains the motion for the previous question. Shall the main question be put now is debatable for five minutes. All of those in favor, will say aye; those opposed, no.

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

The SPEAKER: The main question will be put now. A roll call has been requested on the main question. For the Chair to order a roll call, it must have the expressed desire of one-fifth of the members present. All of those desiring a roll call, will please rise and be counted.

A sufficient number arose.

The SPEAKER: 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 Bangor, Mr. Wellman, that the House recede from its action whereby it failed to enact "An Act Increasing Sales Tax," and concur with the Senate in enactment of "An Act Increasing Sales Tax." All of those in favor of receding and concurring, will answer "yes" when their names are called. All those opposed, will answer "no" when their names are called. The Clerk will call the roll.

### ROLL CALL

YEA—Albair, Anderson, Orono; Ayoob, Benson, Birt, Boothby, Bourgoin, Bragdon, Brewer, Brown, So. Portland; Carter, Cartier, Chapman, Childs, Choate, Cookson, Cope, Cottrell, Coulthard, Crockett, Curtis, Drake, Dunn, Edwards, Ewer, Foster, Gifford, Gilbert, Gill, Gustafson, Hanson, Hardy, Harrington, Hawkes, Hendricks, Hendsbee, Henry, Humphrey, Hutchins, Jalbert, Jobin, Jones, Kilroy, Knight, Libby, Lincoln, Littlefield, Lowery, MacPhail, Maddox, Mathieson, McGee, Meisner, Mendes, Minsky, Mower, Noel, Norton, Oakes, Oberg, Osborn, Pierce, Plante, Prince, Harpswell; Rand, Rankin, Richardson, Ricker, Ross, Augusta; Shaw, Smith, Bar Harbor; Smith, Falmouth; Susi, Taylor, Thaanum,

Thornton, Treworgy, Tyndale, Vaughn, Wade, Waltz, Ward, Watkins, Welch, Wellman, White, Guilford; Whitney, Wight, Presque Isle; Wood, Young, SPEAKER.

NAY — Anderson, Ellsworth; Baldic, Bedard, Berman, Bernard, Binnette, Blouin, Brown, Fairfield; Bussiere, Cressey, Crommett, Davis, Denbow, Dennett, Dudley, Easton, Finley, Gallant, Hobbs, Jewell, Karkos, Kent, Laughton, Levesque, Linnekin, MacLeod, Nadeau, O'Leary, Osgood, Pease, Philbrick, Pitts, Prince, Oakfield; Reynolds, Roberts, Roy, Rust, Sahagian, Scott, Smith, Strong; Snow, Townsend, Turner, Viles, Williams.

ABSENT — Berry, Boissonneau, Bradeen, Burns, Cote, Dostie, Hammond, Jameson, Lebel, MacGregor, Poirier, Ross, Brownville; Tardiff, Waterman.

Yes, 91; No, 45; Absent, 14.

The SPEAKER: Ninety-one having voted in the affirmative, forty-five having voted in the negative, with fourteen being absent, the motion to recede and concur does not prevail. The Bill fails of enactment.

The House will be at recess until the sound of the gong.

### After Recess

Called to order by the Speaker.

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

Mr. O'LEARY: Mr. Speaker, having voted on the prevailing side, I now move we reconsider our action whereby we failed to recede and concur with the Senate.

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

Mr. WELLMAN: I move this item lie on the table, specially assigned for four o'clock this afternoon.

Thereupon, the motion to reconsider was tabled until 3:45 this afternoon.

The SPEAKER: These Conference Reports appear on your Sup-

plemental number one, House Advance Journal.

#### Conference Committees Report

Report of the Committees of Conference on the disagreeing action of the two branches of the Legislature on Resolve Appropriating Moneys to Provide for National Advertising for Maine's Recreational Industry (S. P. 95) (L. D. 232) reporting that they are unable to agree.

(Signed) PEASE of Wiscasset  
LITTLEFIELD

of Hampden  
MacLEOD of Brewer

—Committee on part of House.

PORTEOUS

of Cumberland  
CAMPBELL of Kennebec  
EDMUNDS of Aroostook

—Committee on part of Senate.

Report was read and accepted and sent forthwith to the Senate.

#### 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 Reorganize the Department of Economic Development" (H. P. 1089) (L. D. 1561) reporting that the House recede from its action whereby the Bill was passed to be engrossed as amended by House Amendment "A" and from its action whereby House Amendment "A" was adopted, indefinitely postpone House Amendment "A"; adopt Conference Committee Amendment "A" and pass the Bill to be engrossed as amended by Conference Committee Amendment "A"; that the Senate recede from its action whereby the Bill was passed to be engrossed; adopt Conference Committee Amendment "A" and pass the Bill to be engrossed as amended by Conference Committee Amendment "A" in concurrence.

(Signed) SMITH of Falmouth  
PLANTE

of Old Orchard Beach  
SAHAGIAN of Belgrade

—Committee on part of House.

KIMBALL of Hancock  
LOVELL of York

—Committee on part of Senate.

Report was read and accepted. The House receded from its action whereby the Bill was passed to be engrossed as amended by House Amendment "A" and from its action whereby House Amendment "A" was adopted.

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

CONFERENCE COMMITTEE AMENDMENT "A" to H. P. 1089, L. D. 1561, Bill, "An Act to Reorganize the Department of Economic Development."

Amend said Bill in that part designated "Sec. 2." of section 2 by striking out at the end of the first sentence the following underlined punctuation and words: "; same shall not be subject to the Personnel Law"

Conference Committee Amendment "A" was adopted. The Bill was passed to be engrossed as amended by Conference Committee Amendment "A" and sent forthwith to the Senate.

The SPEAKER: You will now refer to Supplement number two.

#### Conference Committees Report

Report of the Committees of Conference on the disagreeing action of the two branches of the Legislature on Joint Resolution Ratifying the Proposed Amendment to the Constitution of the United States Relating to the Qualification of Electors (S. P. 381) reporting that they are unable to agree.

(Signed) DENNETT of Kittery  
BIRT of East Millinocket  
PEASE of Wiscasset

—Committee on part of House.

CAMPBELL

of Kennebec  
EDMUNDS of Aroostook

REED of Sagadahoc

—Committee on part of Senate.

Came from the Senate with the Report read and rejected and asking for another Committee of Conference, with the following Conferencees appointed on its part:

Messrs. CAMPBELL of Kennebec  
BROOKS of Cumberland  
EDMUNDS of Aroostook



Report was read and, on motion of Mr. Dennett of Kittery, the Conference Committees Report was accepted and, on further motion of Mr. Dennett of Kittery, the House voted to adhere to its former action.

**Conference Committees Report**

Report of the Committees of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act Shortening the Period of Real Estate Mortgage Foreclosure" (S. P. 596) (L. D. 1563) reporting that the Senate accept the report of the Committee, reconsider engrossment. Indefinitely postpone Senate Amendment "C," adopt Conference Committee Amendment "A." Pass the Bill to be engrossed as amended by Senate Amendment "A" and Conference Committee Amendment "A," that the House accept the Report, reconsider action whereby the Bill was indefinitely postponed, adopt Senate Amendment "A," adopt Conference Committee Amendment "A" and pass the Bill to be engrossed in concurrence with the Senate.

(Signed) FARRIS of Kennebec  
 CAMPBELL of Kennebec  
 STITHAM of Somerset  
 Committee on part of Senate.  
 CHILDS of Portland  
 GIFFORD of Manchester  
 HARDY of Hope  
 Committee on part of House.

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

In the House, the Report was read.

The SPEAKER: The Chair recognizes the gentleman from Denmark, Mr. Dunn.

Mr. DUNN: Mr. Speaker, I move we accept the report.

The SPEAKER: The gentleman from Denmark, Mr. Dunn, moves that the House accept the Committee Report. Is that the pleasure of the House?

The motion prevailed.

The SPEAKER: The Chair recognizes that same gentleman.

Mr. DUNN: I now move we adhere.

The SPEAKER: Is it now the pleasure of the House to reconsider its action whereby the bill was indefinitely postponed?

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

Mr. BUSSIERE: Mr. Speaker, in regard to this piece of legislation, it is not a good piece of legislation for the poor people. This is only to protect the banks. I am not concerned too much about the banks except in Lewiston the two largest banks have merged together. Besides, they have three different branches, and all the parishes in the city have their own credit unions. The trouble doesn't lay as far as the foreclosure is concerned, is that today the number of real estate agents has increased one-hundred percent. They are going to sell a house, they don't care who they are going to sell it to as long as they get the commission. That is what they are looking for.

The trouble is that the down payment is too low. Anybody can buy a home, and I will give you a good example. Since Raytheon has decided to locate in Lewiston, many people thought that they had it made. They had a good job. They thought it was going to last for life. But they are just about to leave the city. As a result, many people spend their whole life savings as a down payment for a new home. Now they have paid where they are not going to be able to keep the home, and they are obliged to vacate. Perhaps the only way out will have to go to see some of those 'loan sharks' to borrow some money to cover for the back payment, paying from 25, 30, 35 percent. That is not fair.

And if you think of that, this bill was killed two years ago. It is not a good bill for the poor people. The banks you don't have to worry about. They have got it made. Your savings give you four percent. In turn they make 25 percent, 30 percent on installment payments. By the time you have a \$300 loan paid up, so much a month, they have the whole amount and still they collect the

rest in interest. This is a bad bill. And I urge the members of this House here to defeat this bill. Thank you very much, Mr. Speaker.

The SPEAKER: The Chair recognizes the gentleman from Denmark, Mr. Dunn.

Mr. DUNN: Mr. Speaker, apparently I made the wrong motion. I meant to move that we adhere to our former action.

The SPEAKER: Does the gentleman from Denmark, Mr. Dunn, move that we reconsider our action whereby we accepted the Committee Report?

Mr. DUNN: I do.

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

Mr. RUST: Mr. Speaker, I would request a division and remind the ladies and gentlemen of the House that this bill has received favorable passage on several occasions. There has been a bipartisan committee of conference on this who have approved the report, and there are representatives of both parties on that conference report. I hope you would accept the report.

The SPEAKER: The Chair recognizes the gentleman from Denmark, Mr. Dunn.

Mr. DUNN: Mr. Speaker, Ladies and Gentlemen of the House: I am not concerned with the banks. We all know that the banks have no interest in taking over property. I am a little concerned with what might happen between private parties, and that is my reason on this. Rather than banks, I would like to protect the borrower from private parties and the possible injustice there.

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

Mr. TAYLOR: Mr. Speaker, I move we recede and concur with the Senate.

The SPEAKER: The pending question is to reconsider the acceptance of the report.

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

Mr. BUSSIÈRE: Mr. Speaker, if I am in order, I would like to speak again on this bill.

The SPEAKER: The gentleman

may speak against the reconsideration motion.

Mr. BUSSIÈRE: I am asking you if I am in order, I would like to speak against that bill.

The SPEAKER: The gentleman may proceed.

Mr. BUSSIÈRE: Mr. Speaker, I am not surprised about Mr. Taylor getting up today and speaking in favor of this bill any more than I am about Mr. Rust who two years ago was the one who introduced that bill, but today, the bill bears the name of Mr. Wyman who is Senator Wyman. Mr. Taylor is a real estate man. And in fact, this would work all in his favor; but I am here to protect the poor people and I want the people to know about it. This bill is not a good bill. It is only good to protect the banks, and they are the ones that we don't have to worry about. They have got it made. And I move for indefinite postponement of this bill.

The SPEAKER: The gentleman's motion is not in order.

The Chair will order a division if the House is ready for the question. The question is to reconsider our action whereby we accepted the report of the committee. All of those in favor of reconsidering the acceptance of the committee report will please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Twenty-two having voted in the affirmative and seventy-four having voted in the negative, the motion to reconsider did not prevail.

The SPEAKER: The question now before the House is to recede and concur with the Senate.

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

Mr. BUSSIÈRE: Mr. Speaker, if I am in order, I would like to move at this time that this bill be indefinitely postponed.

The SPEAKER: The gentleman from Lewiston, Mr. Bussiere, moves indefinite postponement of further consideration.

Mr. Bussiere of Lewiston then requested a division.

The SPEAKER: A division has been requested. All of those who desire to indefinitely postpone further consideration of this mat-

ter, will please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Twenty-six having voted in the affirmative and sixty-eight having voted in the negative, the motion to indefinitely postpone further consideration did not prevail.

Thereupon, on motion of Mr. Taylor of South Portland, the House voted to recede from its former action and concur with the Senate.

**Tabled**

From the Senate: The following Order:

ORDERED, the House concurring, that the Legislative Research Committee be directed to study the "All Other" expenditures at the various institutions operated by the State, for the purpose of determining whether there is legitimate reason for the wide disparity in "All Other" expenditures as reflected by the greatly varying costs to the State when the total population of State institutions is compared to the total "All Other" expenditures on a per capita basis, and be it further

ORDERED, that the Legislative Research Committee report their findings to the 102nd Legislature (S. P. 639)

Came from the Senate read and passed.

In the House the Order was read.

(On motion of Mr. Tyndale of Kennebunkport, tabled pending passage in concurrence and unassigned.)

**Non-Concurrent Matter  
Tabled Until Later  
in Today's Session**

Bill "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" (H. P. 1111) (L. D. 1594) which was passed to be engrossed as amended by House

Amendments "A", "C", "D" and "E" in the House on June 19.

Came from the Senate passed to be engrossed as amended by House Amendments "C", "D" and "E" and Senate Amendment "C" in non-concurrence.

In the House:

The SPEAKER: As there are pending amendments, the Chair will table this matter until later in today's session.

Thereupon, the Bill was tabled pending further consideration and specially assigned for later in today's session.

**Non-Concurrent Matter  
Tabled Until Later  
in Today's Session**

Bill "An Act Increasing the State Liquor Tax" (H. P. 825) (L. D. 1212) which was passed to be engrossed in the House on June 20.

Came from the Senate with the Majority "Ought not to pass" Report of the Committee on Taxation accepted in non-concurrence.

In the House: On motion of Mr. Wellman of Bangor, tabled pending further consideration and specially assigned for later in today's session.

**Non-Concurrent Matter**

An Act Appropriating Moneys for General Operating Expenses of the University of Maine (H. P. 517) (L. D. 734) which failed on passage to be enacted in the House earlier in the day.

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

In the House:

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

Mrs. SMITH: Mr. Speaker, I move that we recede and concur with the Senate.

The SPEAKER: The gentlewoman from Falmouth, Mrs. Smith, moves that the House recede and concur with the Senate. Is this the pleasure of the House? All of those in favor, will say aye; those opposed, no.

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

Seventy having voted in the affirmative and thirty having voted in the negative, the motion to recede and concur did prevail.

The SPEAKER: All matters engrossed and requiring Senate action, will be sent forthwith unless there is objection. The Chair hears none. They will be sent forthwith to the Senate.

#### House at Ease

Called to order by the Speaker.

The SPEAKER: Four o'clock having arrived, the Chair lays before the House, "An Act Increasing Sales Tax," House Paper 313, L. D. 406, and the pending question is the motion of the gentleman from Mexico, Mr. O'Leary, to reconsider its action whereby the motion to recede and concur failed. Is it the pleasure of the House to reconsider?

The motion prevailed.

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

Mr. WELLMAN: Is the pending question now receding and concurring?

The SPEAKER: It is receding and concurring.

Mr. WELLMAN: I move the pending question.

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

Mr. RUST: Mr. Speaker, I request a roll call.

The SPEAKER: A roll call is requested. For the Chair to order a roll call, it must have the expressed desire of one-fifth of the membership present. All of those desiring a roll call, will please stand and be counted.

A sufficient number arose.

The SPEAKER: Obviously, more than one-fifth having expressed a desire for a roll call, a roll call is ordered. The question before the House now is receding from our action whereby the House failed to enact "An Act Increasing Sales Tax," and concurring with the Senate in enacting the bill as an emergency enactor which requires 101 votes.

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

Mr. EASTON: Is the matter before the House debatable?

The SPEAKER: The matter is not before the House.

Mr. EASTON: Is not the matter of receding and concurring now before the House?

The SPEAKER: The question of receding and concurring is debatable. The Chair is in error. This morning, the previous question was ordered. So we are back at that point of the previous question. And the previous question being ordered, it is not now debatable.

The question before the House now is shall the House recede from its former action whereby it failed to enact this bill and concur with the Senate in enactment. All of those in favor of receding and concurring, will answer "yes" when their names are called. All of those opposed, will answer "no" when their names are called. The Clerk will call the roll.

#### ROLL CALL

YES — Albair, Anderson, Orcno; Ayoob, Benson, Birt, Boothby, Bourgoin, Bradeen, Bragdon, Brewer, Brown, South Portland; Carter, Cartier, Chapman, Childs, Choate, Cookson, Cope, Cottrell, Coulthard, Crockett, Curtis, Davis, Denbow, Drake, Dunn, Easton, Edwards, Ewer, Finley, Foster, Gifford, Gilbert, Gill, Gustafson, Hanson, Hardy, Harrington, Hawkes, Hendricks, Hendsbee, Henry, Hobbs, Humphrey, Hutchins, Jalbert, Jobin, Jones, Kent, Kilroy, Knight, Laughton, Libby, Lincoln, Littlefield, Lowery, MacPhail, Maddox, Mathieson, McGee, Meisner, Mendes, Minsky, Mower, Noel, Norton, Oakes, Oberg, O'Leary, Osborn, Pierce, Plante, Prince, Harpswell; Prince, Oakfield; Rand, Rankin, Richardson, Ricker, Ross, Augusta; Rust, Sahagian, Scott, Shaw, Smith, Bar Harbor; Smith, Falmouth; Susi, Taylor, Thaanum, Thornton, Townsend, Treworgy, Tyndale, Vaughn, Wade, Waltz, Ward, Waterman, Watkins, Welch, Wellman, White, Guilford; Whitney, Wight, Presque Isle; Wood, Young, SPEAKER.

NO — Baldic, Bedard, Berman, Bernard, Binnette, Blouin, Brown, Fairfield; Bussiere, Cressey, Crom-

mett, Dennett, Dudley, Jewell, Karos, Linnekin, MacLeod, Nadeau, Osgood, Pease, Pitts, Reynolds, Roberts, Roy, Smith, Strcng; Snow, Turner, Viles, Williams.

ABSENT — Anderson, Ellsworth; Berry, Boissonneau, Burns, Cote, Dostie, Gallant, Hammond, Jameson, Lebel, Levesque, MacGregor, Philbrick, Poirier, Ross, Brownville; Tardiff.

Yes, 106; No, 28; Absent, 16.

The SPEAKER: One hundred six having voted in the affirmative; twenty-eight having voted in the negative, with sixteen being absent, the Bill is passed by the Speaker and sent to the Senate. (Applause)

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

Mr. JALBERT: Mr. Speaker, I would make a motion and speak to the motion.

The SPEAKER: There isn't anything before the House.

Mr. JALBERT: There is, Mr. Speaker, the sales tax bill that has been enacted by the Senate. The motion was not to send the sales tax bill to the Senate, but send it forthwith to the Governor's Office, and I would like to speak on that motion.

The SPEAKER: The motion is not in order.

Thereupon, Mr. Jalbert of Lewiston was granted unanimous consent to briefly address the House.

Mr. JALBERT: Mr. Speaker and Members of the House: I would like to thank you very much. Often times in the many, many years that I have been a member of this body, I have had the opportunity to speak with and agree with my dear friend from Waterboro, Mr. Bradeen. I have classified him as a true gentleman, a great student of government, a man who feels very deeply for not only his family, his community, but his state. Being seated near him and having known him intimately for the many years, I am fully aware of his physical condition. There is nothing that I enjoy any more, and I know that you all join me, as to when

the mike goes up and we have the splendid opportunity of listening to his fine oratory. I happen to know as you all do that without doctor's permission, he still got out of his sick bed today to come here as a good citizen and perform his duties. I don't think I have to ask you to rise to applaud this thoroughly fine gentleman. (Prolonged applause, the members rising)

Mr. Bradeen of Waterboro was granted unanimous consent to briefly address the House.

Mr. BRADEEN: Thank you. There are times when silence is golden. I haven't the words at my command at the moment to answer fittingly the very sincere remarks of my good friend from Lewiston, Mr. Jalbert, but I can assure you that they will be long remembered, and that the kindness and understanding of this House will likewise be long remembered. I thank you. (Prolonged Applause, the members rising)

The SPEAKER: Without objection, the gentleman from Vinalhaven, Mr. Maddox has permission to approach the rostrum and address the House.

Mr. MADDOX: Ladies and gentlemen of the House: Right now I am at a loss for words. I think it is a beautiful note that the House has just expressed, a beautiful sentiment, to a very gallant gentleman. It is a fine thing at this stage of the proceedings. As you can see, I'm at a loss for words, very deeply touched.

However, I have the very pleasant duty here, a little bit on the lighter side, probably that is an appropriate thing too, but at this time in each session we come to a point where we have a little bit of remembering to do and thanks to give and tokens of appreciation to exchange, and in general take back with us many of the happy remembrances that we have here and memories that we have in tangible form. I would like to ask the two pages if they would go into the Speaker's office and bring the package that is in his locker and the package that is on his Secretary's desk to the rostrum.

One of the nicest things about this Legislature, is that we have lady Legislators. In general they add the proper touch to our proceedings, and also they are very nice to look at. I have been lobbied for the jobs I am about to pass out, but all this lobbying has no effect on me, and the gentlemen who I name, will please rise and come to the well of the House.

Thereupon, amid applause of the House, the Members rising, corsages were presented to the lady Members of the House by the gentlemen Members of the House as follows: Mrs. Lincoln by Mr. Drake; Mrs. Vaughn by Mr. Rust; Mrs. Kilroy by Mr. Littlefield; Mrs. Shaw by Mr. Young; Mrs. Hendricks by Mr. Plante; Mrs. White by Mr. Norton; Mrs. Smith by Mr. Osborn and Mrs. Oakes by Mr. Ward.

Mr. MADDOX: Now I have some other gentlemen who have a very pleasant task, that of escorting Harvey's Girls to the well of the House that we may have them properly presented with their corsages.

Thereupon, amid applause of the House, the Members rising, corsages were presented to the lady staff members by the gentlemen Members of the House as follows: Mrs. Pat Rollins by Mr. Benson; Mrs. Pat Merrill by Mr. Wellman; Mrs. Dorris Kenerson by Mr. Libby; Miss Shirley Rogers by Mr. Pease; Mrs. Thea Stewart by Mr. Brewer; Mrs. Regis Strout by Mr. Minsky, and Mrs. Bertha Johnson by Mr. Hardy.

Mr. MADDOX: We all owe a great debt of gratitude to these famous ladies known as the Harvey Girls. (Applause)

Mrs. KENERSON:

Tis a lovely sunny day in June,  
And the 101st is in glorious bloom,  
An order, it seems, has just been passed

To send Harvey and Dave to the  
land of grass.

Now, after a caucus by the Harvey  
Girls

That lively group of curves and  
curls,

A brain storm emits from seven  
heads.

We think the Harvey Girls  
should be sent instead.

(Applause)

Mr. CROCKETT: Mr. Chairman, I believe I have some honor here for this particular reason, in the 97th or 98th Legislature I coined the name of the "Harvey Girls" and here we are, and they are beautiful. (Applause)

Thereupon, corsages were presented to the following ladies by the gentlemen members of the House: Mrs. Ethel Baker by Mr. Wellman; Mrs. Jane Delahunty by Mr. Hardy; Mrs. Greta Merrill by Mr. Minsky, and Miss Edith Hary by Mr. Benson.

Mr. MADDOX: We all realize what a debt we owe to these ladies, and it is very gratifying in a small way to give them a token of our appreciation. (Applause, the Members rising)

We thank you gentlemen and you may escort the ladies back to their seats.

Dave, at this time, I wish you would step down beside me please. Dave, once again I am afraid words fail me. It has been a long and hard session and I know the tremendous job you have been doing and the strain that you have been under, and I only wish that you know how deeply I feel in my appreciation for all the fine work that you have done and the ability and the calmness with which you have conducted the deliberations of this body to uphold the reputation it always has had. I am deeply proud to have been a part of it and to have served under you. And at this time, as a small token of our appreciation, I would like you to accept this gift. (Prolonged applause, the members rising)

Thereupon, Speaker Kennedy was presented with a movie projector.

Mr. MADDOX: And also Dave, so that you may not forget how to wield a gavel and your arm won't get weak, it is a pleasure as a memento of the gavel that you have wielded so long in this Legislature, to present you this one to take home. Thank you, Dave. (Prolonged applause, the members rising)

SPEAKER KENNEDY: I am familiar with this period in the ses-

sion as many of you are who are veteran members. I am always deeply moved at this time, but I have never been on the receiving end.

Having knowledge of the actions of the past and knowing that these gifts are usually procured much ahead of this period of the session, it is pleasing to me because if the membership waited until the last days, I am sure that they wouldn't feel as generous, but it is at this period when one feels that they might not have a friend left in the session. During the stress and the tiring times of the last hours, I am sure that every presiding officer has an upsetting feeling of emotion. What have I done for these people that I deserve what they are giving me? And I don't mean in gifts, I mean the abuse, the contra-mindedness of many of the members to the wishes of the leadership, that I have never left a session and I think you will find it true, as you leave, you new members, I don't need to remind the old members, that there is something of a fellowship that lingers in one's mind and in one's heart relative to the association with the members that they have met and learned to like very dearly that attend the sessions of the Legislature.

Of course this is only my third session and I do not have the wealth of experience of such men as Harold Bragdon, Ray Bradeen, Harry Williams, Ben Turner and many of the others. However, it has been a wonderful experience for me in the three sessions that I have been here, whether in disagreement or in accord. When we leave here, we leave here as wonderful friends, not only lifelong acquaintances but something that we have shared together, and I think that it has enriched the minds and the souls of every one of us. We face matters that are almost earth-shaking experiences and movements that we might not care to see done, but they are usually accomplished and we feel that the State in the final analysis is better by it. And I can only say to you, you people who have so graciously given me something that I have

long wanted but never could seem to find the money for it, and this is a projector similar to the one that the Honorable Clerk of the House has in his office. I am a picture enthusiast and I have a slide camera very similar to Harvey's, and I think this is a wonderful gift, and I am very grateful to everyone who made it possible that this contribution was made and the gift presented to me. And you have all been wonderful to me through the session, and believe me, this is an experience that I can't ever forget, and to tell you a little more, this gavel is inscribed: "To Honorable David J. Kennedy, Speaker of the House, 101st Maine Legislature, 1963" with the Maine seal embossed in relief on the other side, and I am deeply grateful to those who have contributed to this and made it possible.

And to those supporters of mine who elected me to this high position, I shall always be grateful, and it will always be a wonderful memory. Thank you very much. (Prolonged Applause, the Members rising)

Mr. MADDUX: Harvey, I am not going to make you a speech. We are grateful for the fact that you steer us and look after us and keep us in the right channels. We know what a job it is and we know the years you have put in at it, and we know the wonderful understanding which you give it, and it is a pleasure at this time to give you this little token of our friendship and esteem. (Prolonged Applause, the Members rising)

Thereupon, Honorable Harvey R. Pease, Clerk of the House, was presented with a pen and pencil set.

Mr. PEASE: Thank you.

Mr. MADDUX: Roy, you have been busy over here every minute the whole session. You have done a wonderful job, and we know that all the records that we need to check on are always accurately there ready to refer to, and we hope that you enjoy this as much as we enjoy giving it to you. (Prolonged Applause, the Members rising)

Thereupon, Honorable Roy S. Humphrey, Assistant Clerk of the House, was presented with a clock.

Mr. MADDOX: Now, we wouldn't get far without our leaders. We have had a wonderful group and I wish that both the Majority and Minority Leaders would approach the rostrum. Also, the Assistants.

Brad, it is with pleasure that I give you this. I know that it is only a small part, but it is a token, and you realize what it means. We are very happy that we can give it to you. (Applause)

Thereupon, Mr. Wellman was presented a gift.

Mr. MADDOX Gerry, the same to you, and this is just a little token, and we know how hard you worked in your position and we appreciated it.

Thereupon, Mr. Plante was presented a gift.

Mr. MADDOX: Monty, the same to you.

Thereupon, Mr. Tyndale was presented with a gift.

Mr. MADDOX: Gerry, will you give this to Dana.

Now will the Sergeant-at-Arms, the Assistant Sergeant-at-Arms and Mr. Chase, the Doorkeeper, please come to the well of the House.

To these three gentlemen we owe a lot to the efficiency and ease with which we operate. They are always on hand and always doing their jobs. We come to accept them, but we definitely would feel a great loss if they weren't with us, because upon them we depend more than we really realize, and to these three gentlemen, Mr. Hulbert, Mr. Pye, Mr. Chase, with our appreciation.

Thereupon, the three gentlemen were presented gifts amid applause of the House, the members rising.

Mr. MADDOX: Our two pages, these are the busiest boys in the House. I don't know what we would do without them, and we do deeply appreciate the service that they rendered all the time, so willingly and so pleasantly. Thank you very much gentlemen.

Thereupon, Mr. Radsky and Mr. Mansur were presented gifts amid applause of the House.

Mr. MADDOX: I have often wondered as I looked down in the well of the House how anybody could

so patiently day after day listen to us and still keep good natured and do the job that they do, at this time to Mr. Gidney and Mr. Cunningham — they are both deaf I know — in one sense of the word. Gentlemen, we deeply appreciate your being here. We know what you are doing and we thank you. (Prolonged Applause, the members rising)

Thereupon, Mr. Gidney and Mr. Cunningham were presented gifts.

Mr. MADDOX: Now I believe that that is all that I have, but I do have the privilege, or at least I am going to take it, of just thanking everybody for the privilege of being here with you folks. I leave here with a lot of friendships. It has been a great experience, and I don't know when we are going to adjourn, but I am hopeful. I am going to say good bye now because things are rather hectic at the end of things, but I deeply appreciate just being associated with you people. Thank you. (Prolonged Applause, the Members rising)

The SPEAKER: The Chair thanks the gentleman tremendously for the work he has done on this matter, and for the many generous gestures that he has given to this House for its entertainment and its pleasure through the years he has been here.

Now I have some presentations to make to my Speakers pro tem, and will the following Members approach the well of the House: Mr. MacPhail, Mr. Watkins, Mr. Berry, Mr. Pease, Mr. Childs, Mr. Minsky, Mr. Wellman, Mr. Viles, Mr. Tyndale, Mr. Maddox and Mr. Rust.

To these several gentlemen, I am most grateful because they have served me and served the membership during trying times in this past session. They have done it much more ably than I, and would have been your Speaker except that I had the votes, and they didn't, and that is the way with our system. But I assure you in all honesty, I know that these gentlemen are much more capable than I, and I extend to them my deep appreciation for pitching in and helping me when I had other things to do. I am offering them a token of my esteem, and these are presiding gavels, each inscribed with the



name of the pro tem Speaker with the 101st Legislature inscribed on the plaque, and the date when they presided, and I am sure that you appreciate their services fully as well as I, because they did such a masterful performance and job and I am grateful to them.

Thereupon, the Speakers pro tem were presented with gavels amid applause of the House, the Members rising.

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

Mr. RUST: Mr. Speaker, Ladies and Gentlemen of the House: I would like to make a few remarks to thank the Speaker of the House for his courtesy in presenting me and probably the other members who were Speakers pro tem with these fine gavels. It was a very pleasant gesture and I think it means a lot more than the usual certificate which is given out, and on my own part I have enjoyed the festivities of the Legislative session and I also enjoyed the festivities when I ran against the good gentleman from Milbridge Mr. Kennedy for Speaker of the House. (Applause)

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

Mr. WELLMAN: Mr. Speaker Ladies and Gentlemen of the House: I wish to thank the Speaker for this wonderful gift. I wish to thank each and every one of you from the very bottom of my heart and I hope I have served you well. I appreciate deeply everything you have done for me. Thank you. (Applause)

Mr. Tyndale of Kennebunkport was granted unanimous consent to briefly address the House.

Mr. TYNDALE: Mr. Speaker, Ladies and Gentlemen of the House: First, I would like to thank the Speaker very, very much for this nice gavel. It is a wonderful gesture. It will always be held very dear to me, and I appreciate his consideration and the privilege of having been chosen as his Speaker pro tem.

To you ladies and gentlemen who

I have worked with during the session, it has been a pleasure, and sometimes we always haven't agreed. We have tried to reach an ultimate goal, and I sincerely trust that I have served in the way you would like to have me serve you, and I appreciate the honor and privilege of doing that. Thank you.

Mr. Hendsbee of Madison was granted unanimous consent to briefly address the House.

Mr. HENDSBEE: Mr. Speaker, Ladies and Gentlemen of the House: Usually in the closing days of the session I believe that I will infringe enough on your time, as I have done previously, to thank the members of the 98th Legislature and I will take you back to August 27th when a bill became law in this state, a bill which I sponsored, it was called the Cystic Fibrosis Bill at that time. I want you old timers to realize as I said at that time, I felt that that was probably one of the most important bills that ever had been passed here. It had to do with keeping a lot of little children alive and I want you to know through your efforts what that has amounted to. Sixteen states have copied that bill, four provinces in Canada and two in South America. We have two clinics here in Maine now and help is being given by the Federal Government along with state aid to keep those little children alive. We have found no cure, no possible cure in sight as yet, but we are hoping and with your indulgence and the help that you gave me and at the time that I sponsored this bill, it would have been easier to drag daylight past a rooster than to make me believe the bill wasn't worthwhile. And it has gone on and grown larger and larger all over the United States, and that started right here in this Legislature, and I want you all to be proud, as I am, for the part that you played in that most worthwhile cause, and I thank you and give you all the thanks from the many hundreds of little children who you have been able to help. (Applause)

The SPEAKER: Is there objection to taking up the Third Supplemental

Calendar? The Chair hears none. The Clerk will read the matters.

**Papers From the Senate  
Conference Committees Report**

Report of the Committees of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act Providing for a Continuance of the Constitutional Commission" (S. P. 83) (L. D. 190) reporting that they are unable to agree.

(Signed)

WHITTAKER of Penobscot  
CHRISTIE of Aroostook  
LOVELL of York

— Committee on part of Senate.

DENNETT of Kittery  
BERMAN of Houlton  
JALBERT of Lewiston

— Committee on part of House.

Came from the Senate read and accepted.

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

**Conference Committees Report**

Report of the Committees of Conference on the disagreeing action of the two branches of the Legislature on Resolve Proposing an Amendment to the Constitution Pledging Credit of State for Guaranteed Loans for Recreational Purposes (S. P. 100) (L. D. 237) reporting that they are unable to agree.

(Signed)

NOYES of Franklin  
KIMBALL of Hancock

— Committee on part of Senate.

ANDERSON of Ellsworth  
WILLIAMS of Hodgdon  
JEWELL of Monticello

— Committee on part of House.

Came from the Senate with the Report rejected and that body voting to insist and asking for another Committee of Conference, with the following Conferees appointed on its part:

Messrs. EDMUNDS of Aroostook  
BROOKS of Cumberland  
MARDEN of Kennebec

In the House: Report was read.

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

Mr. RUST: Mr. Speaker, I believe that this is one of those bills in the Legislature that would be really a shame to turn down in the last hours of the Legislature, and I would therefore move that the House insist and join in a committee of conference.

The SPEAKER: Is it the pleasure of the House to accept the committee report?

The motion prevailed.

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

Mr. PEASE: Mr. Speaker, I would move that we reconsider our action whereby we just accepted the report of this committee. Although I favor the report, I make a motion to reconsider so that if there are others who feel differently, we might reject the report and have a committee of conference. Although I would oppose it.

The SPEAKER: The gentleman from Wiscasset moves that the House reconsider its action whereby it accepted the committee report. Is this the pleasure of the House?

The motion prevailed.

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

Mr. RUST: Mr. Speaker, I move the House reject the report, insist and ask for a committee of conference.

The SPEAKER: The gentleman from York, Mr. Rust, moves that the House reject the committee report and further insist and join in a committee of conference. Is this the pleasure of the House?

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

Mr. WILLIAMS: Mr. Speaker, the way I understand it, I was one of the signers of this report. What we had put up to us, I would like to make a little report on the report. What we had put up to us, the original bill was presented by Senator Noyes and called for twenty million dollars of bonds to be issued and turned over to the recreational department. Now this House couldn't see that, so they turned the thing down with indefinite postponement. There was one committee of conference, the way I

understand it, proposed and the other body turned that down. The Anderson-Williams-Jewell Report fell heir to it again. So we did the best we could for the House, and what we had put up to us was an amendment to the thing that would reduce the twenty million to one million, but we figured as far as the House went, that we didn't go along with that too good, so we finally came up with an unable to agree report. At least I thought myself that that was what the House insisted on, and we tried to do our duty to the best of our ability and if there is any change, why that is up to the House. Thank you.

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

Mr. PLANTE: Mr. Speaker, Ladies and Gentlemen of the House: This is one of those rare occasions when I agree with the gentleman from York, Mr. Rust. I trust that this report will be rejected and that we can join the other body in a committee of conference.

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

Mr. BERMAN: Mr. Speaker, I agree with the gentleman from Hodgdon, Mr. Williams. This is a situation that has kicked around and kicked around and here we are in the closing hours of the Legislature and someone is trying to resurrect it. Now the Committee on Constitutional Amendments thought that the state shouldn't go into this situation of twenty million dollars of bonds for recreational purposes. Mr. Dennett was against it, Mr. Viles was against it, and other members of the Committee were against it. I hope that we just accept the committee report and stop kicking this measure around.

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

Mrs. SMITH: Mr. Speaker, this is the bill that we have had before us three sessions and is the one that the danger is not in the money, it is putting it on the books; and I happen to know that when this committee of conference report was sent up, there was supposed to be a unanimous agreement last night. In-

stead of being that, it was this deal which Mr. Williams spoke of which they hoped they would sign without knowing what they were signing.

The SPEAKER: The Chair recognizes the gentleman from Rockland, Mr. Knight.

Mr. KNIGHT: Mr. Speaker, Ladies and Gentlemen of the House: For one of the few times if not the first time, I rise in support of the motion of the gentleman from York, Mr. Rust, and hope that you will go along and reject this so that a committee of conference can again be set up.

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

Mr. VILES: Mr. Speaker, as a member of the committee that heard this bill, I certainly want to go on record as opposing it, the motion of the gentleman from York, Mr. Rust, and supporting the gentleman, my seatmate, Mr. Williams.

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

Mr. COPE: Mr. Speaker, Members of the House: As I see this bill, this is going to benefit the rural areas. Now being from the large City of Portland, I think it is about time that these rural areas do have some benefit so to encourage the economic recreational growth of their areas. I feel it is about time that we give an opportunity to do so. I support the gentleman from York, Mr. Rust.

The SPEAKER: Is the House ready for the question? All of those in favor, will say aye; those opposed, no.

Mr. Smith of Bar Harbor then requested a division.

The SPEAKER: A division has been requested, and the question will be put now. The question before the House is the rejection of the report and further insisting and joining in a committee of conference. A division has been requested. All those in favor will please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Twenty-eight having voted in the affirmative and sixty-nine having voted in the negative, the motion to reject the report did not prevail.

Thereupon, the Conference Committees Report was accepted.

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

Mr. MacLEOD: Mr. Speaker, if it is now in order, I move that we adhere.

The SPEAKER: The gentleman from Brewer, Mr. MacLeod, now moves that the House adhere to its former action. Is that the pleasure of the House?

The motion prevailed.

The SPEAKER: The Chair would inform the House that it is very imperative that we act upon these matters to get them to the printer as fast as possible because when the supplemental is over, we can take up extemporaneous matters.

The CLERK: Item 3, Non-Concurrent Matter, appears on Supplemental Number Three.

#### Non-Concurrent Matter

An Act to Authorize the Construction of Self-Liquidating Student Housing for the State Teachers Colleges and the Issuance of not Exceeding \$1,433,000 Bonds of the State of Maine for the Financing Thereof (S. P. 94) (L. D. 231) which was passed to be enacted in the House earlier in the day and passed to be engrossed as amended by Committee Amendment "A" on June 20.

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

In the House:

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

Mrs. SMITH: Mr. Speaker, this is merely a technical amendment, and I move that we recede and concur.

Thereupon, the House voted to recede and concur with the Senate.

The SPEAKER: The Chair now lays before the House, House Paper 930, Legislative Document 1364, Bill "An Act relating to Operating Busi-

ness on Sunday and Certain Holidays," tabled by the gentleman from Bangor, Mr. Wellman, until later in today's session.

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

Mr. RUST: Mr. Speaker, Ladies and Gentlemen of the House: This bill, L. D. 1364, has been indefinitely postponed on several previous occasions. And I would hope that this evening the House would see fit to go along with its previous suggestion on those occasions, because this bill is a serious matter to the resort and recreational interest of the State of Maine as well as to our merchants.

We have a very fine Sunday law on the books at the present time as you are well aware of. It has been approved by our Supreme Judicial Court. It has been approved by some 125 to 130 communities throughout the state and by all the people that are represented therein, and I feel that to change the law now would be going back on those people and they would not be having the consideration which is due them.

This bill raises many, many problems which are going to complicate the enforcement of the bill itself, the interpretation of what are facilities, the interpretation of area, the interpretation of personnel; and one of the things that is still very questionable about this bill is whether you can have a store open on Sunday if you have more than five employees regardless of the size. I believe that if a store has less than 5,000 square feet and has six employees, it will have to close up or fire one of those employees. For that reason, I now move the indefinite postponement of this bill, and I request a roll call when the vote is taken.

The SPEAKER: The Chair recognizes the gentleman from Rockland, Mr. Knight.

Mr. KNIGHT: Mr. Speaker, Ladies and Gentlemen of the House: This bill, the so-called MacGregor Bill, has travelled a long, long road. It has been knocked from pillar to post. It has been kicked about the corridors. It has been amended. They have tried to

strangle it to death with amendments. It has been to the Supreme Judicial Court of Maine and finally it is here today before you in what one gentleman of this House has referred to as the pure form. There is just one more step necessary and that is the step of enacting this bill into legislation. To paraphrase Abraham Lincoln, you here will little note nor long remember what will be said on the Floor here today because it has all been said before. Your minds are made up. Let us pass this bill so that businesses will be closed on Sunday and this House itself will eventually be closed. I hope you vote against the motion to indefinitely postpone and enact this bill.

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

Mr. GILL: Mr. Speaker, I rise to oppose the motion of the gentleman from York, my good friend, Mr. Rust. I would like to comment on one of his facts. He says we have a good Sunday closing law on the books today. If you attended the public hearing on this matter, you are fully aware that the opponents of this bill plus the proponents of this bill, feel one thing. We do not have a good Sunday law, and at this time, I feel that we should take the vote and we should not reverse our position again.

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

Mr. JALBERT: Mr. Speaker, I think I am on sound ground on the motion that I am about to make. I know that no other bill has been debated more times than this one. I move the previous question.

The SPEAKER: For the Chair to entertain the motion for the previous question, it must have the expressed desire of one-third of the membership present. All of those desiring that the Chair entertain the previous question, will rise and be counted.

A sufficient number arose.

The SPEAKER: Obviously, one-third of the membership having arisen, the Chair will entertain the previous question. Shall the previous question be put now? All those in

favor will say aye; those opposed, no.

A viva voce being taken, the motion prevailed.

The SPEAKER: The question before the House is the motion of the gentleman from York, Mr. Rust, that this Bill be indefinitely postponed, and 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 membership present. All of those desiring a roll call, will rise and be counted.

An insufficient number arose.

The SPEAKER: Obviously, less than one-fifth having expressed a desire for a roll call, a roll call is not ordered.

A division has been requested.

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

Mr. RUST: I request a count of the House please.

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

A count of the House was taken.

The SPEAKER: Nineteen expressing the desire for a roll call, and one hundred six members being present, a roll call is not ordered.

Mr. Jalbert of Lewiston then requested a division.

The SPEAKER: A division has been requested. All those in favor of indefinite postponement, will please rise and remain standing until the monitors have made a count and returned the count.

A division of the House was had. Mr. RUST of York: Mr. Speaker?

The SPEAKER: For what purpose does the gentleman arise?

Mr. RUST: To make a motion.

The SPEAKER: The gentleman may proceed. What is the motion?

Mr. RUST: I move the vote be taken by the yeas and nays.

The SPEAKER: The request has been settled at one time, and there has been no intervening debate. So the Chair will announce the vote. Thirty-five having voted in the affirmative and seventy-six having voted in the negative, the motion to indefinitely postpone did not prevail.

Thereupon, Bill "An Act relating to Operating Business on Sunday and Certain Holidays," House Paper 930, Legislative Document 1364, was passed to be enacted, signed

by the Speaker and sent to the Senate.

The SPEAKER: The Chair now lays before the House on Supplement No. 1 to House Calendar, 3:00 P.M., item two, Resolve Authorizing the Disposal of Western Maine Sanatorium, House Paper 401, Legislative Document 600, tabled by the gentleman from Lewiston, Mr. Bussiere, pending final passage.

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

Mr. BUSSIÈRE: Mr. Speaker, I don't think we should dispose of that place for the simple reason that we could if we set up a place for the aged people, but nobody seems to be interested in that. I am. I think that this is a very bad piece of legislation. We should look into some kind of retirement for our old people, and since they are—I think if I am right, I think it would contribute to their own support. I think it is a very bad piece of legislation, and I move for indefinite postponement. I think this bill should be killed. I don't mean maybe. The Legislative Document says two years from now. So I don't believe in two years from now. Let's kill it now. I don't think it is a good bill. It is a bad piece of legislation. I don't think anyone here in the House should go for this. They try to make you believe that two years from now — two years from now, yes — let's kill this right now. I move for indefinite postponement of this bill.

The SPEAKER: The gentleman from Lewiston, Mr. Bussiere, now moves indefinite postponement of the Resolve Authorizing the Disposal of Western Maine Sanatorium.

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

Mr. WELLMAN: Mr. Speaker, I would oppose the motion of the gentleman from Lewiston, Mr. Bussiere. This bill is soundly devised to save a certain amount of operating costs, as I understand it, \$30,000 a year. This building has been in the hands of the state since the sanatorium was discontinued. I believe it is now four years. There is a two year moratorium on the effective date of this bill, and if within two years, no use for this

site has been found by the State of Maine, it may, not will, be sold at a competitive bid. I hope that the motion does not succeed.

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

Mr. JALBERT: Mr. Speaker, I move the previous question.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, moves the previous question. For the Chair to entertain the motion for the previous question, it must have the expressed desire of one-third of the membership present. All of those desiring the previous question, will rise and be counted.

A sufficient number arose.

The SPEAKER: Obviously, the motion is entertained. Now the question before the House is the main question, shall the main question be put now. All those in favor will say aye; those opposed, no.

A viva voce vote being taken, the motion prevailed.

The SPEAKER: The question before the House is the motion of the gentleman from Lewiston, Mr. Bussiere, that item two on the Supplement No. 1 of the House Calendar, Resolve Authorizing the Disposal of Western Maine Sanatorium, House Paper 401, Legislative Document 600, be indefinitely postponed. The Chair will order a division. All of those in favor of indefinite postponement, will please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Three having voted in the affirmative and seventy-two having voted in the negative, the motion to indefinitely postpone did not prevail.

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

Mr. JALBERT: Mr. Speaker, I would ask if the House is in possession of L. D. 1364.

The SPEAKER: This matter is not disposed of. Item two is not disposed of. The previous question has been taken on this. It is not debatable. All those in favor of this Resolve receiving final passage, will please rise and remain standing until the monitors have made and returned the count.

A division of the House was had. Eighty-five having voted in the affirmative and none having voted in the negative, the Resolve received final passage. It was signed by the Speaker and sent to the Senate.

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

Mr. JALBERT: Mr. Speaker, I would ask if the House is in possession of L. D. 1364, H. P. 930, Bill "An Act relating to Operating Business on Sunday and Certain Holidays"?

The SPEAKER: The Chair will inform the gentleman it is, and about to be signed by the Speaker and sent to the Senate.

The House will be at ease for a moment.

#### House at Ease

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

Mr. RUST: Mr. Speaker, I understand the House is still in possession of L. D. 1364.

The SPEAKER: The Chair will inform the gentleman that is correct.

Mr. RUST: I now move that the House reconsider its action whereby this Bill was passed to be enacted. I would request a roll call, and I would hope that all those who oppose this bill, will join in the request for a roll call vote.

The SPEAKER: The gentleman from York, Mr. Rust, now moves reconsideration on Legislative Document 1364, "An Act relating to Operating Business on Sunday and Certain Holidays," and requests a roll call.

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

Mr. JALBERT: Mr. Speaker, Members of the House: It is my understanding, not only my understanding, but my knowledge now, I was checking last night that the —

Mr. RUST of York: Mr. Speaker?

Mr. JALBERT of Lewiston; and if the gentleman wants to be recognized, he should rise on a point of order first.

Mr. RUST of York: I rise to a point of order.

The SPEAKER: The gentleman has moved the previous question so it is not debatable.

Mr. JALBERT of Lewiston: Mr. Speaker, I would like to make a parliamentary inquiry.

The SPEAKER: The gentleman may make his inquiry.

Mr. JALBERT: Is there a rule either that we should send matters by unanimous consent or is it a custom?

The SPEAKER: The gentleman is not making a parliamentary inquiry. Would he like to restate it.

Mr. JALBERT: My parliamentary inquiry is that—do we operate under the rules?

The SPEAKER: A parliamentary inquiry would be relative to the reconsideration of this bill which had received the previous question vote. Therefore, it is not debatable, and your inquiry could only be to the effect of the contemplated action.

Is the House ready for the question? A roll call has been requested on a motion to reconsider. For the Chair to order a roll call, it must have the expressed desire of one-fifth of the membership present. All of those desiring a roll call, will please rise and be counted.

An insufficient number arose.

The SPEAKER: Obviously, less than one-fifth having arisen, a roll call is not ordered.

Mr. RUST of York: Mr. Speaker?

The SPEAKER: For what purpose does the gentleman arise?

Mr. RUST: To make a motion.

The SPEAKER: What is the gentleman's motion?

Mr. RUST: I move that we have a count of the House.

The SPEAKER: For the information of the gentleman, the House has been counted.

Mr. Jalbert of Lewiston then requested a division on the motion to reconsider.

The SPEAKER: A division has been requested on the reconsideration. All of those who would care to reconsider this matter, will please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Twenty having voted in the affirmative and sixty-three having vot-

ed in the negative, the motion to reconsider did not prevail.

Thereupon, the Bill was sent forthwith to the Senate.

The SPEAKER: The Chair now lays before the House on Supplement No. 2 of the House Calendar, assigned for 5:30 P.M., the second item. Bill "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," House Paper 1111, Legislative Document 1594. Tabled on June 22 for later in today's session. Pending further consideration.

The Clerk will read the position the paper is in.

The CLERK: This paper came from the Senate this morning, and was listed in full on Supplement No. 2. This matter was passed to be engrossed as amended by House Amendments "A," "C," "D," and "E" in the House on June 19. It now comes from the Senate passed to be engrossed as amended by House Amendments "C," "D" and "E" only and by Senate Amendment "C" in non-concurrence.

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

Mr. TREWORGY: Mr. Speaker, I move we recede from our former action in order that I may offer House Amendment "H."

The SPEAKER: The gentleman from Gorham, Mr. Treworgy, moves that the House recede from its former action. Is this the pleasure of the House? Recede whereby the House passed the matter to be engrossed. Is this the pleasure of the House?

The motion prevailed.

Thereupon, Mr. Treworgy of Gorham offered House Amendment "H" and moved its adoption.

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

HOUSE AMENDMENT "H" to H. P. 1111, L. D. 1594, Bill, "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."

Amend said Bill in the Title by striking out the words "Six Million Nine Hundred and Ninety-two" and inserting in place thereof the words "Seven Million Seven Hundred and Seventy-two"

Further amend said Bill, in section 1, by striking out the figure "\$6,992,000" and inserting in place thereof the figure "\$7,772,000"

Further amend said Bill, in section 6, under the caption, "EDUCATION, DEPARTMENT OF" by adding at the end the following:

'Gorham State Teachers College Industrial and Arts Building	780,000
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Total Education, Department of	866,100'
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Further amend said Bill, in section 6, by striking out the line which reads "Total Allocations from General Fund Bond Issue \$6,992,000" and inserting in place thereof the following:

'Total Allocations from General Fund Bond Issue	\$7,772,000'
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Further amend said Bill, in section 6, by striking out in the next to the last paragraph the figure "\$6,992,000" and inserting in place thereof the figure "\$7,772,000"

Further amend said Bill by striking out all of the 2nd paragraph of the Referendum, in section 8, and inserting in place thereof the following paragraph:

"Shall a bond issue be ratified for the purposes set forth in 'An Act to Authorize General Fund Bond Issue in the Amount of Seven Million Seven Hundred and Seventy-two Thousand Dollars and to Appropriate Moneys for Capital Improvements, Construction, Repairs, Equipment, Supplies and Furnishings for the Fiscal Year Ending June 30, 1964,' passed by the 101st Legislature?"

The SPEAKER: The gentleman may proceed.

Mr. TREWORGY: Mr. Speaker, this amendment would enable, under the bond issue, construction at the Gorham State Teachers College an Industrial Arts Building which



was in the original budget but was deleted by the Appropriations Committee. I would like to review briefly the need for this Industrial Arts Building. The proposed building will house those areas of instruction prescribed by State Law and certification standards and commonly considered a necessary part of the total program of industrial arts. These include laboratories for metalwork, woodworking, power and transportation, electricity-electronics, graphic arts, materials testing, instrumentation, general industrial arts, technical drafting and design, general crafts, and laboratory classrooms. If this building is constructed, additional students in elective courses, technical programs, vocational industrial teacher preparation and graduate education will be provided for. The site is available and the size of the building and shape have been dictated by the facilities needed and the contour of the land. The gross floor area is approximately 65,000 square feet.

The present facilities in the Industrial Arts and Vocational Training Department at Gorham State Teachers College are housed in two buildings. The classrooms are in a building built in 1806 and is the original Gorham Academy Building, which I believe was a gift to the state from the trustees of the Academy with the stipulation that no structural changes could be made in its appearance. Building No. 2 is a World War II surplus, wooden structure moved to the Gorham campus in the middle forties, and has been used for present purposes approximately twenty years. Both of these facilities are obviously inadequate for an industrial arts program and in teacher training.

With the advent of additional emphasis on vocational training in our high school and post-high school courses, these additional facilities are vitally important. This new building would eliminate the unsafe, and inadequate and uneconomical facilities which exist in these departments. A new building is essential. It will help to meet better the standards and the needs of the state in providing and upgrading industrial arts in both elementary

and secondary schools. It will give the department an opportunity to serve more students in the college. It will provide a more efficient and economical administrative and supervisory unit. It will provide the facilities to conduct adult community programs, technical education, pre-professional technical education, as well as terminal education. It can provide the only research and experimental center for industrial education in the state. The proposed new building allows for the growth and development of these departments in meeting their total functions.

To those of you who have not had the opportunity to visit the Gorham State Teachers College campus in the last few years, I would like to point out that the state has made a substantial investment in new facilities, library building, classroom buildings, dormitories, Phys. Ed. building, but our industrial arts building is seriously in need of replacement. The facilities are completely inadequate for a teacher-training program. I urge that you give serious consideration to this proposal.

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

Mr. BRAGDON: Mr. Speaker and Members of the House: Very early this morning I had a telephone call from a gentleman whom I have observed for many years, many sessions in this Legislature, and he informed me that he was very much interested in this bill, but he would not be here, and would I convey his desire that this bill be passed to the members of this House. He later appeared here, and I hoped that he could convey his own wishes, but apparently he did not desire, or could not stay long enough to do so. He sent me a note and asked me to convey that to you. I cannot well speak for this gentleman the way he would speak for himself, but I have told you of his desires, and now I would like to explain my position on this matter.

As a member of the Appropriations Committee, of course you are aware that this was cut out of the bond issue. After talking with

Mr. Bradeen this morning, I talked with all the members excepting I believe one and I apologize to him, informing them of what I had in mind, that I would convey the thoughts of this gentleman to this House and also my own position as it now is. I think it has been well known to many of you members, and also to members of the Appropriations Committee that it was my desire to go much further on construction for educational facilities than we in the Committee at the time we considered them, felt that we could go.

I would point out to you that among the buildings, that this was very high in the priority list. It was on the Governor's priority list, high in the B.P.I., and it should be noted also that this building has been requested of previous Legislatures. In 1961, it just missed out. It was the next building beyond the cut-off line of appropriations. It is sorely needed to eliminate unsafe and cramped uneconomical facilities as the gentleman from Gorham has very ably pointed out to you; and another thing that I would point out since the report of this Committee came out, we have added one new building in the Lewiston area. I think this building, in my own mind, rates as high a priority as that, and I hope this House will give serious consideration to the desires of the gentleman whom I have just mentioned, who is not here to speak for himself, and consider again the approval of this amendment.

The SPEAKER: The Chair recognizes the gentleman from Bucksport, Mr. Pierce.

Mr. PIERCE: Mr. Speaker, I move that this item be laid upon the table until later in today's session.

The SPEAKER: The gentleman from Bucksport, Mr. Pierce, moves that House Amendment "H" be tabled until later in today's session. All those in favor say yes; those opposed, say no.

On a viva voce vote, the motion did not prevail.

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

Mr. RUST: Mr. Speaker, I rise

in support of the motion of the gentleman from Gorham, Mr. Treworgy. I have seen the facilities at the Gorham State Teachers College where we are attempting to educate vocational teachers to go into our high schools throughout the state to fill a very sore need in that area of education. Their prime facilities consist of a converted World War II army barracks. I have seen many garages along the highways of our state for general repairs in rural areas that are in much finer shape than this particular building and it actually is a disgrace to attempt to educate people in that type of facilities, and this particular referendum issue is sorely needed and would be very worthwhile a project in the area of vocational education.

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

Mr. TYNDALE: Mr. Speaker, Ladies and Gentlemen of the House: Some of you perhaps have the today's issue of the Press Herald and you will see a picture of the present building on the back which I understand is also a fire trap. I think this is a very worthwhile project, and I certainly support the motion of the gentleman from Gorham, Mr. Treworgy.

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

Mr. MINSKY: Mr. Speaker, I am afraid that I am going to break the long line of well-wishers to this project. I realize I have many things against me in doing this. We are talking again about vocational training which seems to be the magic word; however, I would only point out to you that the bond issue as it came out of the Appropriations considered the needs of each of our teachers colleges, each of our institutions, as well as it could. It tried to present a bonding package that met the essential needs of this state. We were well aware of the needs of Gorham State Teachers College, and I think to a great degree they were met. The gentleman from Gorham, Mr. Treworgy, himself indicated that past Legislatures have been very nice to this school having new dormitories, new eat-

ing facilities, new classrooms and physical education building. I think that it is sometimes strange indeed or perhaps it is just good planning that the intensity of the need is suddenly discovered the last day of the session, that the intensity of the need suddenly appears to a newspaper the last day of the session. It appears, that perhaps caught up in the fever to go home, we will accept most anything. I do not doubt that this is a worthy project, as I do not doubt that there are many, many worthy projects which we have not included in the bond issue and felt we could not at this time. I do believe that the members of the Appropriations Committee reviewed all the needs of all institutions and spent as much of the taxpayers' money as we felt we could afford to do.

Recognizing these facts, I would move the indefinite postponement of this amendment.

The SPEAKER: The gentleman from Bangor, Mr. Minsky, now moves the indefinite postponement of House Amendment "H."

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

Mr. TREWORGY: Mr. Speaker, I would like to point out that this request for an Industrial Arts Building is not a hastily conceived idea that's brought in the last day of this session in order perhaps to get it by the heat of our anxiety to go home. This bill was incorporated in the Current Services request in 1961. As it's been previously stated, it rated very high priority. I would like to point out that this is the only facility in the state which trains industrial arts teachers, vocational teachers. If we should approve of this construction today, it's very likely that it would be 1965 before the facilities could be used. At the rate that these vocational training schools are developing throughout the state, we certainly are going to need all of the properly trained vocational teachers that we can find.

Furthermore, I would like to point out an item that was distributed to your desks some weeks ago thinking that possibly we might get as far as this item six or eight

weeks ago. I'm sure that in cleaning your desks you have lost or misplaced this item, but I would just like to point out that Gorham State Teachers College returns annually to the general fund of the State of Maine \$395,000 in students' fees. So the money that is raised or appropriated for this teachers college is not a one-way street. It is unfortunate perhaps that under our present method of financing, none of the funds that accrue to the Gorham State Teachers College are available to be spent on the campus for much needed facilities. I urge you not to pass hastily over this amendment because if we do, it's conceivable that it might be 1967 before any facilities would be available on the campus for an enlarged teacher training and industrial arts program.

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

Mr. JALBERT: Mr. Speaker and Members of the House: I am fully aware that our area is involved in this bond issue, and probably it might be well on that basis not to speak, but by the same token, I can well remember two years ago offering Gorham—this school was the number one priority, and we offered Gorham this Industrial Arts Building, and they preferred first to take the Physical Education Building, and just because I'm involved in something and it might be that I might lose a little support if I just don't support the other individual or the other project, it means absolutely nothing to me because whether I'm accused of it or not, I mean wheeling and dealing is not too much part of my vocabulary.

Now as far as Gorham is concerned, I will tell you this right now, at this last session here, I can well remember at this session when it came to the supplemental appropriations bill, I made a comment strongly supported by the gentleman from Raymond, Mr. Edwards, that if they did not include the sum of money in the Supplemental for the teachers colleges which includes Gorham for an extra \$50,000 each year, to make up

"two jackets." I also went along with additional teachers as far as Gorham is concerned, and I'm not going to make any motions. I'm not going to fight this, but the fact and the truth of the matter is this, and I know that somebody was there when this happened and I'd like — I just don't want to say I said this that happened two years ago, but I very well remember that this was actually what happened on a Monday morning. I remember talking myself with Dr. Brooks and asking which of the two that he wanted.

Now at this session here, this is the very first, however, that I hear about this building.

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

Mr. CURTIS: Mr. Speaker, Ladies and Gentlemen: As a member of the Education Committee, I've tried to get around as much as I could and look over some of these projects. I see a tremendous need over in Gorham for something of this sort. Surely, if we are going to have these places to teach our children like has been proposed in Androscoggin County and Aroostook County, we do need the teachers, and I trust that you will go along with this and furnish the teachers to teach where we need them so badly.

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

Mrs. SMITH: Mr. Speaker and Members of the House: As you know perhaps I'm in a rather peculiar position. I know the condition of this building as well as anyone. I know that it was very high on the priority. It has been for several years. There were many buildings that were needed. This one has been needed. However, as I have stood here several times, and I'm sure you will recall me telling you that we have a great many needs in this state, and I also have suggested that we ought to take care of some of these needs before we started new projects unless they were very vital. This has been the condition. We felt we had to bring to you a bond issue something under \$7,000,000 in order for it to

find any approval in this House, and on that basis, this building was taken out of the original appropriation.

If you decide to go along with this amendment, you will not be wasting your money. This is a desirable and worthy project, as far as the project goes, because that building is something of a fire trap because of the activities within it and the type of building it is. If you're ever over there you really should look at it because it is a very bad building.

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

Mr. LITTLEFIELD: Mr. Speaker, at this late hour I won't debate any on the problem except to notice that the cost is \$866,000, almost a million dollars. It has been before the Appropriations Committee, and I will support the motion of the gentleman from Bangor, Mr. Minsky, to indefinitely postpone this amendment.

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

Mr. RUST: Mr. Speaker, I would just like to point out to the ladies and gentlemen of the House that Gorham State Teachers College had nothing done to it from 1932 until 1952. That was a period of twenty years. Yet it was the largest teachers college in the state. It has the largest student body today. It is the only one of our teachers colleges which is training teachers for vocational education, and this project which Mr. Treworgy proposes is an absolute necessity, in view of the need for vocational education, the need for vocational teachers at Maine, the Vocational Institute at South Portland and the proposed vocational high school in the Lewiston-Auburn area.

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

Mr. JALBERT: Mr. Speaker and Members of the House: I meant to make one more comment. I brought out the incident of two years ago, the Phys-Ed Building vs. the Industrial Arts Building. I must concur however with the remarks that I was going to make, that Mrs.

Smith made the remark of, the gentle lady from Falmouth, Mrs. Smith. I'm certain that in a very short period of time that this building will be declared off-bounds by our fire division. As a matter of fact, it was very thoroughly discussed a couple of years ago, and that's why it was set up as a priority, and I feel that when someone says that it is a fire trap, I mean, I would almost have to concur with them. I'm trying to walk a tight rope here without getting myself in any trouble, but I want to state the facts both ways.

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

Mr. McGEE: Mr. Speaker, Members of the House: I have been familiar with this question since about the middle of January. There is no question as to the need of the building or the facilities down there. The only question that—to present itself to you is to whether you want to give them the money, whether you think you can afford it at this time or not. They do need the building.

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

Mr. VILES: Mr. Speaker, I rise in support of the gentleman from Bangor, Mr. Minsky, and I will state briefly why. As the members of this House know that since coming here in January, I have tried to be consistent in both spending and with other legislative matters. I feel very strongly about bond issues, and this type here particularly disturbs me. If we're going to keep passing legislation such as this, we are in effect telling our children and our grandchildren that we either didn't have the courage to pay for these things as we went along, or else we could take the easy way out and say this was all for your benefit, now you can pick up the tab and we will try and meet the interest payment. June 30, 1962 the State of Maine had authorized or issued the amount of \$106,000,000 worth of bonds, and during this session, a few weeks ago, we added another between \$6,000,000 and \$9,000,000, I don't recall the exact figure because of confusion

as a freshman and trying to keep your finger on what goes on. Now we are being asked to okay another bond of approximately \$7,000,000. Many of these bonds, ladies and gentlemen, are not going to come due when some of the younger members of this House during their lifetime, and I, for one, would stand on my feet and never would vote, and this is a big word, and never, would vote for any bond that couldn't be paid off within the life expectancy of my age. This is very poor business. I don't know of a corporation in Maine today that would undertake such a burden. Furthermore, I don't know as there are many banks that would authorize it under the condition. We certainly have enjoyed some of the most prosperous years that anybody ever has in the State of Maine, and for those reasons ladies and gentlemen, when the vote is taken, I hope you will support the gentleman from Bangor, Mr. Minsky, and I would ask for a division.

The SPEAKER: The Chair recognizes the gentleman from Scarborough, Mr. Coulthard.

Mr. COULTHARD: Mr. Speaker and Ladies and Gentlemen of the House: I understand that a day or two ago we bought a building across the street that we felt that we didn't need at this time, but in order to save money in this, the Appropriations Committee, has stated to you that they feel the building is needed but they felt that we did not have the money. I mean, to me, it's not consistent. I feel business or politics or whatever you might call it, begins at home. You buy what you need with the income at the given time. If you have extra money or excess money, you lay it aside or you invest it in something you might need in the future. So I would say that I feel the amendment is in order, and I think that if we can afford to spend money for a building that we may need in the future, why not spend money for a building that we need right now.

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

Mr. THAANUM: Mr. Speaker, I have an important question I would like to ask through the Chair. The figure of over a hundred million dollars in bonds has been mentioned, but how much of those bonds are in highway bonds? If somebody could care to answer the question.

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

Is the House ready for the question? The question before the House is the motion of the gentleman from Bangor, Mr. Minsky, that H o u s e Amendment "H" be indefinitely postponed. A division has been requested.

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

A division of the House was had.

Twenty-seven having voted in the affirmative and fifty-four having voted in the negative, the motion to indefinitely postpone did not prevail.

Thereupon, House Amendment "H" was adopted.

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

SENATE AMENDMENT "C" to H. P. 1111, L. D. 1594, Bill, "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."

Amend said Bill in the Title by striking out the words "Six Million Nine Hundred and Ninety-two" and inserting in place thereof the words "Six Million Nine Hundred and Seventy-seven"

Further amend said Bill, in section 1 by striking out the figure "\$6,992,000" and inserting in place thereof the figure '\$6,977,000'

Further amend said Bill, in section 6, by striking out under the caption "STATE PARK COMMISSION" the following line: "Crescent Beach State Park Initial Development of Facilities 415,000" and inserting in place thereof the line: "Crescent Beach State Park

Initial Development of Facilities 400,000'

Further amend said Bill, in section 6, by striking out under the caption "STATE PARK COMMISSION" the following line:

"Sub-total 728,000" and inserting in place thereof the line:

'Sub-total 713,000'

Further amend said Bill, in section 6, by striking out under the caption "STATE PARK COMMISSION" the following line:

"Total State Park Commission 770,500" and inserting in place thereof the following line:

'Total State Park Commission 755,500'

Further amend said Bill, in section 6 by striking out the line which reads "Total Allocations from General Fund Bond issue \$6,992,000" and inserting in place thereof the following:

'Total Allocations from General Fund Bond Issue \$6,977,000'

Further amend said Bill, in section 6 by striking out in the next to the last paragraph the figure "\$6,992,000" and inserting in place thereof the figure '\$6,977,000'

Further amend said Bill by striking out all of the 2nd paragraph of the referendum, in section 8, and inserting in place thereof the following paragraph:

"Shall a bond issue be ratified for the purposes set forth in 'An Act to Authorize General Fund Bond Issue in Amount of Six Million Nine Hundred and Seventy-seven Thousand Dollars and to Appropriate Moneys for Capital Improvements, Construction, Repairs, Equipment, Supplies and Furnishings for the Fiscal Year Ending June 30, 1964,' passed by the 101st Legislature?"

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

Mrs. SMITH: Mr. Speaker, would the motion now be to concur with the Senate?

The SPEAKER: The motion would be in order to concur with the Senate in the adoption of Senate Amendment "C."

Mrs. SMITH: I move that we concur with the Senate.

The SPEAKER: The gentleman from Falmouth, Mrs. Smith, moves that the House concur with the Senate. Is this the pleasure of the House?

The Chair recognizes the gentleman from Denmark, Mr. Dunn.

Mr. DUNN: Mr. Speaker, I have an amendment here that came without a filing number on it. Is this the vocational school at the Quoddy Village amendment?

The SPEAKER: Is it the pleasure of the House to adopt Senate Amendment "C"? The gentleman from Falmouth, Mrs. Smith, so moves.

The motion prevailed.

The SPEAKER: Are there any other amendments to be offered? Is it now the pleasure of the House that it be passed to be engrossed as amended?

The motion prevailed.

Thereupon, Bill "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," House Paper 1111, Legislative Document 1594, was passed to be engrossed as amended by House Amendments "A," "C," "D," "E," and "H" and by Senate Amendment "C" in non-concurrence and sent forthwith to the Senate.

The SPEAKER: A Conference Committees Report which appears on Supplement number five.

**Conference Committees Report**

Report of the Committees of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act relating to Requirements, Appointment and Term of the Adjutant General" (H. P. 250) (L. D. 319) reporting that the Senate recede and concur in passing the Bill to be engrossed as amended by Senate Amendment "A".

(Signed) DENNETT of Kittery  
SMITH of Strong  
BENSON

of Southwest Harbor  
—Committee on part of House.

CAMPBELL of Kennebec  
EDMUNDS of Aroostook  
BROOKS of Cumberland  
—Committee on part of Senate.

Report was read and accepted and sent up for concurrence.

The SPEAKER: Supplement number four, House Advance Journal.

**Senate Report of Committee  
Ought Not to Pass  
Covered by Other Legislation**

Report of the Committee on Appropriations and Financial Affairs reporting "Ought not to pass" on Bill "An Act to Authorize the Construction of Buildings and Plant Facilities for the University of Maine and the Issuance of not Exceeding Twenty Million Dollars Bonds of the State of Maine for the Financing Thereof" (S. P. 287) (L. D. 860) as covered by other legislation.

Came from the Senate read and accepted.

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

The SPEAKER: The Chair now lays before the House on your Supplement Sheet No. 2, assigned for 5:30 P.M.:

Bill "An Act Increasing the State Liquor Tax" (H. P. 825) (L. D. 1212)—In House Engrossed—In Senate Majority Ought not to Pass Report accepted in non-concurrence.

Tabled—June 22, by Mr. Wellman of Bangor.

Pending—Further consideration.

The SPEAKER: The Chair recognizes the gentleman from Lubec, Mr. Denbow.

Mr. DENBOW: Mr. Speaker, before making a motion on this, I would like to speak very briefly. This increase in state liquor tax was put on in good faith. It is a good bill, and it would be very nice to remain there. However, since the passage of the sales tax, I don't think it is necessary. I think it should be held in the next session when we will need it doubly.

At this moment, I would like to move that it be indefinitely postponed or recede and concur which-

ever is in order. Preferably, indefinite postponement.

Thereupon, the House voted to recede and concur with the Senate in accepting the "Ought not to pass" Report.

On motion of Mr. Wellman of Bangor, recessed until eight o'clock this evening.

#### After Recess

The House was called to order by the Speaker.

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

Mr. WELLMAN: Mr. Speaker, it now being 8:50, I move that that portion of Rule 26 that prohibits the doing of business after nine o'clock be suspended.

Thereupon, Rule 26 was suspended.

The SPEAKER: Is it the pleasure of the House to take up matters from the Senate as appears on Supplement number six? The Clerk will read a communication.

The following Communication:  
THE SENATE OF MAINE  
AUGUSTA

June 22, 1963

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

The President of the Senate has appointed the following Conferees on the part of the Senate on the disagreeing action of the two branches of the Legislature on Bill "An Act relating to Discrimination in Rental Housing" (S. P. 426) (L. D. 1169)

Senators: BOARDMAN  
of Washington  
STILPHEN of Knox  
WHITTAKER  
of Penobscot

Respectfully,

(Signed) CHESTER T. WINSLOW  
Secretary of the Senate

The Communication was read and ordered placed on file.

#### Conference Committees Report

Report of the Committees of Conference on the disagreeing ac-

tion of the two branches of the Legislature on Bill "An Act Providing for State Support of Education Foundation Program and the Financing Thereof" (H. P. 1067) (L. D. 1532) reporting that they are unable to agree.

(Signed) EASTON of Winterport  
SNOW of Jonesboro  
TREWORGY of Gorham  
—Committee on part of House.

CRAM of Cumberland  
STITHAM of Somerset  
BROOKS of Cumberland  
—Committee on part of Senate.

Report was read and accepted and sent up for concurrence.

#### Conference Committees Report

Report of the Committees of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act relating to Loans by Washington County" (S. P. 592) (L. D. 1556) reporting that the House recede from its action whereby the Bill failed on passage to be enacted and from its action whereby the Bill was passed to be engrossed, adopt Conference Committee Amendment "A" and pass the Bill to be engrossed as amended by Conference Committee Amendment "A"; that the Senate recede from its action whereby the Bill was passed to be enacted, and from its action whereby the Bill was passed to be engrossed, adopt Conference Committee Amendment "A" and pass the Bill to be engrossed as amended by Conference Committee Amendment "A" in concurrence.

(Signed) SNOW of Jonesboro  
YOUNG of Gouldsboro  
—Committee on part of House.  
WYMAN of Washington  
BOARDMAN

of Washington  
CAMPBELL of Kennebec  
—Committee on part of Senate.

Report was read and accepted. The House receded from its action whereby the Bill failed on passage to be enacted and from its action whereby the Bill was passed to be engrossed.

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



CONFERENCE COMMITTEE AMENDMENT "A" to S. P. 592, L. D. 1556, Bill, "An Act Relating to Loans by Washington County."

Amend said Bill by striking out all of the Emergency Preamble and Emergency Clause.

Conference Committee Amendment "A" was adopted and the Bill passed to be engrossed as amended by Conference Committee Amendment "A" and sent up for concurrence.

The following Communication:

THE SENATE OF MAINE  
AUGUSTA  
June 22, 1963

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

The President of the Senate has appointed the following conferees on the part of the Senate on the disagreeing action of the two branches of the Legislature on Bill "An Act relating to Salaries of County Officials and Municipal Court Judges and Recorders" (S. P. 628) (L. D. 1589)

Senators:

WYMAN of Washington  
PIKE of Oxford  
CRAM of Cumberland

and on:

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

Senators:

CAMPBELL of Kennebec  
BROOKS of Cumberland  
EDMUNDS of Aroostook

Respectfully,

(Signed) CHESTER T. WINSLOW  
Secretary of the Senate

The Communication was read and ordered placed on file.

The SPEAKER: Is there objection to the House taking up Enactors out of order? The Chair hears none. They appear on Supplement number seven.

**Passed to Be Enacted  
Emergency Measure**

An Act to Appropriate Moneys 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 Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a division was had. 105 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 Shortening the Period of Real Estate Mortgage Foreclosure (S. P. 596) (L. D. 1563)

An Act Appropriating Moneys for General Operating Expenses of the University of Maine (H. P. 517) (L. D. 734)

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

**Enactors**

**Laid Aside Temporarily**

An Act to Reorganize the Department of Economic Development (H. P. 1089) (L. D. 1561)

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

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

Mrs. SMITH: Mr. Speaker, I now move that we suspend the rules in order that I may move to reconsider the passage of the bill to be engrossed and the adoption of Conference Committee Amendment "A."

Thereupon, the rules were suspended and the House reconsidered its action whereby the bill was passed to be engrossed and adopted Conference Committee Amendment "A".

Mrs. SMITH: Mr. Speaker, I move that Conference Committee

Amendment "A" be indefinitely postponed.

The SPEAKER: The gentleman from Falmouth, Mrs. Smith, now moves that Conference Committee Amendment "A" be indefinitely postponed.

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

Mr. SMITH: Mr. Speaker, I would like to ask a question through the Chair, perhaps we might have this amendment explained. I have forgotten what it is.

The SPEAKER: The gentleman from Falmouth may answer if she chooses.

Mrs. SMITH: There is an error in the Committee of Conference amendment that we agreed upon. As soon as this has been cleared, I will then offer the proper amendment that we should have had in the first place. The amendment is on your desks.

Mr. SMITH: May I ask a further question?

The SPEAKER: The gentleman may continue.

Mr. SMITH: Would you tell me what the error is?

Mrs. SMITH: There was enough change in it by commas and periods to not see what the Conference Committee intended, and in order for us to go along with it this will have to be adjusted.

The SPEAKER: Does the gentleman consider his question answered? Is it now the pleasure of the House that Conference Committee Amendment "A" be indefinitely postponed?

The motion prevailed.

Mrs. SMITH: Mr. Speaker, I now offer House Amendment "A" filing number H-513 and move its adoption.

The SPEAKER: The Chair will announce that there has been an error in the identification letter, and this should not be House Amendment "A," because there is already House Amendment "A" on the bill. The gentleman now offers an amendment and moves its adoption, which has not been reproduced. This matter will be laid aside until the amendment has been reproduced.

Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1964 and June 30, 1965 (H. P. 1105) (L. D. 1586)

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.

On motion of Mr. Jalbert of Lewiston, the House voted to take from the table the fourteenth tabled and unassigned matter:

HOUSE JOINT ORDER Relative to Appointment of Interim Joint Committee to Study and Report to the 102nd Legislature on the Present Operation and Administration of the General Purpose Aid Subsidies. (H. P. 1122)

Tabled—June 21, by Mr. Jalbert of Lewiston.

Pending—Motion of Mr. Taylor of South Portland to Indefinitely Postpone. (Ordered Reproduced)

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

Mr. JALBERT: Mr. Speaker and Members of the House: I merely tabled this bill because throughout the session I have discussed this situation with the gentleman from Waterboro, Mr. Bradeen—I had an opportunity of course this afternoon to talk to him about this thing and he is very highly in favor of this. The gentleman from Winterport, Mr. Easton, told me tonight that this was worked out with Mr. Bradeen. Certainly I hope that the motion to indefinitely postpone does not prevail. I think that this is a splendid order.

The SPEAKER: The pending question is the indefinite postponement of House Joint Order.

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

Mr. EASTON: Mr. Speaker and Members of the House: In further explanation of this particular order or study proposal, it has the approval of the Department of Education and the members in the other body of the Education Committee and the Education Committee members in this body. It was

the brain child of many people outside the Education Committee and I believe it will serve an extremely useful purpose for the State of Maine. I sincerely hope that it will not be indefinitely postponed.

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

Mr. McGEE: Mr. Speaker and Members of the House: This particular order is more important now than it has been at any other time, over the lack of ability to have an understanding at the other end of the building on most of these bills that have been before you. This order is very important at the present time and I hope that indefinite postponement does not prevail.

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

Mr. BREWER: Mr. Speaker and Members of the House: As you well know, I am extremely interested in education bills and I will highly agree with the gentleman from Winterport, Mr. Easton, that this order should receive passage.

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

Mr. LITTLEFIELD: Mr. Speaker, Ladies and Gentlemen of the House: This order creates a committee to study school subsidy laws after the Sinclair Law has been chipped away by bills that we have been considering in this session, these bills being in such form that it has been nearly impossible to interpret them. If these bills could be set aside in order that a study of the original Sinclair could be made, I would favor this order. However, such is not the case and I do not believe the best committee in the world would give us anything but a mixed up report under the circumstances. Any monies spent on such a study could be better used to help some educational function. However, I have made the statement, but I have checked with the Department of Education and I will go along with the suggestions that have been made.

The SPEAKER: The Chair would inform the House that the pending question is to indefinitely postpone. This motion must be defeated to pass the joint order. All those in favor of indefinite postponement will say yes; those opposed will say no.

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

Thereupon, the House Joint Order received passage and was sent up for concurrence.

The SPEAKER: Is there objection to matters just acted upon to be sent forthwith? The Chair hears none; it is ordered.

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

SENATE JOINT ORDER Relative to Legislative Research Committee to Study subject matter of Disposition of Unclaimed Property Act. (S. P. 572)

Tabled—May 2, by Mr. Tyndale of Kennebunkport.

Pending—Passage.

On further motion of the same gentleman, the Joint Order was indefinitely postponed in non-concurrence and sent up for concurrence.

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

SENATE JOINT ORDER Relative to Legislative Research Committee to Study Taxation of Boats. (S. P. 593)

Tabled—May 10, by Mr. Wellman of Bangor.

Pending—Passage.

On further motion of the same gentleman, the Joint Order was passed in concurrence.

On motion of Mr. Wellman of Bangor, the House voted to take from the table the third tabled and unassigned 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—May 15, by Mr. Wellman of Bangor.

Pending—Passage.

On further motion of the same gentleman, the Joint Order was passed in concurrence.

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

SENATE JOINT ORDER Relative to Legislative Research Committee to Study Feasibility of Combining Municipalities Not Included in School Administrative Districts. (S. P. 604)

Tabled—May 27, by Mr. Wellman of Bangor.

Pending—Passage.

On further motion of the same gentleman, the Joint Order was indefinitely postponed in non-concurrence and sent up for concurrence.

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

SENATE JOINT ORDER Relative to the Legislative Research Committee to Study the Printing Requirements of the State. (S. P. 611)

Tabled—May 28, by Mr. Wellman of Bangor.

Pending—Passage.

On further motion of the same gentleman, the Joint Order was passed in concurrence.

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

SENATE JOINT ORDER Relative to the Legislative Research Committee Examining the actions of the National Congress with respect to federal appropriations made available under the McIntire-Stennis Act. (S. P. 612)

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

Pending—Passage.

On further motion of the same gentleman, the Joint Order was passed in concurrence.

On motion of Mr. Wellman of Bangor, the House voted to take

from the table the seventh tabled and unassigned matter:

SENATE JOINT ORDER Relative to the Legislative Research Committee to Study the Aid to Dependent Children Program and Report to the 102nd Legislature. (S. P. 616)

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

Pending—Passage.

On further motion of the same gentleman, the Joint Order was passed in concurrence.

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

SENATE JOINT ORDER Relative to Bureau of Taxation to make Study of Gross Receipts Tax. (S. P. 621)

Tabled—June 11, by Mr. Wellman of Bangor.

Pending—Passage.

On further motion of the same gentleman, the Joint Order was indefinitely postponed in non-concurrence and sent up for concurrence.

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

SENATE JOINT ORDER Relative to Legislative Research Committee to Study Uniform Municipal Charters. (S. P. 622)

Tabled—June 13, by Mr. Wellman of Bangor.

Pending—Passage.

On further motion of the same gentleman, the Joint Order received passage in concurrence.

On motion of Mr. Plante of Old Orchard Beach, the House voted to take from the table the tenth tabled and unassigned matter:

FINAL REPORT Joint Select Committee on Constitutional Amendments and Legislative Reapportionment.

Tabled—June 17, by Mr. Plante of Old Orchard Beach.

Pending—Acceptance in Concurrence.

On further motion of the same gentleman, the Final Report was accepted in concurrence.

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

SENATE JOINT ORDER Relative to Legislative Research Committee to Study Additional Powers for State Soil Conservation Committee. (EMINENT DOMAIN)

Tabled—June 20, by Mr. Wellman of Bangor.

Pending—Passage.

On further motion of the same gentleman, the Joint Order received passage in concurrence.

On motion of Mr. Plante of Old Orchard Beach, the House voted to take from the table the thirteenth tabled and unassigned matter:

SENATE JOINT ORDER Relative to the Legislative Research Committee to Study the Program of the Military and Naval Childrens Home. (S. P. 637)

Tabled—June 21, by Mr. Wellman of Bangor.

Pending—Passage.

On motion of Mr. Tyndale of Kennebunkport, the Joint Order was passed in concurrence.

On motion of Mr. Bragdon of Perham, the House voted to take from the table the eleventh tabled and unassigned matter:

SENATE JOINT ORDER Relative to Removal and Spraying of Power and Timber Lobbyists. (S. P. 631)—In Senate Indefinitely Postponed—In House amended with House "A" (H-459)

Tabled—June 19, by Mr. Jalbert of Lewiston.

Pending—Motion of Mr. Bragdon of Perham to Recede and Concur.

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

Mr. BRAGDON: Mr. Speaker, I move its indefinite postponement.

The SPEAKER: The gentleman from Perham, Mr. Bragdon, moves the indefinite postponement of Senate Joint Order S. P. 631.

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

Mr. JALBERT: Mr. Speaker, I move that this order be retabled

until later on in the day's session.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, moves that item eleven be tabled until later in today's session. Is this the pleasure of the House?

(Cries of "No")

All those in favor will say yes; those opposed say no.

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

Thereupon, the Joint Order was indefinitely postponed in concurrence.

### Orders Out of Order

Mr. Tyndale of Kennebunkport presented the following Order and moved its passage:

ORDERED, the Senate concurring, that the Legislative Research Committee study the allowances of retired fish and game wardens to determine the desirability of increasing their retirement allowances; and be it further

ORDERED, that the Committee report the results of its study to the 102nd Legislature. (H. P. 1123)

The Order received passage and was sent up for concurrence.

Mr. Rust of York presented the following Order and moved its passage:

ORDERED, the Senate concurring, that the State Budget Officer be and hereby is directed to furnish to the Legislative Finance Officer copies of all departmental budget requests and all information and data relating thereto submitted to him by any and all State Departments, Commissions, and Agencies as soon as same comes into his possession. (H. P. 1124)

The Order received passage and was sent up for concurrence.

### Indefinitely Postponed

Mr. Easton of Winterport presented the following Order and moved its passage:

ORDERED, that the Commissioner of Education account on or before July 1, 1963, to the Governor and Council for all long distance telephone calls, telegrams and other expenses incurred by his department for purposes of defeating or promoting legislation

before the 101st Legislature; and be it further

ORDERED, that the accounting above set forth specify from what account such funds were expended and the statutory justification therefor.

The SPEAKER: Is it the pleasure of the House that this order receive passage?

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

Mr. BREWER: Mr. Speaker, I move indefinite postponement of this order.

The SPEAKER: The gentleman from Bath, Mr. Brewer, moves indefinite postponement of this order.

Mr. Rust of York asked for a division.

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

A division of the House was had. Fifty-one having voted in the affirmative and forty-four having voted in the negative, the Order was indefinitely postponed.

Mr. Wellman of Bangor presented the following Order and moved its passage:

ORDERED, the Senate concurring, that the Legislative Research Committee is directed to study the tax structure of the State to determine the feasibility of having a state income tax to finance expenditures of the State; and be it further

ORDERED, that the Committee report the results of its study to the 102nd Legislature. (H. P. 1125)

The Order received passage and was sent up for concurrence.

Mrs. Shaw of Chelsea presented the following Order and moved its passage:

JOINT ORDER Extending State Greetings and Congratulations to Robert Merrill Lee upon his Pending Promotion to the Four Star Rank of a Full General in the United States Air Force.

WHEREAS, General Robert Merrill Lee grew up and attended grade and high school in Augusta,

Maine, before entering the United States Military Academy at West Point, New York; and

WHEREAS, since graduating from West Point in 1931, he has held posts all over the world in war and peace, now heading the Air Defense Command in Colorado Springs, Colorado; and

WHEREAS, General Lee, a command pilot, has been decorated with the Distinguished Service Medal, Legion of Merit, Bronze Star Medal, Aid Medal and Commendation Ribbon, together with foreign decorations by France, Belgium, Luxembourg, and Great Britain; and

WHEREAS, Maine is proud to claim General Lee as one of its most distinguished sons; now, therefore, be it

ORDERED, the Senate concurring, that the Senate and House of Representatives of the 101st Maine Legislature extend its most sincere congratulations to General Robert Merrill Lee upon his promotion and wish him success in his new assignment as Air Deputy to the Commander of the NATO forces; and be it further

ORDERED, that an attested copy of this order be immediately transmitted by the Secretary of the Senate to General Robert Merrill Lee. (Applause) (H. P. 1126)

The Order received passage and was sent up for concurrence.

Mrs. Hendricks of Portland presented the following Order and moved its passage:

WHEREAS, the members of the House have learned of the approaching birthday of the gentleman from Windham, Mr. Watkins;

AND WHEREAS, it is anticipated that the House will be adjourned before that date, which is June 26, be it ordered, that the House congratulate the gentleman from Windham and hope that the gentleman considers himself not only a year older but a lot wiser, having served his first term in the reversible 101st Legislature. (Applause)

The Order received passage.

Mr. Smith of Strong was granted unanimous consent to address the House.

Mr. SMITH: Mr. Speaker, the hour of midnight drawing near, I move that this House be adjourned until nine o'clock Monday morning.

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

Mr. GILL: Mr. Speaker, I would simply like to ask a question in regards to the time of adjournment. What was Representative Smith's position as to the time of adjournment during the 100th Legislature?

The SPEAKER: The question before the House is adjournment and the Chair will order a division. All those in favor of adjourning until eleven o'clock Monday will rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Eight having voted in the affirmative and seventy-two having voted in the negative, the motion to adjourn did not prevail.

The SPEAKER: The House will be as ease for just a moment until we find out if there are papers from the Senate.

#### House at Ease

Called to order by the Speaker.

The SPEAKER: A Conference Committee Report on Supplement number eight.

#### 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 Pay School Subsidies on the Basis of Uniform Local Effort" (S. P. 629) (L. D. 1593) reporting that they are unable to agree.

(Signed) BROOKS of Cumberland  
HICHBORN

of Piscataquis  
WHITTAKER

of Penobscot  
—Committee on part of Senate.

CURTIS of Bowdoinham  
EASTON of Winterport  
SNOW of Jonesboro

—Committee on part of House.

Came from the Senate read and accepted.

In the House, the Report was read.

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

Mr. SMITH: Mr. Speaker, I move that we reject the committee report and appoint a new committee of conference.

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

Mr. EASTON: Mr. Speaker, there are very, very few times in this Legislature when I disagree with my good friend from Strong. At this particular hour, I feel that it is rather late in the session to be requesting a new committee of conference. You all have on your desks a table of subsidies showing what a number of towns would have if this bill were passed. I wish to express my sincere appreciation to all those who have taken such an interest in these education problems of our State of Maine. We have had many problems. I think the members of this Legislature deserve much praise for the work they have tried to do.

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

Mr. SMITH: Mr. Speaker, Ladies and Gentlemen of the House: We have passed bond issues and supplemental budgets and everything else that they ask for, and yet here is a chance to do something for our towns that isn't going through. Now this isn't the fault of the House. I realize that. It is somewhere else, but I feel definitely that the interests of the small towns have not been served by the 101st Legislature in the field of education. I feel the interests of the small towns have not been served by the executive office in the field of education. I feel that the Department of Education has not served the small towns in any way, and the rejection of this report with the pres-

sure of the Department of Education behind it, shows that the small towns have not been helped in any way in this 101st Legislature.

I feel sorry that we have had to come up to this, and this has been rejected. I knew it would be rejected just the minute the four percent sales tax was passed. That is why I wanted the four percent sales tax held up until this was passed, but we didn't see fit to do that. Five minutes after the four percent sales tax was passed, L. D. 1593 which would mean something to you people that you could take home to your folk, went down the drain. That is the way we have been served in this 101st Legislature, and I just didn't care for it too much. I realize nothing can be accomplished. Therefore, I withdraw my motion.

The SPEAKER: The gentleman withdraws his motion.

Thereupon, the Conference Committees Report was accepted in concurrence.

The SPEAKER: Is there objection to taking up item four out of order? The Chair hears none.

#### Non-Concurrent Matter

Bill "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" (H. P. 1111) (L. D. 1594) which was passed to be engrossed as amended by House Amendments "A", "C", "D", "E" and "H" and Senate Amendment "C" in non-concurrence in the House earlier in the day.

Came from the Senate passed to be engrossed as amended by House Amendments "C", "D" and "E" and Senate Amendment "C" in non-concurrence.

In the House:

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

Mr. O'LEARY: Mr. Speaker, on this L. D. 1594, I would like to move that we reconsider our action where it was passed to be

engrossed so that I may offer an amendment.

The SPEAKER: The gentleman from Mexico, Mr. O'Leary, moves that the House reconsider its action whereby this bill was passed to be engrossed. Is this the pleasure of the House? The Chair will order a division. All those in favor of reconsideration, will please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Twenty-nine having voted in the affirmative and forty-four having voted in the negative, the motion to reconsider did not prevail.

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

Mr. TREWORGY: Mr. Speaker, I move that we insist on our former action.

The SPEAKER: The gentleman from Gorham, Mr. Treworgy, moves that the House insist on its former action. Is this the pleasure of the House?

The motion prevailed.

#### Conference Committees Report

Report of the Committees of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act Repealing Supplemental State Aid for Reorganized School Districts" (H. P. 25) (L. D. 49) reporting that they are unable to agree.

(Signed) WHITTAKER

of Penobscot

HICHBORN

of Piscataquis

BROOKS of Cumberland

—Committee on part of Senate.

TREWORGY of Gorham

EASTON of Winterport

McGEE of Auburn

—Committee on part of House.

Came from the Senate read and accepted.

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

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

Mr. MINSKY: Mr. Speaker, would it be in order for me now



to move that we appoint a committee of conference on L. D. 1594, the bond issue bill? We only moved to insist. I now move that we appoint a committee of conference.

The SPEAKER: The gentleman now asks for a committee of conference.

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

Mr. PLANTE: I rise to a point of inquiry. Would it expedite matters if we only insisted and the other body was to recede and concur with the House without having to go through a committee of conference?

The SPEAKER: The Chair would advise the gentleman that the Senate may recede and concur with us whether we have a committee or not. Does the gentleman withdraw his request? Does the gentleman from Bangor, Mr. Minsky, withdraw his request to ask for a committee of conference?

Mr. MINSKY of Bangor: Then I would like to ask a inquiry. If they asked for a committee of conference, would we have to act again in order to join that committee of conference?

The SPEAKER: Would the gentleman restate his question.

Mr. MINSKY: If we voted to insist only and the Senate was later to insist and ask for a committee of conference, would it take further action by this House to then join in the committee of conference?

The SPEAKER: It would.

Mr. MINSKY: In that case, I will not withdraw my motion. I will now ask that we appoint a committee of conference.

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

Mr. RUST: Mr. Speaker, Ladies and Gentlemen of the House: I hope you will go along with the gentleman from Gorham, Mr. Treworgy, on the simple motion to insist and not go along with the motion to request a committee of conference, and I request a division.

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

Mr. JALBERT: I gave you my views on this thing this afternoon both ways, and I think the committee of conference is the only way out from a point of expediting matters.

The SPEAKER: Those desiring a committee of conference, will please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Sixty-nine having voted in the affirmative and eight having voted in the negative, the House voted to request a committee of conference.

From the Senate: The following Order:

ORDERED, the House concurring, that the Secretary of the Senate, in his capacity as Executive Officer of the Senate when the Senate is not in session, be and hereby is authorized to retain whatever members of his staff may be necessary to complete the records of the Senate, and approve payment for same (S. P. 641)

Came from the Senate read and passed.

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

#### Order Out of Order

Mr. Wellman of Bangor presented the following Order and moved its passage:

ORDERED, the Senate concurring, that the Clerk of the House, in his capacity as Executive Officer of the Legislature when the Legislature is not in session, be and hereby is authorized with the approval of the Speaker of the House to employ whatever members of his staff may be necessary to complete the records of the House and conduct the business of the Clerk's office and payment for same to be approved by the Clerk and the Speaker. (H. P. 1127)

The Order received passage and was sent up for concurrence.

### Non-Concurrent Matter

An Act relating to Services for Locating Deserting Parents and Other Persons Liable for Support of Dependents (S. P. 490) (L. D. 1342) which was passed to be enacted in the House on April 26 and passed to be engrossed on April 5.

Came from the Senate indefinitely postponed in non-concurrence.

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

### Non-Concurrent Matter

An Act Providing for Review of Laws of Forestry Department (H. P. 53) (L. D. 76) which was passed to be enacted in the House on May 8 and passed to be engrossed on May 1.

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

In the House:

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

SENATE AMENDMENT "A" to H. P. 53, L. D. 76, Bill, "An Act Providing for Review of Laws of Forestry Department."

Amend said Bill in section 2 by striking out in the first sentence the words "the Unappropriated Surplus of" and by striking out the figure "\$10,000" and inserting in place thereof the figure '\$5,000'

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

Mr. WELLMAN: Mr. Speaker, I move we recede and concur with the Senate.

The SPEAKER: The gentleman from Bangor, Mr. Wellman, moves that the House recede from its former action and concur with the Senate. Is this the pleasure of the House?

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

Mr. PEASE: Mr. Speaker, I'm sure that by this time, Mr. Speaker, many of us are quite confused. I seem to recall that this was one of the bills heard before the Committee of which I was a member, and there was serious ques-

tion whether this was something that could not be done for very little money by agencies presently within the State House and would not require a great expenditure of money. I would ask the chairman of my Committee if he happens to recall whether this was the bill or whether this was one that was heard before Appropriations. I'm quite sure it was heard by Judiciary.

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

The Chair recognizes the gentlewoman from Bethel, Mrs. Lincoln.

Mrs. LINCOLN: Mr. Speaker, I'm not a member of the Judiciary Committee but this was heard before that Committee, and this is that bill, and this amendment takes the money from \$10,000 down to \$5,000, and they do think that it is a necessary thing and that the industry should not be involved in such a review; and I do hope that this amendment is adopted, that we recede and concur with the Senate.

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

Mrs. SMITH: Mr. Speaker, as a word of explanation, these amendments are being sent over as they cut this down to fit the package as much as they can, and this happens to be one of them that they've cut from ten to five.

The SPEAKER: The pending question is the motion of the gentleman from Bangor, Mr. Wellman, to recede and concur.

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

Mr. PEASE: Mr. Speaker, I think we all thank the gentlewoman from Falmouth, Mrs. Smith, for the brief explanation of why these are being cut so that it will fit the package. In my humble opinion, as a member of the Judiciary Committee, we don't need any funds for this at all.

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

Mr. SMITH: Mr. Speaker, my recollection of the view of the Judiciary Committee in this matter coincides with that of the gentleman from Wiscasset, that such funds were not necessary.

The SPEAKER: The Chair recognizes the gentlewoman from Bethel, Mrs. Lincoln.

Mrs. LINCOLN: Mr. Speaker, this has to do with the review of the Forestry laws which has not been done in a hundred and forty-two years, and I believe that the Judiciary Committee feels that some of the wood industry should be involved in this. Personally, I feel that they should have nothing to do with it, and that it should be done by an outside lawyer not connected with any firm, and that is why we do need the five thousand for this review. I say again I hope that we recede and concur with the Senate.

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

Mr. PEASE: Mr. Speaker, if a motion is in order, I would move this be indefinitely postponed for the fact that the Judiciary Committee did not, in my recollection, feel this should be done by anyone within the lumbering or the wood industry, but it was something that could be carried on within the Department of Forestry and within the Attorney General's Department.

The SPEAKER: The Chair recognizes the gentlewoman from Bethel, Lincoln, Mrs. Lincoln.

Mrs. LINCOLN: Mr. Speaker, the Sea and Shore Fisheries had this done. The election laws had it done. The municipal laws were revised, and I see no reason why the Forestry laws cannot be revised, and the others all spent a good deal more money than five thousand. Sea and Shore Fisheries was seven thousand five hundred, election laws seven thousand five hundred, municipal laws thirteen thousand five hundred, and this is five thousand, and I still hope we recede and concur.

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

Mr. RANKIN: Mr. Speaker, Ladies and Gentlemen: During my

second term here, in the 99th Legislature, I was the House Chairman of the Sea and Shore Fisheries, and it is true that the entire Sea and Shore Fisheries laws were revised. If I remember correctly, I was appointed to an interim committee. We had a number of sessions. We engaged the services of two attorneys. That was in the 98th I guess. In the 99th, I sponsored the bills which did revise the Sea and Shore Fisheries laws. The money was well spent, and the resulting revision of laws that emerged as a result of the work of the attorneys was well worth while, and I will go along with the support of this Resolve.

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

Mr. RUST: Mr. Speaker, Ladies and Gentlemen of the House: I rise in opposition to the motion of the gentleman from Wiscasset, Mr. Pease, and I would support the motion of the gentlewoman from Bethel, Mrs. Lincoln. As a member of the Judiciary Committee, the Commissioner of Forestry requested \$10,000. He advised the Committee on Judiciary that he thought that he could do it with \$7,500, and I think that was the figure which originally went out, and now it's been cut down to \$5,000. He does need some outside assistance by way of legal aid to do a proper job of recodifying the laws of the State Forestry Department.

Mr. Wellman of Bangor asked for a division.

The SPEAKER: A division has been requested. The question before the House is the motion of the gentleman from Wiscasset, Mr. Pease, that Item 6, An Act Providing for Review of Laws of Forestry Department, House Paper 53, L. D. 76—the motion is to indefinitely postpone further consideration of this matter.

All those in favor of indefinite postponement of further consideration will rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Sixteen having voted in the affirmative and sixty-eight having voted in the negative, the motion to indefinitely postpone did not prevail.

The SPEAKER: Is it now the pleasure of the House to recede from our former action and concur with the Senate?

The motion prevailed.

#### Non-Concurrent Matter

Resolve Providing for a Pension for Jennie A. George of Orrington (H. P. 553) (L. D. 768) which was finally passed in the House on April 2 and passed to be engrossed on March 22.

Came from the Senate indefinitely postponed in non-concurrence.

In the House:

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

Mr. TYNDALE: Mr. Speaker and Members of the House: I was the sponsor of this resolve and the reason that it comes from the Senate indefinitely postponed is that the dear old soul has passed on. She was one hundred and one years old and the oldest teacher in the State of Maine; and I thank you all very much for passing this resolve, but it was just a trifle late.

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

Mr. RUST: Mr. Speaker, I would just like to make a comment. I am amazed that the good gentleman from Kennebunkport, Mr. Tyndale, is so well-known throughout the state that he has a representative in Orrington.

Thereupon the Resolve was indefinitely postponed in concurrence.

#### Order Out of Order

Mr. MacLeod of Brewer presented the following Order and moved its passage:

ORDERED, the Senate concurring,

That the 101st Session of the Maine Legislature pay special tribute to the secretary of the Legislative Finance Officer for the many courtesies and special favors bestowed on individual members of both branches of this Legislature, and

That this Session convey, by passage of this Joint Order, its sincere appreciation to Miss Elizabeth Faulkner for her friendly cooperation throughout the session.

Be it further ordered that an engrossed copy of this Joint Order be sent to Miss Faulkner, as direct evidence of the sentiments of the 101st Legislature. (H. P. 1128)

The Order received passage and was sent up for concurrence.

The SPEAKER: The Chair now lays before the House Legislative Document 1561, House Paper 1089, An Act to Reorganize the Department of Economic Development, which appeared as an enactor on Supplement number seven and was temporarily laid aside.

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

Mrs. SMITH: Mr. Speaker, I now move the adoption of House Amendment "B" to L. D. 1561, filing number H-514, and move its adoption.

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

HOUSE AMENDMENT "B" to H. P. 1089, L. D. 1561, Bill, "An Act to Reorganize the Department of Economic Development."

Amend said Bill in that part designated "Sec. 2." of section 2 by striking out all of the first 4 lines and inserting in place thereof the following:

"**Sec. 2. Powers and duties.** The commissioner may employ such division chiefs **directors**, deputies, assistants and **industrial development specialists and such other employees** as may be necessary, subject to the provisions of the Personnel Law; employ or"

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

The SPEAKER: The House will be at recess until the sound of the gong.

#### After Recess

Called to order by the Speaker.

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

Mr. ANDERSON: Mr. Speaker, Members of the House: The hour is late or, perhaps to be more specific early; we are all very tired, many of us have imbibed frequently and perhaps too freely. There are many important pieces of legislation coming up which should require deliberation. I don't think we are using our constituents right by trying to legislate under these conditions. I move that we adjourn until eleven A.M. and request a division.

The SPEAKER: The gentleman's motion is not in order.

**Order  
Out of Order**

Mr. Plante of Old Orchard Beach presented the following Order and moved its passage:

ORDERED, That Representative Lebel of Van Buren, Representative Gill of South Portland and Representative Roy of Winslow shall each be paid, as compensation for the regular session of the 101st Legislature \$1,600 less that amount which was paid to his predecessor and that amount which he has received.

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

Mr. WELLMAN: I move the adoption of this Order.

Thereupon the Order received passage.

Mr. ANDERSON of Ellsworth: Mr. Speaker?

The SPEAKER: For what purpose does the gentleman arise?

Mr. ANDERSON: I rise to a point of order.

The SPEAKER: The gentleman may state his point of order.

Mr. ANDERSON: I would request from the Chair why my motion was not in order.

The SPEAKER: The rules were suspended earlier in the day, and the rules being under suspension, the gentleman's motion was not in order.

The SPEAKER: Supplement No. 9, House Advance Journal, the

following matters from the Senate may be taken up out of order if the House so orders. Does the House so order? It does.

**Passed to Be Enacted**

An Act relating to Requirements, Appointment and Term of the Adjutant General (H. P. 250) (L. D. 319)

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.

**Non-Concurrent Matter**

House Joint Order relative to Motor Carriers of Property for Hire, Legislative Research Study (H. P. 1048) which was passed in the House on April 12.

Came from the Senate indefinitely postponed in non-concurrence.

In the House: On motion of Mr. Boothby of Livermore, the House voted to insist on its former action.

**Non-Concurrent Matter**

House Joint Order relative to Legislative Research Study of Air Pollution (H. P. 1069) which was passed in the House on April 30.

Came from the Senate indefinitely postponed in non-concurrence.

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

**Non-Concurrent Matter**

House Joint Order relative to Legislative Research Committee Study of State Employee Use of Motor Vehicles (H. P. 1075) which was passed in the House on May 1.

Came from the Senate indefinitely postponed in non-concurrence.

In the House: On motion of Mr. Wellman of Bangor and on a viva voce vote, the House voted to recede and concur with the Senate.

**Non-Concurrent Matter**

House Joint Order relative to Legislative Research Committee

Study of Municipal Tax Structure (H. P. 1107) which was passed in the House on June 12.

Came from the Senate indefinitely postponed in non-concurrence.

In the House:

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

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

The SPEAKER: The gentleman from Bangor moves that the House recede and concur.

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

Mr. LIBBY: Mr. Speaker, Members of the House: On June 12 this House was very courteous and allowed this bill—this is the so-called Portland gross receipts tax bill—and you allowed this to go forth from here with the approval that it would go before the Legislative Research Committee. I am very sorry to see what the Senate has done to this tonight. I hope that the motion to recede and concur will fail. Thank you. A division please.

The SPEAKER: Is the House ready for the question? All those in favor of receding and concurring will say aye; those opposed, no.

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

Thirty-five having voted in the affirmative and thirty-nine having voted in the negative, the motion to recede and concur did not prevail.

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

Mr. LIBBY: Mr. Speaker, I move we adhere.

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

The Chair recognizes the gentleman from Biddeford, Mr. Cartier.

Mr. CARTIER: Mr. Speaker, I move we insist and ask for a committee of conference.

Thereupon, the House voted to insist on its former action and

request a committee of conference.

From the Senate: The following Order:

ORDERED, the House concurring, that the Legislative Research Committee study the feasibility of an income tax in the State of Maine, its rates, exemptions and impact on the people of Maine and report its findings to the 102nd Legislature, and it is further

ORDERED, that the Legislative Research Committee is authorized to employ professional and technical assistance in its study thereof (S. P. 644)

Came from the Senate read and passed.

In the House, the Order was read.

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

Mr. WELLMAN: Mr. Speaker, this is a very similar order to what I presented earlier. However, it does contain an additional clause which will be helpful to the Research Committee. I move it be adopted.

The SPEAKER: The gentleman from Bangor, Mr. Wellman, moves that this Order receive passage in concurrence. Is this the pleasure of the House?

The motion prevailed.

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

Mr. LITTLEFIELD: Mr. Speaker, I would oppose the motion, and move that this Order be—

The SPEAKER: The gentleman from Hampden, Mr. Littlefield, moves that the House reconsider its action whereby this Order was just adopted in concurrence. Is this the pleasure of the House?

All those in favor will say yes; those opposed, will say no.

On a viva voce vote, the motion did not prevail.

The SPEAKER: Is it now the pleasure of the House that this Order receive passage in concurrence?

The motion prevailed.

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

Mr. VILES: Mr. Speaker, I consider some of this legislation pretty important, and I notice two items here now that have gone under the hammer. However, I realize that we are tired and sleepy, but I would like to be recognized on this particular item, and I would make the motion that it be indefinitely postponed.

The SPEAKER: Does the gentleman move reconsideration? This matter having been reconsidered once, it is not before us. It has gone to the Senate in concurrence.

#### Passed to Be Enacted

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

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.

#### Conference Committees Report

Report of the Committees of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act relating to Establishment, Maintenance and Operation of Regional Technical and Vocational Centers" (S. P. 383) (L. D. 1086) reporting that they are unable to agree.

(Signed) FARRIS of Kennebec  
FERGUSON of Oxford  
JOHNSON of Somerset

—Committee on part of Senate.

SMITH of Falmouth  
MacLEOD of Brewer  
ANDERSON of Ellsworth

—Committee on part of House.

Came from the Senate read and accepted.

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

#### Non-Concurrent Matter

Bill "An Act relating to Partial Unemployment Benefits and Experience Rating Record under Employment Security Law" (H. P. 872) (L. D. 1259) on which the House accepted the Majority "Ought not to pass" Report as covered by other legislation of the Committee on Labor on May 22.

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

In the House:

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

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

The SPEAKER: The gentleman from Bangor, Mr. Wellman, moves that the House recede and concur with the Senate. Is this the pleasure of the House?

The Chair recognizes the gentleman from Lubec, Mr. Denbow.

Mr. DENBOW: Mr. Speaker, I've studied this bill quite carefully, and inasmuch as it doesn't do hardly anything to the original bill, except to confuse it a little more, either for labor or for the employer, it's quite extensive, it's quite lengthy, I'd like to move it be indefinitely postponed.

The SPEAKER: The gentleman from Lubec, Mr. Denbow, moves that the House indefinitely postpone further consideration of Bill "An Act relating to Partial Unemployment Benefits and Experience Rating Record under Employment Security Law."

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

Mr. BROWN: Mr. Speaker, I rise in opposition to the motion to indefinitely postpone this measure, and I would speak on the subject, and I could speak for an hour and a half, but I'm not going to at this point. I hope you will support the motion of Mr. Wellman of Bangor.

The SPEAKER: The Chair recognizes the gentleman from Denmark, Mr. Dunn.

Mr. DUNN: Mr. Speaker, and Members of the House: I'm one of the two signers of the Minority "Ought to pass" Report on this bill because I believed it was better to make a few corrections in the bill that we are using at the present time than to change to a new system altogether. I think this 1259 with the amendment that has been put on by the Senate, S-340, takes care of the inequities in the Estey

Amendment that was put on two years ago. The weekly benefits, this amendment carries a seven dollar weekly benefit here that is before any deduction from your full benefit payment. Under the disqualifications, they have been reworded a little bit and tightened up a little of the language, but the amount that it's necessary to earn for qualification has been cut, and that is eased up a little bit. The disqualification for illness which the Attorney General has ruled shouldn't have been handled the way they have, has been written into this so that it cannot be misunderstood.

It apparently has been the custom of when anyone leaving a job voluntarily, and going to work for a few weeks on something that might not be permanent, and then finding themselves out of work, have been going and applying for unemployment and being granted it. That was not the original intent of the bill, and this rewording has tried to spell it out so that there can be no misunderstanding on that, and I hope that we will go along and recede and concur.

The SPEAKER: The Chair recognizes the gentleman from Lubec, Mr. Denbow.

Mr. DENBOW: Mr. Speaker, I'm not going to debate the bill because there's very little difference. It's not too bad either way. All I would like to ask to save time without anybody getting hurt is ask for a division.

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

Mr. THAANUM: Mr. Speaker, Ladies and Gentlemen of the House: I think all of you are well aware of my keen interest in the unemployment insurance program here in the State of Maine, and I know you're all tired and I'm just as tired as you are, but we're getting down here to the end of the road, and as I said the other day, I think it's highly important that we take care of this now at this time, and not indefinitely postpone this bill. Now there have been many things and many troubles in unemployment compensation in the last few years, and I think your people back

home and my people back home are expecting me to do something about getting some of those gripes and repairs done here in this session of the Legislature. It's unfortunate that we've left this matter to this very late hour, but I do hope that you will give this bill a chance and that you will not vote to indefinitely postpone it at this time. Let's take the time to do our duty before we go home at least as far as unemployment compensation is concerned.

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

Mr. BROWN: Mr. Speaker, Ladies and Gentlemen of the House: I certainly hope that the motion to indefinitely postpone is defeated. I also hope that the other motion is defeated so that I may present a motion that the House recede from our action whereby we adopted the Majority "Ought not to pass" Report and accept the Mincrity "Ought to pass" Report, then let the bill go for the third reading so that I may offer an amendment that I have prepared to this bill.

I'm certain that all of you are mindful that the employment security money is paid by the employer, and I certainly think that you must know that the employee is mindful of this too. There are certain rights that both the employer and the employee should have under this bill. In this session of the Legislature not very much has been done in regard to the labor people. I certainly hope that somewhere along the line we can give them a token. It seems only small enough to ask for what I have asked you to do, and I certainly hope the motion to indefinitely postpone does not prevail.

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

Mr. BROWN: Mr. Speaker, I would like to make one statement to correct that thought Mr. Brown just left with you. We passed in this House a Workmen's Compensation Act which increased the cost to the employers by a considerable amount. We have also in this bill given to the employees a consider-



able amount of money from the unemployment fund. I think those two things coupled together are more than a token by far. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Lubec, Mr. Denbow.

Mr. DENBOW: Mr. Speaker, inasmuch as I have accomplished my purpose in getting a little debate on the subject, and there is so little difference between them, I would like to withdraw my motion to indefinitely postpone, and if it's in order, I would like to make the motion to recede and concur.

The SPEAKER: The gentleman from Lubec, Mr. Denbow, withdraws his motion to indefinitely postpone, and the pending question is the motion of the gentleman from Bangor, Mr. Wellman, that the House recede from its former action and concur with the Senate.

All those in favor will say yes; those opposed, say no.

On a viva voce vote the motion prevailed and the House voted to recede and concur with the Senate.

The SPEAKER: The Chair at this time would ask the Sergeant-at-Arms to escort the gentleman from Rockland to the rostrum, the gentleman from Rockland, Mr. Knight, to serve as Speaker pro tem.

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

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

Mr. THAANUM: Mr. Speaker, Ladies and Gentlemen of the House: We have just made a rather serious decision regarding unemployment compensation.

The SPEAKER pro tem: Will the gentleman defer for a moment, please.

Does the gentleman from Winthrop, Mr. Thaanum, wish to make a motion to reconsider?

Mr. THAANUM: I do.

The SPEAKER pro tem: The question before the House is the motion of the gentleman from Winthrop, Mr. Thaanum, to reconsider

the action on Bill "An Act relating to Partial Unemployment Benefits and Experience Rating Record Under Employment Security Law," House Paper 872, Legislative Document 1259, whereby we moved to recede and concur. Is that the pleasure of the House?

The motion prevailed.

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

Mr. TYNDALE: Mr. Speaker, I would like to pose a parliamentary inquiry.

The SPEAKER pro tem: The gentleman may pose his question.

Mr. TYNDALE: What is the status of this bill right now?

The SPEAKER pro tem: That is not a parliamentary inquiry.

Mr. TYNDALE: Well, may I pose a question another way. Is it possible—

The SPEAKER pro tem: Would the gentleman defer.

The House accepted the Majority "Ought not to pass" Report, and the Senate accepted the Minority "Ought to pass" as amended by Committee Amendment "A" Report and Senate Amendments "A" and "B" in non-concurrence.

What does the gentleman from Kennebunkport, Mr. Tyndale, wish to do?

Mr. TYNDALE: Mr. Speaker, I move we insist and form a committee of conference.

The SPEAKER pro tem: The question before the House at this time is the motion to recede and concur which takes precedence.

If the House wishes to recede and concur with the Senate, it must recede from accepting the Majority "Ought not to pass" Report and concur in accepting the Minority "Ought to pass" Report. Then the bill can be given its readings.

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

Mr. THAANUM: Mr. Speaker, I would like that the question be divided and that we vote on the question of receding.

The SPEAKER pro tem: The gentleman from Winthrop, Mr. Thaanum, asks to have the motion divided, and the Chair will so divide the motion. The question now before the House is receding from the accept-

ance of the Majority Report. All those in favor of receding, will please say aye; those opposed, no.

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

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

Mr. BROWN: I would like to speak on this motion. As I understand it, the motion now is to reconsider—

The SPEAKER pro tem: The question before the House is the motion to recede.

Mr. BROWN of South Portland: And concur with the Senate?

The SPEAKER pro tem: No, to recede only.

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

Mr. PEASE: Mr. Speaker, Ladies and Gentlemen of the House: I would urge you on this matter to vote to recede so that we may then have the matter before us. We may then act according to the normal steps, to pass this bill to the point where we can amend it. We may then amend it with the proper amendment to satisfy us and then send it back in concurrence with the Senate.

The SPEAKER pro tem: The question before the House is to recede from the acceptance of the Majority Report.

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

Mr. RUST: Mr. Speaker, I would ask a parliamentary inquiry to the Chair.

The SPEAKER pro tem: The gentleman may proceed.

Mr. RUST: To get into concurrence with the Senate, must not the House recede, then accept the Minority "Ought to pass" Report of the bill. Give the bill two readings, then place Senate Amendment 340 on the bill and we will be in concurrence.

The SPEAKER pro tem: The House must first recede from accepting the Majority Report and then concur with the Senate in accepting the Minority Report. Then give the bill its readings.

Will all those in favor of receding, please rise and remain standing un-

til the monitors have made and returned the count.

A division of the House was had.

Eighty-three having voted in the affirmative and one having voted in the negative, the motion to recede did prevail.

The SPEAKER pro tem: Is it now the pleasure of the House to concur with the Senate in accepting the Minority Report?

The motion prevailed.

Mr. THAANUM of Winthrop: I would like to rise on a point of order. I think the motion to adhere prevailed. Would it then be in order for a motion to accept the Minority "Ought to pass" Report?

The SPEAKER pro tem: The Report has been accepted.

Thereupon, the Bill was given its two several readings.

The SPEAKER pro tem: The Chair recognizes the gentleman from Lubec, Mr. Denbow.

Mr. DENBOW: Mr. Speaker, if I am out of order, I am perfectly willing to be shown, but here is what I am concerned about. In the Calendar, it refers to Senate Amendments "A" and "B." On our desks, we have Senate Amendment "C", which makes the thing exactly as Mr. Thaanum wanted it, and I think it is very good for the industry, both sides and something for labor. I don't know how to present it because it is a Senate Amendment filed and distributed under S-347.

The SPEAKER pro tem: Would the gentleman repeat his question.

Mr. DENBOW of Lubec: The supplemental report we have here says comes from the Senate, passed to be engrossed as amended by Committee Amendment "A," H-343; Senate Amendment "A," S-291; and "B," S-340 in non-concurrence. If that is the way it is, it is all right. But we have on our desks another amendment which is much more clarifying, which is Senate Amendment "C."

The SPEAKER pro tem: For your information, Senate Amendment "C" failed of adoption in the Senate, and cannot be considered before the House.

Mr. DENBOW of Lubec: Thank you.

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

Mr. THAANUM: Mr. Speaker, what I'm trying to do, we are trying to get back in the heart of this bill a little, and I'd like to talk a little to you on partial unemployment. I think I've got something that will be of keen interest to you, and that is what I'm trying to get at. Now as I understand it, the bill has had its two readings, and I understand that it would go now to its third reading, and then we'd have an opportunity to offer some amendments to the bill. Am I right on that?

The SPEAKER pro tem: Is it the pleasure of the House that the rules be suspended and that the Bill be given its third reading at this time?

The motion prevailed, and the Bill was given its third reading.

Mr. Thaanum of Winthrop offered House Amendment "A" and moved its adoption.

The SPEAKER pro tem: The gentleman has never offered such an amendment for reproduction.

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

Mr. BROWN: Thank you Mr. Speaker. Mr. Speaker and Ladies and Gentlemen of the House: You have come to the stage of accepting the Minority Report. At this time you should accept the Committee Report A. Then you should accept any other amendment or reject any other amendment that is offered. If you do it in this procedure then you will be able to argue your points.

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

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

HOUSE AMENDMENT "A" to H. P. 872, L. D. 1259, Bill, "An Act Relating to Partial Unemployment Benefits and Experience Rating Record Under Employment Security Law."

Amend said Bill in the Title by striking out the words "Experience Rating Record Under" and inserting

in place thereof the words 'Clarifying the'

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

"Sec. 1. R. S., c. 29, Sec. 5, sub-Sec. V, amended. Subsection V of section 5 of chapter 29 of the Revised Statutes, as amended by chapter 350 of the public laws of 1955, is further amended to read as follows:

'V. Advisory council. The commission shall appoint a state advisory council consisting of not more than 9 members composed of an equal number of employer representatives and employee representatives who may fairly be regarded as representative because of their vocation, employment or affiliations and an equal number of members representing the general public. Such council shall meet not less than 4 times a year and shall aid the commission in formulating policies and discussing problems related to the administration of the provisions of this chapter and in assuring impartiality and freedom from political influence in the solution of such problems. The advisory council may also make recommendations to the Governor for such changes in this chapter as in their opinion will aid in accomplishing the objectives of this chapter. Each member of the advisory council shall be compensated in the amount of \$20 for each day in attendance upon a meeting of the council in addition to reimbursement for any necessary expenses, provided, however, that such compensation paid to any one member of the council shall not exceed the sum of \$240 in any 1 fiscal year.'

Sec. 2. R. S., c. 29, Sec. 13, sub-Sec. III, repealed and replaced. Subsection III of section 13 of chapter 29 of the Revised Statutes, as last repealed and replaced by section 2 of chapter 361 of the public laws of 1961, is repealed and the following enacted in place thereof:

"III. Weekly benefit for partial unemployment. On and after October 1, 1963, each eligible individual who is partially unemployed in any

week shall be paid with respect to such week a partial benefit in an amount equal to his weekly benefit amount less that part of his earnings paid or payable to him with respect to such week which is in excess of \$10 plus any fraction of a dollar except that any amounts received from the Federal Government by members of the National Guard and Organized Reserve, including base pay and allowances, shall not be deemed wages for the purpose of this subsection.'

Sec. 3. R. S., c. 29, Sec. 15, sub-Sec. 1, amended. Subsection I of section 15 of chapter 29 of the Revised Statutes, as amended, is further amended by adding after the 2nd sentence, a new sentence, as follows:

'Leaving work shall not be considered voluntary without good cause when it is caused by the illness or disability of the claimant and the claimant took all reasonable precautions to protect his employment status by having promptly notified his employer as to the reason for his absence and by promptly requesting reemployment when he is again able to resume employment.'

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

Mr. RUST: Mr. Speaker, I rise to a point of parliamentary inquiry.

The SPEAKER pro tem: The gentleman may state his point of parliamentary inquiry.

Mr. RUST: If I follow the process which the Senate took, they replaced the bill, added Senate Amendment "A" and Committee Amendment "A" with Senate Amendment "B". If this is a fact, would it now be possible to pass this bill to be engrossed as amended by Senate Amendment "B" in concurrence?

The SPEAKER pro tem: The Chair will inform the gentleman that if House Amendment "A" is adopted, it will preclude the consideration and adoption of the Senate amendments, it being a substitute for the bill.

The question now before the House is on the adoption of House Amendment "A". All those in

favor of adopting House Amendment "A" —

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

Mr. THAANUM: Mr. Speaker, Ladies and Gentlemen: I think the amendment needs a little explanation before you vote on it, and if I may be privileged to do so I'd just like to take a minute of your time to tell you what this amendment does.

Now originally before the extra bill came into the Legislature here, the partial unemployment benefits in the law provided for a \$10 amount in connection with partial unemployment. There were some errors made in connection with the Estey Bill in regard to partial unemployment, and there has been some attempt here made to restore it, but the amount that has been attempted to restore it up to this time seems to be the amount of \$7. Now my point I wanted to get across to you is the fact that I believe that inasmuch as four years ago the amount for partial unemployment was \$10, that the cost of living has arisen since that time, and I don't see the consistency in reducing that partial benefit amount from \$10 to \$7. It seems to me to keep it at the \$10 at least makes more sense to me than it does to be reducing it at this time, and I would like to enter this particular amendment to restore the partial unemployment benefits as they were before the Estey Bill came into the Legislature, and raise the amount as far as partial unemployment is concerned from \$7 as we have a figure here in some of the papers of this bill, to increase that to the amount of \$10. I feel it's only fair and just to the working people of the State of Maine that we should go back to the figure that we had before we got a little bit muddled up, if you will, in the Estey Bill as it went through the 100th Session, and I would urge you to support this amendment in order to accomplish this particular thing. Thank you very much.

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

Mr. GIFFORD: Mr. Speaker, Ladies and Gentlemen of the House: Reluctantly and rather unhappily, I find I must rise in opposition to the motion of the gentleman from Winthrop, Mr. Thaanum, the wishes of my House Chairman of the Labor Committee, the gentleman from South Portland, Mr. Brown, and in opposition to House Amendment "A". I would hope that it will be defeated, in order that Senate Amendment "B" may be adopted in its stead.

I do so primarily for this reason. Back when we considered the Thaanum Bill, it included a provision changing the employer contribution table in order to strengthen the fund. We also had one of the Brown Bills, so-called, 1258, which contained the same provision. Both of these bills are now dead, and the only bill and amendment combination which we have available to us which will permit this action, and not place the fund in jeopardy, is the present bill 1259 if amended by Senate Amendment "B". This will not leave us perhaps with an ideal law, and one which undoubtedly will be further considered by the 102nd Legislature. I certainly feel that I cannot in conscience do other, at this time, than to support the only available means for protection of the fund. I move indefinite postponement of House Amendment "A".

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

Mr. TYNDALE: Mr. Speaker, rising to support Amendment "A" and opposing the motion made by my esteemed colleague, Mr. Gifford, for indefinite postponement of this amendment, I would like at this particular time to bring your attention to this Employment Security Law which Mr. Thaanum and other men have tried to straighten out. You are faced right at this moment with this one particular position, the only opportunity that you have to protect the working man is to give him this Amendment "A" and I have written down a few of these reasons, and I will present them

to you at this time. In rising to support this amendment, I want to particularly direct your attention to that provision of the amendment which relates to the section of our Employment Security Law authorizing certain weekly benefits to be paid during periods of partial unemployment. The only portion the amendment proposes to correct is one part of that particular unemployment law which would mean the amount of money a man could earn which would not disqualify him from collecting unemployment insurance and that's the \$10 law, and I would not want to attempt to try to explain to you a law which is one of the most complicated laws existing on our statutes today. It is very, very difficult for any layman to go before you and to answer any specific questions on this law, and I would certainly not attempt to carry any further anything that Representative Thaanum might have told you.

I can only bring to your attention the one point, this is your last opportunity to protect the working man on this employment security law. Now there were three bills brought before you on various occasions at this time, and as I recall during the 100th session, we had a long drawn out debate on the Estey Bill. Some of us did not believe the disqualification law was a good law. The bill was passed anyway. It almost unseated our Governor and caused us a great deal of consternation in the ranks of the unemployed collecting unemployment insurance.

I would like to have you give this serious consideration, because this will be the only opportunity you will have to protect the fellow that collects this unemployment insurance. I believe that this present Amendment "B" that was passed in the Senate will tighten up the security law to the extent which will hurt the fellow that is collecting it. And I would take the word of Representative Thaanum on this above any man that I would know or could come in contact with with reference to this law. He has had more experience, more contact with the law than any person in the State

of Maine today, and I would ask him if there becomes any opportunity to take this final protection of this amendment, and I would ask that you pay serious heed to him. Thank you.

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

Mr. MacPHAIL: Mr. Speaker, I had not realized that we are here for the sole purpose of protecting the working man. I do think we do have some responsibility to the employer of these working men and the man who is paying the bills, all of the bills, for this employment security program, and I would most heartily support the motion of the gentleman from Manchester, Mr. Gifford, for indefinite postponement.

The SPEAKER pro tem: The motion before the House is the indefinite postponement of House Amendment "A".

Mr. Thaanum of Winthrop was granted permission to speak a third time.

Mr. THAANUM: Mr. Speaker, Ladies and Gentlemen: I won't take but a minute, but I notice here that there is a bill, number 1258, that takes care of the situation that was referred to by the gentleman from Manchester, that I still think is on the table somewhere, which has to do with the particular ratios, reserve ratio as it is called in the law. Thank you very much.

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

Mr. GIFFORD: Mr. Speaker, Ladies and Gentlemen of the House: I believe I am correct when I state that 1258, the "Ought not to pass" Report has been accepted by both branches.

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

Mr. BROWN: Mr. Speaker, Ladies and Gentlemen of the House: Quite some time ago you remember we passed L. D. 7 down to the other branch, and I gave you the story on that, that we had to stir up somebody. Apparently it stirred them up, but it seems to me that they all came to work tonight and

you have had the lobbying of one particular side of this bill, and you well know it.

It seems to me a fair consideration of these amendments should be had. I do not criticize the House, the Membership of the House, but I certainly do criticize the actions of the lobby. It seems to me that there are many more numbers in this state of employees than there are employers. I certainly recognize that the rights of each should be guarded, but in House Amendment "A" it certainly does not ask too much. The law that exists today says that a man may work in other than his regular employment and receive up to \$10.00 without being penalized, and that if he works in his regular employment he isn't penalized for the money he earns. In House Amendment "A," and this is the only one that that third branch objects to, it puts back prior to the Estey's amendment and after 1959 as I remember, the fact that we recognize that when a man is on unemployment, that he should be encouraged to obtain work wherever he may find it, in his own employment or anything else. I don't think that we are asking for too much, and I really don't think you do, but you have had your ears pounded. You have been told it is time to go home. Line up, concur with the Senate. This is not the action of the House prior to today. Let's be reasonable. Let's consider House Amendment "A." Thank you very much.

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

Mr. PLANTE: Mr. Speaker, I heartily concur with the remarks of the gentleman from South Portland, Mr. Brown. We all recognize that the members of the Third House, all of them assembled here, have a job to do; but we also have a responsibility and a task to do, and I would be negligent in my duty if I were not to get up on my feet and wholeheartedly support House Amendment "A" and urge that Senate Amendment "B" be defeated. So I urge that all of you vote to sup-

port the gentleman from South Portland, Mr. Brown, in supporting House Amendment "A" and doing our job as well as the lobbyists are trying to do theirs.

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

Mr. BROWN: Mr. Speaker, I would only say that there are lobbies on both sides of the street.

The SPEAKER pro tem: The Chair recognizes the gentleman from Topsham, Mr. Mendes.

Mr. MENDES: Mr. Speaker, I rise to support the motion to indefinitely postpone House Amendment "A," and if these people are really sincere and want to do something to correct the inequities in the present Estey's law, they should adopt Senate Amendment "B" and get in concurrence with the other body; otherwise this could be stalemated between the bodies and everything could be lost, and I urge you to defeat House Amendment "A." Thank you.

The SPEAKER pro tem: The question before the House is the indefinite postponement of House Amendment "A." The Chair will order a division. All those in favor of indefinite postponement of House Amendment "A," please rise and remain standing until the the monitors have returned their count.

A division of the House was had.

Sixty-one voted in the affirmative and twenty-four voted in the negative.

Mr. O'LEARY: Mr. Speaker?

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

Mr. O'LEARY: I would request a roll call.

The SPEAKER pro tem: A roll call has been requested. To entertain a motion for a roll call—to order a roll call there must be a desire of one-fifth of the members present. All those in favor of a roll call will please rise and remain standing.

Eighteen members arose, there being eighty-eight members present.

The SPEAKER pro tem: A suf-

ficient number having arisen, a roll call is ordered. The question before the House is the indefinite postponement of House Amendment "A" to Bill "An Act relating to Partial Unemployment Benefits and Experience Rating Record under Employment Security Law," L. D. 1259. All those in favor of indefinite postponement of House Amendment "A" will answer "yes" when their name is called; all those opposed to the indefinite postponement will answer "no." The Clerk will call the roll.

### ROLL CALL

YES — Albair, Anderson, Ellsworth; Benson, Berry, Bragdon, Brewer, Brown, Fairfield; Chapman, Cookson, Cope, Coulthard, Crockett, Davis, Denbow, Drake, Dunn, Easton, Foster, Gifford, Gilbert, Gill, Hanson, Hardy, Henry, Hobbs, Humphrey, Hutchins, Jones, Kent, Kennedy, Laughton, Libby, Lincoln, MacLeod, MacPhail, Maddox, Mendes, Minsky, Mower, Norton, Oakes, Oberg, Pease, Philbrick, Richardson, Rust, Scott, Shaw, Smith, Falmouth; Susi, Thornton, Townsend, Treworgy, Vaughn, Viles, Ward, Waterman, Watkins, Welch, Wellman, White, Guilford; Wight, Presque Isle; Young.

NO—Anderson, Orono; Bedard, Berman, Bernard, Binnette, Birt, Brown, So. Portland; Bussiere, Carter, Cartier, Childs, Cottrell, Crommett, Curtis, Dostie, Edwards, Ewer, Harrington, Hendricks, Jalbert, Littlefield, McGee, Nadeau, O'Leary, Osgood, Pierce, Pitts, Plante, Prince, Oakfield; Roy, Snow, Thaanum, Tyndale, Wood.

ABSENT — Ayoob, Baldic, Blouin, Boissonneau, Boothby, Bourgoin, Bradeen, Burns, Choate, Cote, Cressey, Dennett, Dudley, Finley, Gallant, Gustafson, Hammond, Hawkes, Hendsbee, Jamieson, Jewell, Jobin, Karkos, Kilroy, Lebel, Levesque, Linnekin, Lowery, MacGregor, Mathieson, Meisner, Noel, Osborn, Poirier, Prince, Harpswell; Rand, Rankin, Reynolds, Ricker, Roberts, Ross, Augusta; Ross, Brownville; Saha-

gian, Smith, Bar Harbor; Smith, Strong; Tardiff, Taylor, Turner, Wade, Waltz, Whitney, Williams.

Upon request of Mr. O'Leary of Mexico, the roll call was verified by the Clerk.

Yes, 63; No, 34; Absent, 52.

The SPEAKER pro tem: Sixty-three having voted in the affirmative and thirty-four in the negative with fifty-two absent, the motion prevails, and House Amendment "A" is indefinitely postponed.

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

Mr. WELLMAN: Mr. Speaker, I therefore move that in order to become in concurrence with the Senate, we adopt Committee Amendment "A."

The SPEAKER pro tem: Is it now the pleasure of the House to adopt Committee Amendment "A"? The motion prevailed.

On further motion of Mr. Wellman of Bangor, Senate Amendments "A" and "B" were adopted in concurrence.

At this point, Speaker Kennedy returned to the rostrum.

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

Mr. BROWN: Mr. Speaker, I now move that this bill and all its accompanying papers be indefinitely postponed.

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

Mr. PLANTE: Mr. Speaker, Ladies and Gentlemen of the House: I'm forced to concur with the gentleman from South Portland, Mr. Brown. This Legislative Document, as amended, is nothing more than teasing illusions, simply a bundle of insults to the working men and women of this state who would be placed in an unfortunate position of being unemployed. It is so innocuous that it isn't even worth being placed on our books, and I hope that this House will indefinitely postpone the entire bill.

The SPEAKER: The Chair recognizes the gentleman from Biddeford, Mr. Cartier.

Mr. CARTIER: Mr. Speaker, I request a roll call on the indefinite postponement.

The SPEAKER: A roll call has been requested.

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

Mr. BROWN: Mr. Speaker and Ladies and Gentlemen of the House: I rise to refute the statement of the gentleman from Old Orchard, Mr. Plante, because I do not think that is true. If you would peruse Senate Amendment "B" you would find there are many things which have been put back into the law which was taken out by the Estey Amendment. Among them was the separation due to illness, partial employment, and certain other features. Thank you.

The SPEAKER: The question before the House is the motion—

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

Mr. O'LEARY: Mr. Speaker, Ladies and Gentlemen of the House: I have refrained from getting up here and speaking on any labor bills because I'm a laboring man, and I might be in conflict of interests, but it seems that everywhere around here tonight there's been a mood of trampling the working man when he's down, and I resent it. I go along with the gentleman from South Portland, Mr. Brown.

The SPEAKER: Is the House ready for the question? The question before the House is the motion of the gentleman from South Portland, Mr. Brown, that this matter be indefinitely postponed. 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 will rise and be counted.

An insufficient number arose.

The SPEAKER: Obviously less than one-fifth having arisen, a roll call is not ordered, but a division will be ordered by the Chair.

All of those in favor of indefinite postponement of Bill "An Act relating to Partial Unemployment Benefits and Experience Rating Record under Employment Security Law, House Paper 872, L. D.



1259, will rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Twenty-six having voted in the affirmative and fifty-nine having voted in the negative, the motion to indefinitely postpone did not prevail.

The SPEAKER: Is it now the pleasure of the House that this matter be passed to be engrossed as amended?

The motion prevailed, and the Bill was passed to be engrossed as amended by Committee Amendment "A" and Senate Amendments "A" and "B" and sent to the Senate.

#### Non-Concurrent Matter

An Act Repealing Certain Portions of the Employment Security Law (H. P. 1) (L. D. 7) which was passed to be engrossed in the House on June 21.

Came from the Senate indefinitely postponed in non-concurrence.

In the House:

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

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

The motion prevailed.

The SPEAKER: For what purpose does the gentleman arise?

Mr. JALBERT of Lewiston: Mr. Speaker, for a roll call.

The SPEAKER: 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 membership present. All those desiring a roll call will rise and be counted.

An insufficient number arose.

The SPEAKER: Obviously less than one-fifth having arisen, a roll call is not ordered.

The SPEAKER: The item on Supplement number ten.

#### Ought to Pass with Committee Amendment Amended in Senate

Report of the Committee on Judiciary on Bill "An Act to Correct Errors and Inconsistencies in the

Public Laws" (S. P. 33) (L. D. 124) 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" and Senate Amendment "B".

In the House, the report was read and accepted in concurrence and the Bill read twice. Committee Amendment "A" being L. D. 1588, was read and adopted in concurrence. Senate Amendment "B," S-340, was read and adopted in concurrence. Under suspension of the rules the Bill was given its third reading, passed to be engrossed as amended by Committee Amendment "A" and Senate Amendment "B" and sent to the Senate.

The Speaker appointed the following Conferees on the part of the House on the disagreeing action of the two branches on Bill "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," (H. P. 1111) (L. D. 1594):

Messrs. SNOW of Jonesboro  
RUST of York  
PEASE of Wiscasset

The SPEAKER: We have pending business coming from the Senate, but we will recess for two hours, but I urge you all to come back because we have some emergency enactors that are pending also.

The House is in recess for two hours.

#### After Recess

The House was called to order by the Speaker.

Mr. Watkins of Windham presented the following Resolution out of order by unanimous consent and moved its adoption.

The Resolution was read by the Assistant Clerk as follows:

Despite the apparent and overt antagonism of certain segments of the press toward our most Honorable Speaker,

Be it Resolved that the members of this House, Republicans and Democrats alike, reposing the highest respect, regard, and affection for our Speaker for the fairness, equanimity, and leadership with which the Honorable David J. Kennedy has ever conducted the business of this House throughout this long and trying session, are forever indebted and will long remember his unswerving devotion to that fundamental principle that the Speaker of this House is its servant and not its master.

And be it further Resolved that the Honorable Speaker has ever used the persuasiveness of logic, moderation, and patience in conducting this House throughout, with the deepest regard for the right of free men to disagree and to be heard.

And be it further resolved that true legislative leadership is not the iron fist in the velvet glove, but the open hand, the open heart, and the open mind. (Prolonged ovation, the members rising)

Mr. Childs of Portland was granted unanimous consent to briefly address the House.

Mr. CHILDS: Mr. Speaker and Members of the House: It has been my pleasure to have served here four terms, and as you all know, I have served here as the Majority Floor Leader of the House and I am now serving as the Assistant Minority Floor Leader. I have served under some very able Speakers, but I want to say this, and I say it from the bottom of my heart, the man that has served as Speaker of this session is the best of all of them. (Prolonged Applause, the members rising)

Mr. Jalburt of Lewiston was granted unanimous consent to briefly address the House.

Mr. JALBERT: Mr. Speaker and Members of the House: It was only last week that the gentleman from Portland, Mr. Childs, was driving me back home, and we were talking about our present Speaker

both prejudiced because we both liked him. I have served under eight Speakers, all fine men, but if there is a finer Speaker, and if we must have a Republican Speaker, I'll take Dave. (Prolonged Applause, the members rising)

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

Mr. WELLMAN: May I say to you, Mr. Speaker, that it has been not only a gratifying experience, but it has been fun being your Floor Leader. I wish to take this opportunity to publicly express to you my deep regards for you for the way that you have conducted the business of this House, and the way that you have guided me in the byways of the sometimes confusing ways of the Legislative jungle.

Again I say to you that I thank you and God speed to you in the coming days ahead, and I hope we shall see each other again often. (Prolonged Applause, the members rising)

Mr. Plante of Old Orchard Beach was granted unanimous consent to briefly address the House.

Mr. PLANTE: Mr. Speaker and Members of the House: Back in January I issued a statement saying how fair during our debate or discussion on what committee assignments should be made and who should be placed on committees, I stated in this press release that I wanted to commend the Speaker of this House for his fairness and his honesty in making these assignments. I released it to the Press, after showing it to the Speaker, asking him if it were all right, so that early in the session he wouldn't be embarrassed if the Minority Leader were to commend him for his fairness. In short, I did not want to get him in trouble with his own membership. He thanked me for showing the statement to him, and said that he did not object. I gave it to every member of the Press, and for the first time I can say that it was never published in any media at all.

Now we are late in June, and I can now say that even since that

date I want to assure everyone that as far as I am concerned, as Minority Floor Leader of this House, I think that David J. Kennedy has been tremendously fair with us all. (Prolonged Applause, the members rising)

Mr. Berman of Houlton was granted unanimous consent to briefly address the House.

Mr. BERMAN: Under suspension of the rules if necessary, I would move that this Resolution be engrossed and presented to our Speaker as a memorial of our highest regard and deepest affection.

The motion prevailed.

Mrs. Hendricks of Portland was granted unanimous consent to briefly address the House.

Mrs. HENDRICKS: Mr. Speaker and Members of the House: During the latter part of February, I think Dave will remember, after one of those tough parliamentary snarls, I sent Dave a note, and the note read something like this: After the fine deliberations during this tough procedure that we were going through, the manner in which he performed his duties, confirmed the thoughts that I had prior to that, that he was the best Speaker that we have had yet. I formed this opinion after I had served four terms in the Legislature under different Speakers. And I do feel the same way now. (Prolonged Applause, the members rising)

Thereupon, the Resolution was unanimously adopted amid prolonged applause.

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

Mr. MINSKY: I would now like to move that in addition to the engrossed copy that is sent to the Speaker, that an additional engrossed copy, and also the entire proceedings involved in this Resolution, be sent to the Guy Gannett Publishing Company. (Prolonged Applause)

The motion prevailed.

Mr. Jalbert of Lewiston was granted unanimous consent to briefly address the House.

Mr. JALBERT: Final comments

to the remarks of the gentleman from Bangor, Mr. Minsky,—Amen!

Mrs. Smith of Falmouth was granted unanimous consent to briefly address the House.

Mrs. SMITH: Mr. Speaker, I too would like to say that I am very proud to have had a part in electing Dave Kennedy as Speaker of this House. I also want to say that I am also very proud to have been allowed to have been the first woman to serve as Chairman of your Appropriations Committee.

And I also want to say to this House, that from the bottom of my heart I thank every one of you for the support you gave me, because even those of you who did not like my decisions, when I took a position on which we could go together, you went all the way with me, and it will always be a very warm thought in my heart for what you have done. (Prolonged Applause, the members rising)

The SPEAKER: One would indeed be made of stone if they weren't moved by this tremendous ovation. I assure you that it is very pleasing. I don't deserve it. I don't deserve the wonderful friends that I have made here this session, old friends and new friends.

I am sure that this accolade is prompted by perhaps the attack by the Press this morning. That is the only reason that I can think of that my good friends would rise to my rescue, and I know that this is probably the reason that prompted you good folk to take this stand. Again may I say that I am sure that I do not deserve such good friends as you.

One does not have the opportunity to strike back at the press in the positions that we hold as lay people, and this is an opportunity for this body to protect its members, not because it is me, but I think it is a wonderful thing that we do for any of our people that are attacked so unmercifully as it seems that I must have been attacked in the papers this morning. (Prolonged Applause, the members rising)

I think this is an opportune time, now that we are paying tribute to each other and to our mem-

bership, I want to thank publicly before this House, the Chairmen of the Committees who of course must carry the load, and they have done a tremendous job for me and I am proud of every one of them. I also do not want to neglect any member of the various committees who has carried the load through this session. It has been a trying session. You have had probably more measures before you than any previous session. Even though we may be criticized for the number of weeks that we have been here, if one would count the hours of activity and the number of legislative days, I am sure our record is not too bad for the tremendous amount of work that we have done, and the very, very controversial measures, and to you all, my deepest gratitude for the very hard work that you have done.

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

Mrs. SMITH: Mr. Speaker and Members of the House: This order, which provides additional compensation for the Clerk of the House, and the Assistant Clerk of the House, provides only for exactly the same compensation for the regular session for the Clerk and Assistant Clerk as has been provided in a Senate Order for the Secretary of the Senate and the Assistant Secretary of the Senate, passed only a short time ago. The compensation in the order for the Clerk of the House for the time the Legislature is not in session is the same as was paid to the Clerk in 1961 and 1962.

Thereupon, on motion of Mrs. Smith of Falmouth, it was

ORDERED, that the Clerk of the House is directed to keep open his office, in addition to the time provided by law, the days on which the Executive Council assemble at Augusta for regular meetings, and Tuesdays and Fridays during the 45 days preceding the convening of the 102nd Legislature;

AND BE IT FURTHER ORDERED, that for performing the additional duties hereinbefore provided for and for services rendered as House Parliamentarian,

such duties being beyond the duties required by law and House Rules, the Clerk of the House shall be paid in addition to the salaries provided by law additional amounts to provide a compensation of \$9,000 for the Regular Session and at the rate of \$3,000 a year when the Legislature is not in session. Payments of such additional compensation to be made on payrolls approved by the Speaker of the House or, if that office be vacant, by a member of the Committee on Appropriations and Financial Affairs.

AND BE IT FURTHER ORDERED, that, for performing additional duties at the request and direction of the Speaker of the House and on account of the excessive length of the session, the Assistant Clerk of the House shall be paid \$2,200 in addition to the salary provided by law.

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

Mr. GILL: Mr. Speaker, I would like to inquire if the Clerk has in his possession Joint Order 1048, which is a Joint Order relative to motor carriers of property for hire?

The SPEAKER: The Chair would inform the gentleman that the Order is in the possession of the House.

Mr. GILL: At this time, Mr. Speaker, Ladies and Gentlemen of the House, I would like to make the motion to reconsider our action whereby this Joint Order was passed in non-concurrence, and also after this, I will intend to make a motion.

The SPEAKER: The Chair would inform the gentleman that the House this morning insisted on its former action whereby it passed this Order and the Senate indefinitely postponed.

Mr. GILL: Mr. Speaker, I would change my motion to reconsider our action whereby we voted to insist.

The SPEAKER: The gentleman from South Portland, Mr. Gill, moves that the House reconsider its action whereby it voted to insist.

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

Mr. RUST: I would ask a question through the Chair of the gentleman from South Portland, Mr. Gill. If the House recedes, what motion does the gentleman from South Portland propose to make thereafter?

Mr. GILL: Mr. Speaker, Ladies and Gentlemen of the House: I intend to move that this House Joint Order be indefinitely postponed in concurrence with the other body, and at this time I will state my reasons for this.

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

Mr. RUST: Mr. Speaker, Ladies and Gentlemen of the House: I would oppose the motion of the gentleman from South Portland, Mr. Gill, to reconsider our action on this particular piece of legislation. My recollection is, and I think my recollection is fairly accurate, that there was an understanding that this matter covered by this legislative resolve would go to the Legislative Research Committee for study, because this bill involves an area of the trucking industry in which a carrier would be allowed to haul merchandise on a contract basis over irregular routes within a limited area, and it is a particular area of the trucking industry where there is a problem involved and it does need study, and I therefore hope the motion of the gentleman from South Portland, Mr. Gill, does not prevail, and I hope the House will continue to insist.

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

Mr. GILL: Mr. Speaker, Ladies and Gentlemen of the House: It is my understanding that there is a comprehensive study of all transportation phases that is to be referred to the Legislative Research Committee. It has been estimated that this particular House Joint Order could cost conservatively from forty to fifty thousand dollars. The Public Utilities Commission has already stated in a public hearing that it was going

to make this type of study anyway, and that is my reason.

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

Mr. HARRINGTON: Mr. Speaker and Members of this House: I am not sure what this is all about, that is obvious, and I am not sure I should be here talking to you, but one thing I am sure that from the information the gentleman gave us regarding what this is all about, I definitely believe that we should concur and indefinitely postpone this, the reason being that from this irregular route business, it would seem to me that it would be restrictive legislation, and I don't believe today, with this state depending on trucks as it is, we should have any part of that. I realize we are all tired and we all want to go home, and I think one of the best ways to do it is indefinitely postpone this measure.

The SPEAKER: Is the House ready for the question? The question before the House is the motion of the gentleman from South Portland, Mr. Gill, that the House reconsider its action whereby it insisted on this matter this morning.

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

Mr. RUST: I would request a division on the motion.

The SPEAKER: A division has been requested on the reconsideration motion. All those in favor of reconsidering the vote to insist this morning will rise and remain standing in your places until the monitors have made and returned the count.

A division of the House was had.

Thirty-six having voted in the affirmative and thirty-four having voted in the negative, the motion to reconsider did prevail.

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

Mr. GILL: I would move this House Joint Order 1048 be indefinitely postponed in concurrence.

The SPEAKER: The Chair understands the gentleman from South Portland, Mr. Gill, moves

that the House recede and concur with the Senate.

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

Mr. O'LEARY: Mr. Speaker, this is another truckers bill and I think we have been very generous with them this year. They are allowed to have wider trucks, heavier trucks, and you name it; wreck our highways and do everything else, and now they want to go anywhere they please. I am against this motion.

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

Mr. RUST: I would like to point out to the ladies and gentlemen of the House that this is not a big truckers bill, this is a little truckers bill, and I would request a division on the motion.

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

Mr. HARRINGTON: Mr. Speaker, I think the gentleman covered it very nicely, this is a little truckers bill, and I don't believe that the gentleman that previously spoke would have any quarrel with the little truckers. I fail to see why he would. I certainly hope that we indefinitely postpone this thing.

The SPEAKER: The question before the House is the motion of the gentleman from South Portland, Mr. Gill, that the House recede and concur in the indefinite postponement of this Order. All those in favor of receding and concurring will rise and remain standing in your places until the monitors have made and returned the count.

A division of the House was had.

Forty-six having voted in the affirmative and twenty having voted in the negative, the motion did prevail.

The SPEAKER: Is it the pleasure of the House to take up out of order the matters appearing on Supplement Number 11?

The motion prevailed.

#### Conference Committees Report

Report of the Committees of Conference on the disagreeing ac-

tion of the two branches of the Legislature on Bill "An Act relating to Research Studies of the Department of Health and Welfare" (S. P. 492) (L. D. 1344) reporting that the Senate recede from engrossing as amended by Senate Amendment "B" as amended by Senate Amendment "A" thereto; adopt Conference Committee Amendment "A" and pass the Bill to be engrossed as amended by Conference Committee Amendment "A", and that the House recede from its action whereby the Bill was indefinitely postponed and concur with the Senate.

(Signed) PORTEOUS

of Cumberland  
BROOKS of Cumberland  
STITHAM of Somerset

—Committee on part of Senate.

RUST of York  
CHILDS of Portland

—Committee on part of House.

Came from the Senate with the Report read and rejected.

In the House, the Report was read.

On motion of Mr. Rust of York, the House voted to concur with the Senate and reject the Report of the Conference Committee on a viva voce vote.

On further motion of the same gentleman, the House voted to adhere.

#### 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 Authorize General Fund Bond Issue in Amount of Six Million Nine Hundred and Ninety-two Thousand Dollars and to Appropriate Moneys for Capital Improvement, Construction, Repairs, Equipment, Supplies and Furnishings for the Fiscal Year Ending June 30, 1964" (H. P. 1111) (L. D. 1594) reporting that the House recede from its action whereby the Bill was passed to be engrossed as amended by House Amendments "A", "C", "D", "E" and "H" and Senate Amendment "C," and its action whereby House Amendment "A" was adopted, indefinitely postpone House Amendment "A" and pass

the Bill to be engrossed as amended by House Amendments "C," "D," "E" and "H" and Senate Amendment "C;" that the Senate recede and concur with the House in passing the Bill to be engrossed as amended by House Amendments "C," "D," "E" and "H" and Senate Amendment "C."

(Signed) PEASE of Wiscasset  
RUST of York  
SNOW of Jonesboro

—Committee on part of House.

CAMPBELL of Kennebec  
BROWN of Hancock  
STITHAM of Somerset

—Committee on part of Senate.

Report was read and accepted. The House receded from its action whereby the Bill was passed to be engrossed, and from its action whereby House Amendment "A" was adopted. House Amendment "A" was indefinitely postponed.

Thereupon, the Bill was passed to be engrossed as amended by House Amendments "C," "D," "E" and "H" and Senate Amendment "C" and sent up forthwith for concurrence.

### Conference Committees Report

Report of the Committees of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act relating to Salaries of County Officials and Municipal Court Judges and Recorders" (S. P. 628) (L. D. 1589) reporting that the House recede from its action whereby it passed the Bill to be engrossed as amended by Senate Amendment "B" and House Amendments "A," "B" and "D" and recede from its adoption of Senate Amendment "B" and House Amendments "A," "B" and "D", and indefinitely postpone Senate Amendment "B" and House Amendments "A," "B" and "D", adopt Conference Committee Amendment "A" and pass the Bill to be engrossed as amended by Conference Committee Amendment "A"; that the Senate recede and concur with the House in passing the Bill to be

engrossed as amended by Conference Committee Amendment "A" (Signed) CROMMETT

of Millinocket  
BERMAN of Houlton  
SNOW of Jonesboro

—Committee on part of House.

WYMAN of Washington  
CRAM of Cumberland

—Committee on part of Senate.

Report was read and accepted. The House receded from its action whereby the Bill was passed to be engrossed as amended by Senate Amendment "B" and House Amendments "A," "B" and "D" and from its action whereby House Amendments "A," "B" and "D" were adopted. The amendments were indefinitely postponed.

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

CONFERENCE COMMITTEE AMENDMENT "A" 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 that part designated "Sec. 254." of section 1 by striking out in the 3rd line of the 3rd underlined paragraph the underlined words and figures "county attorney \$5,000" and inserting in place thereof the underlined words and figures 'county attorney, \$4,500'

Further amend said Bill in that part designated "Sec. 254." 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 in that part designated "Sec. 254." of section 1 by striking out in the 16th underlined paragraph which relates to Washington County the underlined words and figure "clerk of courts, \$3,700" and inserting in place thereof the underlined words and figure 'clerk of courts, \$3,600'

Further 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'

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 '\$10,575'; and by striking out in the 3rd line the figure "\$20,900" and inserting in place thereof the figure '\$21,150'; and by striking out in the 10th line of section 2 the figure "\$16,240" and inserting in place thereof the figure '\$10,575'; and by striking out the figure "\$21,650" and inserting in place thereof the figure '\$21,150'

Conference Committee Amendment "A" was adopted and the Bill passed to be engrossed as amended by Conference Committee Amendment "A" and sent forthwith to the Senate.

#### Passed to Be Enacted

The following Bill on its passage to be enacted was taken up out of order by unanimous consent:

An Act to Reorganize the Department of Economic Development (H. P. 1089) (L. D. 1561)

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.

#### Non-Concurrent Matter

House Joint Order re Legislative Research Committee Study of Allowances of Retired Fish and Game Wardens (H. P. 1123) which was passed in the House earlier in the day.

Came from the Senate passed as amended by Senate Amendment "A" in non-concurrence, as follows:

Amend said Order by adding at the end, before the period, the words 'or any special session of the 101st Legislature'

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

#### Non-Concurrent Matter

House Joint Order re Legislative Research Committee Study of Tax Structure of the State (H. P. 1125) which was passed in the House earlier in the day.

Came from the Senate indefinitely postponed in non-concurrence.

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

From the Senate: The following Order:

ORDERED, the House concurring, that the Committee on Appropriations and Financial Affairs report a Bill that will provide funds to make effective the Acts which have been passed to be enacted, and the Resolves which have already been finally passed (S. P. 642)

Came from the Senate read and passed.

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

On motion of Mr. Wellman of Bangor, the following Joint Order on the unassigned table was placed before the House:

From the Senate: The following Order:

ORDERED, the House concurring, that the Legislative Research Committee be directed to study the "All Other" expenditures at the various institutions operated by the State, for the purpose of determining whether there is legitimate reason for the wide disparity in "All Other" expenditures as reflected by the greatly varying costs to the State when the total population of State institutions is compared to the total "All Other" expenditures on a per capita basis, and be it further

ORDERED, that the Legislative Research Committee report their findings to the 102nd Legislature (S. P. 639)

Came from the Senate read and passed.

In the House, the Order received passage in concurrence.

#### (Off Record Remarks)

The SPEAKER: The House is in recess, but return at the sound of the gong.

#### After Recess

The House was called to order by the Speaker.

Mr. Minsky of Bangor presented the following Order out of order by unanimous consent and moved its passage:



ORDERED, the Senate concurring, that the 101st Legislature pay special tribute to an adopted son of this Great State of Maine who has contributed immeasurably to the advancement of the field of music throughout the world: The Honorable Pierre Monteux, now a resident of Hancock, Maine.

Pierre Monteux, now in his 88th year, has conducted, at one time or another, over sixty orchestras in the United States and Europe, founded several musical groups, and has been principal conductor of such renowned orchestras as the San Francisco Symphony, Boston Symphony, Concertgebouw Orchestra of Amsterdam, Ballet Russe and Metropolitan Opera Company.

M. Monteux, at the age of 86, was appointed, in 1961, principal conductor of the London Symphony Orchestra, a feat not only a tribute to his widely recognized ability, but to the health and vigor engendered by the care given by his Maine-born wife and his residence on the Coast of Maine.

Paramount among the achievements of this distinguished citizen is the establishment of the Domain School of Conducting, in Hancock, where he, with devotion and patience, acts as "Maestro" to admiring and eager students; and be it further

ORDERED, that an engrossed copy of this Joint Order be sent by the Secretary of State to Pierre Monteux as visible evidence of the high esteem in which he is held by this Legislature. (H. P. 1129)

(Off Record Remarks)

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

Mr. RICHARDSON: Mr. Speaker, I would highly endorse the order that the gentleman from Bangor, Mr. Minsky, has presented. It makes me doubly proud because we have from Stonington, a protege of Pierre Monteux in Miss Nancy McKay who at the present time is in Europe and has been at his insistence for the past two years.

Thereupon, the Order received passage and was sent up for concurrence.

The SPEAKER: The following matters from the Senate are on Supplement Number 12.

**Non-Concurrent Matter**

An Act relating to Allocation of Funds of Soil Conservation Districts (S. P. 263) (L. D. 1013) which was passed to be enacted in the House on March 27 and passed to be engrossed on March 22.

Came from the Senate indefinitely postponed in non-concurrence.

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

**Non-Concurrent Matter**

An Act relating to Rental of Space in County Buildings by State Departments (S. P. 377) (L. D. 1043) which was passed to be enacted in the House on March 6 and passed to be engrossed on February 28.

Came from the Senate indefinitely postponed in non-concurrence.

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

**Non-Concurrent Matter**

An Act Regulating the Taking of Clams in Wells, York County (S. P. 500) (L. D. 1397) which was passed to be enacted in the House on March 26 and passed to be engrossed on March 20.

Came from the Senate indefinitely postponed in non-concurrence.

In the House: On motion of Mr. Plante of Old Orchard Beach, the House voted to recede and concur with the Senate.

**Non-Concurrent Matter**

An Act Providing for Repair and Maintenance of State-owned Dam on Dead River, Androscoggin County (H. P. 17) (L. D. 42) which was passed to be enacted in the House on May 15 and passed to be engrossed on May 8.

Came from the Senate indefinitely postponed in non-concurrence.

In the House: On motion of Mr. Plante of Old Orchard Beach, the House voted to recede and concur with the Senate.

**Non-Concurrent Matter**

An Act Appropriating Moneys to Provide for Night Pay Differentials for State Employees (H. P. 85) (L. D. 129) which was passed to be enacted in the House on June 5 and passed to be engrossed as amended by Committee Amendment "A" on May 23.

Came from the Senate indefinitely postponed in non-concurrence.

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

**Non-Concurrent Matter**

An Act relating to Payments by Baxter State Park Authority to Maine Forestry District (H. P. 162) (L. D. 211) which was passed to be enacted in the House on February 19 and passed to be engrossed on February 6.

Came from the Senate indefinitely postponed in non-concurrence.

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

**Non-Concurrent Matter**

An Act relating to Taxes on Spirituous and Vinous Liquors Sold to Certain Instrumentalities (H. P. 237) (L. D. 305) which was passed to be enacted in the House on February 19 and passed to be engrossed on February 6.

Came from the Senate indefinitely postponed in non-concurrence.

In the House: On motion of Mr. Plante of Old Orchard Beach, the House voted to recede and concur with the Senate.

**Non-Concurrent Matter**

An Act Transferring Burial Allowance Program for Veterans from Department of Health and Welfare to Division of Veterans Affairs (H. P. 311) (L. D. 404) which was passed to be enacted in the House on March 26 and passed to be engrossed as amended by Committee Amendment "A" on February 5.

Came from the Senate indefinitely postponed in non-concurrence.

In the House: On motion of Mr. Wellman of Bangor, the House vot-

ed to recede and concur with the Senate.

**Non-Concurrent Matter**

An Act Authorizing Bureau of Public Improvements to Study Desirability of a Dam Across Bagaduce River (H. P. 330) (L. D. 457) which was passed to be enacted in the House on February 28 and passed to be engrossed on February 20.

Came from the Senate indefinitely postponed in non-concurrence.

In the House:

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

Mr. RICHARDSON: Mr. Speaker, in view of the fact that this was for matching funds, I had hoped that the Appropriations Committee would see fit to let this go through, but in view of the action of the Senate, I move that we recede and concur.

Thereupon, the House voted to recede and concur with the Senate.

**Non-Concurrent Matter**

An Act Increasing Funeral Allowance in Public Assistance Cases (H. P. 560) (L. D. 775) which was passed to be enacted in the House on March 26 and passed to be engrossed as amended by Committee Amendment "A" as amended by Senate Amendment "A" thereto on March 20.

Came from the Senate indefinitely postponed in non-concurrence.

In the House: On motion of Mr. Plante of Old Orchard Beach, the House voted to recede and concur with the Senate.

**Non-Concurrent Matter**

An Act Increasing Compensation of Members of State Personnel Board (H. P. 685) (L. D. 941) which was passed to be enacted in the House on April 25 and passed to be engrossed as amended by Committee Amendment "A" and Senate Amendment "A" on April 23.

Came from the Senate indefinitely postponed in non-concurrence.

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

**Non-Concurrent Matter**

An Act Increasing Pensions of State Employees Retired on Council Orders (H. P. 827) (L. D. 1214) which was passed to be enacted in the House on April 5 and passed to be engrossed on March 27.

Came from the Senate indefinitely postponed in non-concurrence.

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

**Non-Concurrent Matter**

An Act relating to Licensing of Children's Homes and Defining Day Care Facilities (H. P. 860) (L. D. 1247) which was passed to be enacted in the House on May 8 and passed to be engrossed as amended by House Amendment "A" on April 24.

Came from the Senate indefinitely postponed in non-concurrence.

In the House: On motion of Mr. Plante of Old Orchard Beach, the House voted to recede and concur with the Senate.

**Non-Concurrent Matter**

An Act to Create the Bureau of Maine Archives (H. P. 1011) (L. D. 1462) which was passed to be enacted in the House on April 5 and passed to be engrossed as amended by Senate Amendment "A" on April 2.

Came from the Senate indefinitely postponed in non-concurrence.

In the House:

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

Mr. PLANTE: Mr. Speaker, with great regret, I move we recede and concur with the Senate.

Thereupon, the House voted to recede and concur with the Senate.

**Non-Concurrent Matter**

An Act Increasing Salary of Reporter of Decisions (H. P. 1023) (L. D. 1479) which was passed to be enacted in the House on April 9 and passed to be engrossed on March 29.

Came from the Senate indefinitely postponed in non-concurrence.

In the House: On motion of Mr. Wellman of Bangor, the House

voted to recede and concur with the Senate.

**Non-Concurrent Matter**

Resolve Appropriating Moneys to Construct a Car Ferry Ramp at Peaks Island (S. P. 91) (L. D. 228) which was finally passed in the House on June 10 and passed to be engrossed on June 5.

Came from the Senate indefinitely postponed in non-concurrence.

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

**Non-Concurrent Matter**

Resolve Reimbursing Bay Ferry Corporation for Loss of Its Business (H. P. 92) (L. D. 136) which was finally passed in the House on April 30 and passed to be engrossed as amended by Committee Amendment "A" on April 16.

Came from the Senate indefinitely postponed in non-concurrence.

In the House:

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

Mr. BENSON: Mr. Speaker, having given this item birth, I now request permission to bury it. I move we recede and concur with the Senate.

Thereupon, the House voted to recede and concur with the Senate.

The SPEAKER: The following matters appear on Supplement Number 13.

**Non-Concurrent Matter**

Resolve Appropriating Funds for the Block House at Fort Kent (H. P. 141) (L. D. 193) which was finally passed in the House on May 17 and passed to be engrossed as amended by House Amendment "A" on May 8.

Came from the Senate indefinitely postponed in non-concurrence.

In the House: On motion of Mr. Plante of Old Orchard Beach, the House voted to recede and concur with the Senate.

**Non-Concurrent Matter**

Resolve Providing Funds for Public Landing at Islesford, Hancock

County (H. P. 177) (L. D. 246) which was finally passed in the House on June 5 and passed to be engrossed on May 27.

Came from the Senate indefinitely postponed in non-concurrence.

In the House: On motion of Mr. Plante of Old Orchard Beach, the House voted to recede and concur with the Senate.

#### Non-Concurrent Matter

Resolve Appropriating Funds for Development of Owl's Head Lighthouse Area (H. P. 181) (L. D. 250) which was finally passed in the House on May 17 and passed to be engrossed as amended by House Amendment "A" on May 8.

Came from the Senate indefinitely postponed in non-concurrence.

In the House:

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

Mr. MacPHAIL: Mr. Speaker, the development authorized by this Resolve would have considerable importance to the State of Maine. The Appropriations Committee saw fit to recommend the passage of this bill. This House saw fit to do the same, and so did the Senate. It was placed on the Appropriations Table and of the 130 items placed there, this was 21st in order. Two or three men saw fit to decide that it should be indefinitely postponed, and I therefore move that we insist and ask for a Committee of Conference.

The SPEAKER: The gentleman from Owl's Head, Mr. MacPhail, moves that the House insist and ask for a Committee of Conference.

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

Mr. WELLMAN: Mr. Speaker, I fully appreciate the remarks of the gentleman from Owl's Head, Mr. MacPhail. I know that this is a very difficult time for each and every one of us who may have items on the appropriations table which were not approved. The simple fact of the matter is that the money is not there. I would have to make the motion to recede and concur.

The SPEAKER: The gentleman

from Bangor, Mr. Wellman, moves the House recede and concur.

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

Mr. PLANTE: Mr. Speaker, Ladies and Gentlemen of the House: As you well know, I personally moved to recede and concur on my own bill to create the Bureau of Maine Archives. I concur with the gentleman from Bangor, Mr. Wellman's remarks, that there is no money, and I heartily concur that we recede and concur with the Senate.

The SPEAKER: Is it the pleasure of the House to recede and concur with the Senate?

The motion prevailed.

#### Non-Concurrent Matter

Resolve Increasing Pension of Maurice Albert of Madawaska (H. P. 348) (L. D. 502) which was finally passed in the House on April 17 and passed to be engrossed on April 9.

Came from the Senate indefinitely postponed in non-concurrence.

In the House: On motion of Mr. Plante of Old Orchard Beach, the House voted to recede and concur with the Senate.

#### Non-Concurrent Matter

Resolve Providing Funds for Research on Marine Vegetation Utilization (H. P. 359) (L. D. 533) which was finally passed in the House on April 16 and passed to be engrossed on April 5.

Came from the Senate indefinitely postponed in non-concurrence.

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

#### Non-Concurrent Matter

Resolve in favor of Margaret Sinclair of Windham (H. P. 424) (L. D. 577) which was finally passed in the House on May 28 and passed to be engrossed as amended by Committee Amendment "A" on May 21.

Came from the Senate indefinitely postponed in non-concurrence.

In the House: On motion of Mr. Plante of Old Orchard Beach, the House voted to recede and concur with the Senate.

**Non-Concurrent Matter**

Resolve Providing Funds for Wind-breaker on Bridge Between Old Town and Indian Island (H. P. 443) (L. D. 648) which was finally passed in the House on March 12 and passed to be engrossed on February 27.

Came from the Senate indefinitely postponed in non-concurrence.

In the House:

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

Mr. COOKSON: Mr. Speaker, it is with regret that I find this act appearing on this supplement. I, myself, did not realize the need for this legislation until having visited the area recently and having also been told of the true merits of this by the Chairman of the Committee that heard it. I am most sorry that the other branch could not agree to concur with us to do this much for America's first citizens. I would yield to the gentleman from Bangor.

Thereupon, on motion of Mr. Wellman of Bangor, the House voted to recede and concur with the Senate.

**Non-Concurrent Matter**

Resolve Correcting Designation of Beneficiary of Mary M. Hanks under Maine State Retirement System (H. P. 500) (L. D. 702) which was finally passed in the House on March 13 and passed to be engrossed as amended by Committee Amendment "A" on February 27.

Came from the Senate indefinitely postponed in non-concurrence.

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

**Non-Concurrent Matter**

Resolve in favor of Macwahoc Plantation for School Construction Aid (H. P. 523) (L. D. 740) which was finally passed in the House on May 15 and passed to be engrossed on May 8.

Came from the Senate indefinitely postponed in non-concurrence.

In the House:

The SPEAKER: The Chair rec-

ognizes the gentleman from Oakfield, Mr. Prince.

Mr. PRINCE: Mr. Speaker, I would feel rather remiss if I didn't have a few words to say on this particular bill. This is the only bill with an appropriation that I asked for during the entire session, a little matter of \$5,000 to help a struggling little schoolhouse down in Macwahoc Plantation. They've done everything within their own power. They've overrun their debt limit. They worked personally on this to make it become what they wanted so that they wouldn't have to convey their children, the smaller children on those long bus rides.

I never had any reason to believe that it would be turned down, as I notice that it was listed on the list of appropriations, and not being too familiar with the works of the legislative bodies, I didn't look any deeper into it, expecting it would be taken care of although I have had that club raised over me two or three times here if I didn't vote the way they wanted me to, why I could expect my Macwahoc Plantation Bill to be clipped off.

Now yesterday, as practically everybody knows here, the sales tax bill was very uncertain, and in an indirect way, I made a statement when I was asked by a very good friend of mine, one of the leaders, what my price was. My price as I stated, not thinking that it would be accepted but more as a joke, was that those old game wardens, eleven or twelve of them, some legislation would be brought about so that they would be taken care of. They were all old men eighty years or more old, hungry and cold I suppose, I know they are. A couple of them, and before two hours' time the machinery had been put into action. As I doubted that anything would come of it, I found that I was invited to go to the Governor's Office and a deal was consummated.

I had really wanted to see the sales tax passed because I knew that we had to have the money to fulfill our obligations. I supposed that once it was passed there'd be no question, we'd have plenty of money, so I went along with it. I believe the Governor and those con-

cerned will go along with their part of it so far as their agreement made between me and the Governor and some of his henchmen yesterday. That part I don't question.

But this little bill here \$5,000 which I thought was safe. I hadn't given it any further attention 'til advised here this morning by one of my friends that it was going to be clipped, and I feel as a certain person must have felt one time when they got the kiss of death, just how much value was placed on the support that I gave yesterday when I changed my vote, also taking some more along with me who have asked that their names not be mentioned, then to find that I've been stabbed in the back, I can't help but resent it much as I know it will probably go along as these others have and be indefinitely postponed.

And for that reason, I cannot resist the temptation to refer to what I consider a sort of treachery. I would ask that we disagree with the Senate and take a vote on this at this time, to see whether it shall go the way of the rest of them, knowing the hundreds of thousands of dollars that have been raised here for development of beach and sports areas and so forth, very little resentment, I feel this is a very small way to make up our shortcomings, and I ask that you give it more consideration. Thank you for listening.

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

Mr. PLANTE: Mr. Speaker, for the record Mr. Speaker, and ladies and gentlemen of the House, I was not the leader which my friend the gentleman from Oakfield, Mr. Prince, has referred to, and it is with regret that I move that we recede and concur with the Senate.

The SPEAKER: The gentleman from Old Orchard Beach, Mr. Plante, moves that the House recede and concur with the Senate. Is this the pleasure of the House?

The motion prevailed.

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

Mr. LOWERY: Mr. Speaker, I would ask for a division.

The SPEAKER: The Chair understands that the gentleman from Brunswick, Mr. Lowery, moves that we reconsider our action whereby in this matter the House receded and concurred with the Senate. Is this the pleasure of the House?

The motion prevailed.

The SPEAKER: A division has been requested. The gentleman from Old Orchard Beach, moves that the House recede and concur with the Senate. A division has been requested. All those in favor of receding and concurring with the Senate, will rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Fifty-four having voted in the affirmative and twenty-seven having voted in the negative, the motion to recede and concur prevailed.

Mr. Prince of Oakfield was refused permission to briefly address the House.

#### Non-Concurrent Matter

Resolve Providing State Pension for Guy C. Brown of Portland (H. P. 1042) (L. D. 1513) which was finally passed in the House on May 2 and passed to be engrossed on April 25.

Came from the Senate indefinitely postponed in non-concurrence.

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

From the Senate: The following Order:

ORDERED, the House concurring, that the State Tax Assessor be directed to adjust upwards the estimates of revenue from the Sales and Use Tax and the Inheritance, Estates, and Gift Tax in the following manner: In the first year of the next biennium, increase the estimate of the Inheritance, Estate, and Gift Tax by \$75,000, and in the second year of the biennium increase the estimate of the Inheritance, Estate and Gift Tax by \$425,000 and the estimate of the Sales and Use Tax by \$600,000 (S. P. 645)

Came from the Senate read and passed.

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

#### Passed to Be Enacted

An Act to Correct Errors and Inconsistencies in the Public Laws (S. P. 33) (L. D. 124)

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.

An Act relating to Partial Unemployment Benefits and Experience Rating Record under Employment Security Law (H. P. 872) (L. D. 1259)

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

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

Mr. EWER: May I ask a question of the Chair in regard to item two?

The SPEAKER: The gentleman may proceed.

Mr. EWER: Does this L. D. 1259 come back to the House after action by the Senate?

The SPEAKER: If it is enacted in the House and enacted in the Senate, it will be presented to the Governor for his signature.

The Chair recognizes the gentleman from Freeport, Mr. Crockett.

Mr. CROCKETT: Mr. Speaker, it has been a long and arduous past twenty-four hours and I quite readily admit that I have not functioned with the degree of clarity I enjoy under normal circumstances.

When the gentleman from South Portland, Mr. Brown, presented House Amendment "A" to L. D. 1259, Bill, "An Act relating to Partial Unemployment Benefits and Experience Rating Record Under Employment Security Law," I failed to grasp the significance of the proposed amendment. After the amendment had been acted upon and defeated, with my having voted on the prevailing side, I am somewhat chagrined to learn that the amendment proposed by the gentleman from South Portland

would have corrected an inequity in the employment security law which I feel would be highly desirable to the constituents that I represent. It would have reinstated a provision in the law whereby an employee who is unfortunate enough to be unemployed through no fault of his own, would have been given a fair shake.

We now have before us L. D. 1259 with Senate Amendment S-340 adopted by the other branch. I have reviewed it, have discussed it with some of my colleagues, and find that although it would appear to alleviate to some degree the problems of the partially unemployed, it would also invoke additional stringent provisions. It would appear futile to me to make an attempt to reconsider our action whereby this bill was passed to be engrossed and again attempt to present the House amendment.

Therefore, in good conscience, I feel compelled to move the indefinite postponement of L. D. 1259 and all accompanying papers. Be assured that it is my fondest desire to correct this inequity in the area of partial unemployment benefits and on the face of it this Act would appear to alleviate this condition to some extent. I would again say that because of the harshness of other provisions of the amendment that I have no alternative but to make this motion. Mr. Speaker, I move indefinite postponement of L. D. 1259 and all accompanying papers. I thank you.

The SPEAKER: The gentleman from Freeport, Mr. Crockett now moves the indefinite postponement of "An Act relating to Partial Unemployment Benefits and Experience Rating Record Under Employment Security Law," Legislative Document 1259.

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

Mr. BROWN: Mr. Speaker, at one time I offered to speak for an hour and a half on this bill. I didn't do it. I don't want to do it now. The House has already voted this measure sixty-five to thirty-three, and I rise in opposition to the motion made by my good friend, Mr. Crockett. The things to which he has alluded are not completely

true. For example, as I explained before in this bill as it now exists, there is an amount for partial unemployed \$7 plus any fraction and so forth. There is also certain other clauses which state "a separation shall not be considered without good cause when it is due to illness." Again, another change which was in the Estey Bill and is corrected, "The individual who fails to respond to a calling card requesting him," and so forth, the report to the local office is involved as well as the employer alone.

Ladies and gentlemen of the House, I can go on for several minutes, but fail to see the point at this late hour. I hope the motion of the gentleman from Freeport, Mr. Crockett, does not prevail.

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

Mr. RUST: Mr. Speaker, Ladies and Gentlemen of the House: I rise in opposition to the motion of the gentleman from Freeport, Mr. Crockett, and I would wholeheartedly support the statements of the gentleman from Fairfield, Mr. Brown. L. D. 1259 as it now stands is a compromise bill. It, in effect, moderates all of the key factors for which the Estey Bill has been criticized. However, it apparently does not go as far as the so-called Thaanum Bill, and the Thaanum Bill has been indefinitely postponed in the House on several occasions. So this L. D. 1259 is a compromise to save some of the provisions of the Estey Bill by taking the harshness off them and giving labor some benefits, and employers some benefits, and I certainly hope that this House would not see fit to indefinitely postpone this bill today because if we do, the Republican Party is going to be the one that's going to get the criticism. No one else.

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

Mr. JALBERT: Mr. Speaker, I move the previous question.

The SPEAKER: For the Chair to entertain the motion for the previous question, it must have the expressed desire of one-third of the membership present. All those who

desire the Speaker to entertain the previous question will rise and be counted.

A sufficient number arose.

The SPEAKER: Obviously, more than one-third having arisen, the previous question is entertained. Shall the main question be put now? All those in favor will say yes; those opposed, say no.

The Chair recognizes the gentleman from Portland, Mr. Childs, who may debate the question for five minutes.

Mr. CHILDS: Mr. Speaker, I know that I am not certainly sure of what Senate Amendments have been adopted here—

The SPEAKER: The gentleman may not debate the bill. He may debate whether the main question shall be put now.

Mr. CHILDS: I do not believe, Mr. Speaker, that the main question should be put now because I believe that there are many of us here who are not exactly sure what has been adopted as far as the Senate Amendment is concerned.

The SPEAKER: Is it the pleasure of the House that the main question be put now?

The motion prevailed.

The SPEAKER: The main question is the motion of the gentleman from Freeport, Mr. Crockett, that "An Act relating to Partial Unemployment Benefits and Experience Rating Record Under Employment Security Law," Legislative Document number 1259, be indefinitely postponed. The Chair will order a division.

All those in favor of indefinite postponement of this bill, will rise and remain standing in your places until the monitors have made and returned the count.

A division of the House was had.

Twenty-six having voted in the affirmative and fifty-eight having voted in the negative, the motion to indefinitely postpone did not prevail.

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

#### Conference Committees Report

Report of the Committees of Conference on the disagreeing action of



the two branches of the Legislature on Bill "An Act relating to Minimum Number of School Days in Public Schools" (S. P. 598) (L. D. 1565) reporting that they are unable to agree.

(Signed)

TREWORGY of Gorham  
EASTON of Winterport  
SNOW of Jonesboro

— Committee on part of House.

BROOKS of Cumberland  
WHITTAKER of Penobscot  
HICHBORN of Piscataquis

— Committee on part of Senate.

Report was read and accepted and sent up for concurrence.

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

Mr. RUST: Mr. Speaker, I would inquire if House Paper 1048, Joint Order relative to Motor Carriers of Property for Hire, is in the possession of the House.

The SPEAKER: The Chair will inform the gentleman that the House Order is in the possession of the House.

Mr. RUST: Mr. Speaker, Ladies and Gentlemen of the House: I now move that the House reconsider its action whereby it receded and concurred with the Senate in the indefinite postponement of this Order, and I would speak briefly to the motion.

The SPEAKER: The gentleman from York, Mr. Rust, moves that the House reconsider its action whereby it receded and concurred with the Senate. The gentleman may proceed.

Mr. RUST: Mr. Speaker, Ladies and Gentlemen of the House: I think that we should reconsider this action very seriously today for two reasons. First, that the Order requests the Legislative Research Committee to study a problem relating to the trucking industry in a very important area as it applies to the large trucking firms as opposed to the interests of the small trucking firms, and that is in a so-called area of carriers of property for hire without becoming classified as a common carrier and subject to the rules and regulations of

the Public Utilities Commission and the rates for freight handling.

Now there are many small truck owners and small trucking firms operated primarily on an individual basis who haul merchandise of a single category type, such as lumber, boxes, plaster board, plywood, from point A to point B, and on their return trips they must run what is known as a dead end run without any freight coming back; and this bill would study the area that would allow these small truckers to qualify to carry some type of general merchandise on their run back without becoming classified as common carriers and be subject to the rules and regulations of the Public Utilities Commission. I think that problem there would do some service to the problem in this area and some service to our small truck interests.

The second point about this bill that disturbs me is the way in which it has been treated. Now I understand that there was an agreement, or an understanding if you would like to call it, whereby this problem would go to the Legislative Research Committee for study, and that's where this problem was going, to the Legislative Research Committee for study. Now unfortunately, due to the absence of a member of the other body, who happens to be the chairman of the committee which heard this bill, this thing slipped by and it was indefinitely postponed in the other branch. I now understand that if this thing does get back to the other branch, that they will go along with it and send it to the Legislative Research Committee.

Now I feel very strongly that once people have an agreement or an understanding they should be willing to stick with it, and I therefore hope that this House will vote to reconsider its action so we may send this matter to the Legislative Research Committee, and when the vote is taken, I would request a division.

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

Mrs. SMITH: Mr. Speaker, may

I inquire through the Chair how much money it would require to study this bill?

The SPEAKER: The Chair would inform the gentlewoman that the Order merely refers it to the Legislative Research Committee.

Mrs. SMITH: But it does require money for the Legislative Research Committee to study any bill. I'm not too familiar with this, but it seems to me that probably they cut this up so that their money would cover it, and I think we'd better go along with the other branch.

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

Mr. JALBERT: Mr. Speaker and Members of the House: My good friend from York, Mr. Rust, mentioned plywood and timber, lumber. He forgot to mention something that weighs a little something also, tar, asphalt, emulsified asphalt, and I don't think we should go along with him.

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

Mr. CURTIS: Mr. Speaker, Ladies and Gentlemen: This is one of the rare times that I agree with the gentleman from York, with my good friend, Mr. Rust. Now every time I tell about something that has happened in my life, a few years have been added on — I think they've got me at a hundred and seventy-six now, but for many years I was a contract carrier, and I see a great need for this study because of the other that does not involve so much as is involved with the common carriers but there is great need, and I could add a few more things. In fact, I know there's a man that's coming up from my area who hauls fertilizer, and there's a need for him to have this, and I do think, I think it would be a good thing. I don't think the cost would be very great, but I do think a great deal could be learned from it, and I hope that we go along and make a study of this.

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

Mr. GILL: Mr. Speaker, all I would like to mention is, as I understand it, the approximate cost of

a proper type of study would be from \$40,000 into \$50,000, and this is a figure that has been quoted by the Public Utilities Commission; and I would like to say that to me that's a lot of money and I would certainly think that to the gentleman from Bowdoinham, Mr. Curtis, it would be a lot of money.

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

Mr. HARRINGTON: Mr. Speaker, and Members of the House: I got into this deal a little on a half-cocked situation this morning, and I guess probably I still am, but there are three or four things that amaze me, and one of them is the biggest amazement I've had here today is for the first time, since I've sat in this House, the gentlewoman from Falmouth, Mrs. Smith, has not had a price tag on something. I certainly am glad to find that in six months there's one item that we do not have a price tag on, and it strikes me kind of strange; but nevertheless, what I have found since I originally asked to indefinitely postpone this thing was the fact that we have a problem here, and if I have my facts correct, the problem is if carriers — if we are going to open the door for carriers to haul anywhere, anything in this state. I believe that's a fine gesture, but the point is to me is insurance regulations and everything else, and from what I've now been told that this opens the door to anybody with a truck to set himself up in business as a common carrier. Now originally I was in sympathy with this but now I question if the goods that anybody might ship, it might not be people that have to buy the insurance, have to pay the union wages, have to meet all sorts of regulations and requirements. I question now but this isn't some move to circumvent all of that, so I'm afraid that I've still got to have my original stand, and I feel that this thing definitely should go down the drain.

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

Mr. JALBERT: Mr. Speaker and Members of the House: I assure

you this has got a price tag on it, \$50,000 plus.

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

Mr. CURTIS: Mr. Speaker, I do not like to take issue with my good friend from Lewiston, but I think that \$50,000 is so far out in left field, why it's ridiculous. Now he knows better. I know he knows better, and I want to say to my good friend back here about opening this door, that the door is pretty wide open now. There are two states in New England that don't have any whatsoever and they seem to be living with it. But I know of people in my area and in your area where by they want these things hauled, and what do they do? They go to work and get, they take these people who are going to haul, these contract carriers, and they license the trucks themselves under their own names, and though they don't have, they're not concerned anyway, so they go to work and haul this regardless anywhere they want to; and so the law is being stepped out around that way.

Now if you're in the fertilizer business, pulpwood or whatever it may be, all you have to do if you want to hire me, why you just license a truck in your own name. It would be my truck, but you license it in your own name; and so you're free entirely of contract carrier or any carrier in the world. So this study which I am very sure would cost not over a tenth of what they're telling about would do a wonderful job and might correct some of these inequities that's going on in this contract carrier business.

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

Mr. HARRINGTON: Mr. Speaker and Members of this House: I don't question for a minute what the gentleman here on my right said. I don't question it a bit, and I believe that what he said is true that with a few exceptions — I won't stand here for two, three hours and tell you all about this thing, and the whole thing right from the start to the bottom is the bad men involved, and part of this, what you see when you see trucks

going down the road with a sign on them that says, this truck leased from somebody and sobody. I don't think we should be involved; and I've seen trucks with what I have had occasion to haul with three names written down the side of them, and they get down to Kittery and the cop comes out and he says, let me see your registration, and all this and that and the other, and I'm not to go into all that. I still don't think it's — the further we keep from that, the further we keep from any more breaking down our regulations because believe me, the good gentleman can lose his truck in hauling, and I certainly hope, if he wants to he can, but believe me boy when he gets caught, that's a different story. I still move to sluice this thing like everything else has gone around here today.

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

Mr. MCGEE: Mr. Speaker, Members of the House: The amount of money for this investigation seems a little absurd to me because I didn't even know the Legislative Research Committee had any such money as that. I may be wrong; but nevertheless, in order that this bill wouldn't be pressed for passage at this time, a gentleman's agreement was made in the House that I know about some time ago, and I, for one, believe we must ask them to continue to be gentlemen and live up to their word.

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

Mr. RUST: Mr. Speaker, I would like to make a few brief comments in reply to some of the debate, but before doing so I would like to ask a question through the Chair of the gentleman from South Portland, Mr. Gill.

The SPEAKER: The gentleman may state his question.

Mr. RUST: Where did he get his information on the price tag of forty or fifty thousand dollars for the study?

The SPEAKER: The gentleman from York, Mr. Rust, poses a question through the Chair to the gen-

tleman from South Portland, Mr. Gill, who may answer if he chooses.

The Chair recognizes the same gentleman.

Mr. RUST: Mr. Speaker, first I would like to say that the cost of this study is very, very irrelevant because the subject matter would go to the Legislative Research Committee and they would decide to what extent they would study it, what money they would spend, if any, out of their budget on the problem, and how extensive a report they would make. Now, that's up to the Committee. We are only deciding here today whether this matter should go to that Committee for study as part of an understanding which was had on this piece of legislation.

The second point I would like to make is that this problem does not open the field of trucking wide open. We are talking about hauling within limited areas, and that's part of the thing that they would study, what areas. And I would also like to point out to the gentleman from Lewiston, Mr. Jalbert, who indicated that some firm might haul asphalt and liquid tar. Now if that is what the firm is hauling, certainly when he comes back he can't haul anything else.

The SPEAKER: The Chair recognizes the gentleman from Dexter, Mr. Harrington, whom the Chair understands requests permission to speak a third time. Is this the pleasure of the House?

(Cries of "No")

The gentleman may not speak a third time.

Mr. HARRINGTON: I rise to ask a question.

The SPEAKER: The gentleman may state his question.

Mr. HARRINGTON: The question is, is there any limitations on this point A and B? Would not Maine to California be point A or B?

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

The Chair recognizes the gentleman from York, Mr. Rust, who may answer the question.

Mr. RUST: Mr. Speaker, the distances involved between point A and

point B would be areas within the state, from one point within the state to another point within the state.

The SPEAKER: For what purpose does the gentleman arise?

Mr. HARRINGTON: I don't consider my question answered.

The SPEAKER: The gentleman will take his seat. He's out of order.

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

Mr. GILL: Mr. Speaker, Ladies and Gentlemen of the House: In reply to the question from my very good friend from York, Mr. Rust, I would advise him that I have stated that this is a conservative cost of \$50,000, and that there is a gentleman named Bill Fernald in the Public Utilities Commission whom he may verify this with.

The SPEAKER: The Chair recognizes the gentlewoman from Portland, Mrs. Hendricks.

Mrs. HENDRICKS: Mr. Speaker, I thought that we already settled this matter, and I just wonder how much punishment we want to take in being called the Reversible 101st Legislature. I think we'd better settle this right now and kill it, and get on to other business and get home.

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

Mr. COOKSON: Mr. Speaker, I move the previous question.

The SPEAKER: Does the gentleman move the previous question? For the Chair to entertain the motion for the previous question, it must have the expressed desire of one-third of the membership present. All of those requesting the previous question will rise and be counted.

A sufficient number arose.

The SPEAKER: Obviously, one-third has arisen. The question before the House now, is shall the main question be put now? All those in favor say yes; those opposed, say no.

On a viva voce vote, the motion prevailed.

The SPEAKER: The question before the House is the motion of the gentleman from York, Mr. Rust, that the House reconsider its action

whereby it receded and concurred with the Senate in the indefinite postponement of House Paper 1048, Joint Order relative to Motor Carriers of Property for Hire. The Chair will order a division.

All those who favor reconsideration will rise and remain standing until the monitors have made and returned the count.

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

The SPEAKER: The Chair will announce to the members of the House that we have two matters here before us and all other matters are in the engrossing department, and it will take about two hours. So we should dispose of these two matters now.

For what purpose does the gentleman arise?

Mr. JONES of Farmington: For permission to approach the rostrum.

The SPEAKER: The gentleman may ask a question.

Mr. JONES: I have a question—a problem which I would like to discuss with you two minutes.

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

Thereupon, Mr. Minsky assumed the Chair as Speaker pro tem and Speaker Kennedy retired from the Hall.

The SPEAKER pro tem: Is there any objection to taking up out of order matters listed on Supplement Number 14? The Chair hears none, it is a vote.

#### **Senate Report of Committee Ought to Pass**

Report of the Committee on Appropriations and Financial Affairs pursuant to Joint Order (S. P. 642) reporting a Bill (S. P. 646) under title of Bill "An Act Making Additional Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1964 and June 30, 1965"

Came from the Senate with the

Report read and accepted and the Bill passed to be engrossed.

In the House, the Report was read and accepted in concurrence and the Bill read twice. Under suspension of the rules, the Bill was given its third reading and passed to be engrossed in concurrence. Sent forthwith to the Senate.

From the Senate: The following Order:

ORDERED, the House concurring, that there be prepared after adjournment of the present session, under the direction of the Clerk of the House, a Register of all the Bills and Resolves considered by both branches of the Legislature, showing the history and final disposition of each Bill and Resolve, and that there be printed six hundred copies of the same.

The Clerk of the House is hereby authorized to employ the necessary clerical assistance to prepare such register.

The Clerk shall mail a copy of the Register to each member and officer of the Legislature and the State Library shall receive such number of copies as may be required (S. P. 647)

Came from the Senate read and passed.

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

(Off Record Remarks)

The SPEAKER pro tem: The House will recess for an hour and a half.

#### **After Recess**

Called to order by the Speaker.

The SPEAKER: Supplemental Number 15 of your House Advance Journal. Is there objection in taking these matters up out of Order? The Chair hears none.

#### **Passed to Be Enacted Emergency Measure**

An Act Making Additional Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1964 and June 30, 1965 (S. P. 646)

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

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

Mr. JONES: Mr. Speaker, Ladies and Gentlemen of the House: I would like to make a motion and speak briefly on the motion.

The SPEAKER: The gentleman may proceed.

Mr. JONES: Mr. Speaker, Ladies and Gentlemen of the House: I would like to make the motion that we recede from our former action whereby we passed this bill to be engrossed in order that I might be permitted to offer an amendment to same. Now this amendment does not interfere with the bill. It's more or less of a technical change. Back in 1961, we passed the bill as an emergency measure to provide an operating, a secondary operating center for state government in the event of an emergency. The department was delayed during the year 1962 because of carrying out the requirements with the federal government for the approval on the structure and the architectural designs, I am told, so as yet the structure was not completed. As of June 30, 1963 these funds will lapse. My amendment would change the lapsing date to June 30, 1965. I think this is a matter of principle, and I see no reason why we should not carry out this action. Ladies and gentlemen of the House, and Mr. Speaker, I now move to offer House Amendment "A" to Senate Paper 646, and move its adoption.

The SPEAKER: The Chair understands the gentleman from Farmington, Mr. Jones, moves the reconsideration of the engrossing of "An Act Making Additional Appropriations for the Expenditures of State Government and for other Purposes for the Fiscal Years Ending June 30, 1964 and June 30, 1965."

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

Mrs. SMITH: Mr. Speaker, I would hope that this House would not go along with the motion to recede, and I will speak to you briefly about what will happen if you do make the motion as to tying up this session, and I will also explain to you why there is no

money for this measure. If you, in any way, recede, and send this bill back, you will have at least three more hours to engross it. On top of that, when you have finished engrossing it, you will have to find \$134,500 somewhere, because when the unappropriated surplus was cut and the bills were passed to be enacted, which you have enacted, there was exactly two cents left in that money.

Now the Civilian Defense had appropriated to it \$134,500 with which to build a shelter center in Farmington in a special session. This building had previously been turned down in the regular session. And then it was brought into the special session and was passed with this price tag upon it, \$9,5000 of this money has been spent in, I suppose, making arrangements for the project, etc. In the meantime before the shelter was a reality, we had the Cuban Crisis, and it was decided that there would be a shelter arrangement made in the basement of the other building.

The money for the construction in the other building came about in this manner. The Director of Civilian Defense, Mr. Kennett, had been ill for some time, and many projects that would have been otherwise carried out with money that he had which could be matched with federal funds, has not been spent. Through his illness and then the newness of a new director coming in not wishing to jump into some projects which he had not planned for or did not know about. So it was decided to use this money to make this shelter, this emergency shelter.

This was brought before the Appropriations Committee and the Appropriations Unanimously decided to allow this money to lapse, which is customary in a bill written in this manner. This money was lapsed to the unappropriated surplus of which was spent through this long Saturday we have been going through. This money does not and is not encumbered in any way to Farmington, since it has to be for a definite project. This is something we have talked about around here, that you are given money for a specific project with a time to

elapse before that project shall be completed or the money to be returned to the unappropriated surplus. And it will normally of itself lapse next week and was used this morning to cut this out. If you think you had problems before, try encroaching this and finding \$134,000 around here.

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

Mr. PLANTE: Mr. Speaker, Ladies and Gentlemen of the House: At this hour I will simply state that it is time we stopped playing ping-pong. I heartily concur with the remarks of the gentlewoman from Falmouth, Mrs. Smith, and I hope that we will not support the motion to reconsider our action.

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

Mr. BROWN: Mr. Speaker, Members of the House: I do not arise to support the motion of my colleague, Mr. Jones from Farmington. However, I think this would serve somewhat as a notice in the House, and this is the reason why. If you will recall the record in November of 1961, we were confronted with a "dire emergency" so-called, and a bill was presented to us for \$400,000. This bill was passed out in the new draft of \$134,000 which has never been spent. This is the type of legislation which I feel is unnecessary and we should all be aware of what goes on in certain instances, and this money was directed to Farmington to be spent there specifically in the bill. If it could be saved, I commend the Governor and the Council and the Appropriations Committee for not spending this money. But I do feel as though it shouldn't be spent for something else. I just don't know what the procedure would be, but I don't particularly care for the way this was handled.

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

Mr. JONES: Mr. Speaker, Ladies and Gentlemen of the House: In reviewing the situation in 1961, this bill was on the priority list as an immediate emergency. The measure had sufficient merit to pass the

screening committee of that special session whose duty it was not to let any bills through unless they were an emergency. We passed this as an emergency. The bill came out of committee, eight to two, "ought to pass." I think there has been laxity in some areas which is possibly part of the reason why the paper work wasn't completed during the year 1962 to carry out the directives of this bill. Certainly we had a situation in 1961 in world affairs. We still have it today. Just because at the present time we aren't confronted with anything in our near neighborhood in the form of a cold war, outside of Castro and Cuba, and his comrades the Russians there, who knows but what that might flare up again very soon? Now you say you have the situation involved here taken care of by the change-over made over in the office building. Let me remind you at the time of the hearing that it was stated that the office building was not a decent place to have such an emergency operating center. A secondary operating center must be out of town, and that's what this bill calls for. So far as the money being spent and not being available on this bill now, I pose the question and would challenge anybody who considered they had a right to spend this money when it is earmarked to be used in this bill, and it does not lapse until June 30, 1963. This is June 22nd on which we are operating here. I challenge anybody to have the right to spend that money until it is available, any more than you have the right to take and spend anticipated income tax returns. You have no more right for that.

I will not pursue the subject any further. This is a matter of principle. Sometimes I think we come here to the Legislature thinking that we are important and in the state service as Legislators. I think sometimes I wonder whether or not we really have this right, and whether we are really doing that, so I will now move that we reconsider our action whereby this bill was indefinitely postponed. Thank you.

The SPEAKER: The Chair recog-

nizes the gentlewoman from Falmouth, Mrs. Smith.

Mrs. SMITH: Mr. Speaker and Members of the House: I have a great deal of respect for the gentleman from Farmington, Mr. Jones, and I think I would like perhaps at this time to make just a little explanation to you and I think many of you don't understand it, and I think perhaps he might feel better too about it. But I think it could be a lesson as the gentleman has said, in that these bills — we had two bills in that special session, that came before the regular session of the Legislature. They were duly looked over and they were not passed. They were both brought into this same special session, unless I have an error of memory, and I think I am right, one was the educational television and one was this center. I strongly recommend to this House that anytime they are called into special session, that they be very sure that they are called in on true emergency legislation, not legislation that has been entered and rejected in a Legislature a little while before, unless the Governor and more than pressure has allowed them to bring them in. I would also remind you that any bill that you have has on it the date that the funds will lapse, and this bill carries that date, and the Commissioner has the right to spend that money, with the permission of the Governor and Council, and the project has to be in order on the date or the funds will lapse. This is true of all legislation.

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

Mr. JALBERT: Mr. Speaker, it appears that we are going right down to the wire just tossing figures around helter skelter. The figure, the original figure of \$400,000 was batted around; the original measure called for \$179,500. At the hearings we asked the members of DED where they arrived at that figure; they were nowhere with them; we quickly watered it down to our original, our own original \$129,500. In any event, no matter how you shake it, that is exactly right now, \$129,499.98 more than we have got, so what are we talking

about. I move the previous question.

The SPEAKER: For the Chair to entertain the motion for the previous question, it must have the desire of one-third of the members present. All of those desiring the Chair to entertain the motion for the previous question will rise and remain standing.

A sufficient number arose.

The SPEAKER: Obviously, a sufficient number having arisen, the previous question is ordered. The question now is shall the main question be put now? All those in favor say yes; those opposed, no.

The motion prevailed.

The SPEAKER: The question before the House is the motion of the gentleman from Farmington, Mr. Jones, that the House reconsider its action whereby An Act Making Additional Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1964 and June 30, 1965, Senate Paper 646, was passed to be engrossed. All those in favor of reconsideration will rise and remain standing in your places until the monitors have made and returned the count.

A division of the House was had.

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

Thereupon, this being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a division was had. 109 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent forthwith to the Senate.

#### Passed to Be Enacted

An Act relating to Salaries of County Officials and Municipal Court Judges and Recorders (S. P. 628) (L. D. 1589)

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

The SPEAKER: A Bond Issue Act, appearing on Supplemental Number 16.



**Enactor****Requiring a Two-Thirds Vote**

An Act to Authorize General Fund Bond Issue in Amount of Eight Million Four Hundred Twenty-two Thousand Dollars and to Appropriate Moneys for Capital Improvements, Construction, Repairs, Equipment, Supplies and Furnishings for the Fiscal Year Ending June 30, 1964 (H. P. 1111) (L. D. 1594)

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

(Off Record Remarks)

**Orders out of Order**

On motion of Mr. Maddox of Vinalhaven, it was

ORDERED, that the Speaker of the House be presented with the desk and chair used by him in his office during the present session, and that the Clerk of the House arrange for delivery of same by the Superintendent of Public Buildings to the Speaker's residence.

The SPEAKER: The Chair thanks the House very much. (Applause)

On motion of Mr. Hardy of Hope, it was

ORDERED, that the Chaplains of the House be paid in accordance with a payroll list submitted by the Clerk of the House.

On motion of Mr. Mower of Bangor, it was

ORDERED, that the Clerk of the House mail to each member of the House of Representatives the balance of the proof of the record of the House not received before final adjournment.

On motion of Mr. Bragdon of Perham, it was

ORDERED, that the uniforms procured for the House Officers become their property at the end of their terms of office.

**House at Ease**

Called to order by the Speaker.

The CLERK: During the last few hours or days or weeks or something, I am a little groggy and don't know much about time, a great many groups and individuals have been mentioned and commended for the assistance that they have been to the Legislature. Now I think I would be remiss if I didn't say first that one of the groups that has been mentioned is the reason that the Clerk looks good if he does, and I know, and I want you to know that no officer ever had a better crew of Harvey Girls than I have.

Now what I want to say is this, that downstairs on the second floor there is a group of girls that have worked all night several nights this session, they have done their work behind closed doors almost, but they have made it possible for you to adjourn, and I couldn't go home without expressing to the girls in the Engrossing Department my own, and if I may, the appreciation of the Members of this House, for the wonderful effort that they have put into the work of engrossing the acts that you have passed during this session. Thank you. (Prolonged Applause)

Mr. Jones of Farmington was granted unanimous consent to briefly address the House:

Mr. JONES: Mr. Speaker, Ladies and Gentlemen of the House: A few days we had some bills coming before us here in which sort of tied up a little compromise story along with the bill that we were working on and discussing about a bear and a hairless dog. So I deliberately left the point out. Nobody came back and asked me the point and nobody laughed. So I imagine there is a little suspense around in thinking what really did happen.

Well, you see as I said in the beginning, the bear wanted to compromise because he was hungry, he wanted food, and the hairless dog he wanted to compromise because he was cold. So actually what happened you see, the bear ate the hairless dog. So the bear got food

and the dog got a fur coat. (Applause)

Mr. Jalbert of Lewiston was granted unanimous consent to brief address the House.

Mr. JALBERT: Mr. Speaker, it has been my pleasure and privilege to serve under seven Speakers. All fine, splendid gentlemen, but I think I am safe in making this comment. I don't think we'll ever see a squarer guy and squarer shooter than my very dear friend, the gentleman from Milbridge, Mr. Kennedy. (Applause)

The SPEAKER: The Chair thanks the gentleman and really is overwhelmed with the compliments he has received today. I know my wife won't be able to live with me when I return home.

#### (Off Record Remarks)

At this point, a message came from the Senate borne by Senator Cole of that body informing the House that the Senate had transacted all business before it and was ready to adjourn without day.

On motion of Mr. Wellman of Bangor, that gentleman was charged with and conveyed a message to the Senate informing that body that the House had acted on all matters before it and was ready to adjourn without day.

#### House at Ease

Called to order by the Speaker.

The following paper from the Senate was taken up out of order and under suspension of the rules:

From the Senate: The following Order:

ORDERED, the House concurring, that a Committee of three on the part of the Senate, with such as the House may join, be appointed to wait upon the Governor and inform him that both branches of the Legislature have acted on all matters before them and are now ready to receive any communication that he may be pleased to make. (S. P. 643)

Came from the Senate read and passed, and the following appointed as members of the Committee on the part of the Senate:

Senators: PIKE of Oxford  
CHRISTIE of Aroostook  
BOISVERT  
of Androscoggin

In the House, the Order was read and passed in concurrence, and the Speaker appointed the following members on the part of the House: Messrs. WELLMAN of Bangor  
TYNDALE

of Kennebunkport  
Mrs. LINCOLN of Bethel  
WHITE of Guilford

Messrs. GILL of South Portland  
PLANTE

of Old Orchard Beach  
Mrs. KILROY of Portland

Mr. Wellman for the Committee subsequently reported that the Committee had performed the duties with which it was charged and that His Excellency, Governor John H. Reed, would attend forthwith.

Whereupon, His Excellency, Governor John H. Reed, accompanied by members of the Executive Council, entered the Hall of the House amid applause of the House, the members rising, and delivered the following communication:

GOVERNOR REED: Mr. Speaker, Ladies and Gentlemen of the House: The hour of adjournment has arrived and I wish to thank you for the service which you have rendered the State in considering the many legislative matters which were presented to you.

The citizens of Maine are grateful for the sacrifice of your time during these long weeks and for the painstaking manner in which you have conducted the business of the State in this One Hundred and First Session. I am certain they would wish me to convey to you an expression of appreciation for your work.

I submit to you herewith a tabulation of the results of the action of the 101st Legislature.

There were 552 Acts approved.

There were 94 Resolves approved.

When I addressed you first in January, my purpose was to outline a plan whereby state government would lend to the fullest extent of its capabilities support for economic development, educational opportunity and improved human welfare.

My fiscal program and revenue proposal to raise the monies re-

quired to fund the budget were presented to you in full realization that you indeed were faced with a very difficult decision of financial matters for the State of Maine.

Let us look briefly at the record which you have written. I believe that it is a good record, one that will bring credit to this Legislature.

Of necessity and primarily due to built-in increases, I presented to you an unbalanced general operating fund budget for the next biennium. You have recognized the need for this budget and have enacted a one per cent increase in the rate of our primary revenue source, the sales and use tax.

In so doing, you have resolved the basic problem facing the State of Maine at this time. Your action has assured the continuation of state services without reduction during the next two years. The urgent need for state educational subsidy payments to the local communities will also be met.

In the field of new and expanded state services and in the area of capital improvements, a measure of progress has been achieved, even though not all goals were attained. A rearrangement of priorities and changing conditions during the session modified some of these proposals. Others failed of majority support and thus remain to challenge the thinking of future legislative bodies.

I can, however, express pleasure with the recognition which you have given to the desirability of moving the State of Maine ahead as rapidly as possible and as rapidly as our resources will permit.

The legislative road has not been an easy one. Your deliberations have been long and differences have arisen. Such is, of course, inevitable in the legislative process, but you have resolved these differences in an effective manner.

You have drawn the blueprint for state government for the coming biennium, and it shall be my aim now to strictly administer the law with efficiency and with the highest regard for economies in the use of the funds which you have provided.

I have been extremely pleased with the excellent cooperation and leadership in both branches this session, and have enjoyed my association with the individual members. It has been a real pleasure to know you and to work with you.

Mrs. Reed and I will remember the occasions when you have visited us at the Blaine House and it has also, of course, been a pleasure to meet you a number of times in my office. I sincerely hope that we will maintain this fine relationship in the future, and that you will stop and say hello whenever you are in the Capitol Building.

In closing, may I state the value that I place upon your friendship and appreciate the cooperation and counsel that you have given me. May you have a safe journey home, a pleasant summer and a future filled with success and happiness. Thank you very much. (Prolonged applause, the Members rising)

Thereupon, Governor Reed and members of the Executive Council retired from the Hall of the House.

The SPEAKER: The Chair now recognizes the eldest member of the 101st Legislature, the Honorable Mr. Thornton of Belfast. (Applause)

Mr. THORNTON of Belfast: Mr. Speaker, may I first express my thanks to you for selecting me and thrusting this honor upon me. I have been told all my life it was the prerogative of a woman to have the last word. And it is that I am to have that honor. May I also express to you that I have enjoyed the full session. You mentioned that I was the eldest member in the Legislature, and perhaps it would be interesting to some of these members to know that the first Legislature that I had anything to do with, I was one of the minor officers of the House in 1903, sixty years ago.

Since that time, I have either been an officer or had something to do with twelve or fourteen different Legislatures. I have enjoyed very much the many kindnesses and courtesies that every member of this House has shown toward the old man, and I have enjoyed some of the things that I have seen here. It has been a pleasure for me to

sit here in my seat, and right before me, see Crockett Plante Hardy Pease by Knight, and day after day, see the Pease come up quickly. Now if I can interpret correctly what this means, I think it augurs progress for the future economy of the State of Maine.

Now my feeling in regard to the closing of this Legislature, is expressed by a little verse which I came across a short time ago, and I would like to read it to you. It is entitled the 'Winding Road.'

"There's a long, long winding road  
That never wearies me,  
A road I often travel  
When old friends I wish to see.  
That road is called sweet memories

So old yet ever new,  
And I oft in fancy wander there  
To laugh and talk with you."

Now Mr. Speaker, it gives me great pleasure to move that the House of Representatives at the regular session of the 101st Legislature be now adjourned without day.

The SPEAKER: The gentleman from Belfast, Mr. Thornton, now moves that the 101st Legislature be adjourned sine die at 11:46 P.M. on Saturday, June 22, 1963. Is this the pleasure of the House?

The motion prevailed and at 11:46 P.M., Eastern Daylight Saving Time, Saturday, June 22, 1963, the Speaker declared the House adjourned without day.