

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Second
Legislature*

OF THE

STATE OF MAINE

1965

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

SENATE

Friday, March 19, 1965

Senate called to order by the President.

Prayer by Rev. Gerald Wibberly of Parkman.

On motion by Mr. Stern of Penobscot, the Journal of yesterday was Read and Approved.

Order

(Out of Order)

Out of order and under suspension of the rules, on motion by Mr. Harding of Aroostook, Joint Order,

ORDERED, the House concurring, that when the Senate and House adjourn they adjourn to meet on Tuesday, March 23, at 10 o'clock in the morning. (S. P. 469)

Which was Read and Passed and sent forthwith to the House for concurrence.

The **PRESIDENT**: The Chair at this time would like to recognize in the back of the Senate Chambers a distinguished guest, the son of one of our Senators. Would Master David Jacques please stand up? Would the Sergeant at Arms please escort the young man to the rostrum where he may act as honorary page for the day?

Master David Jacques, son of Senator Jacques of Androscoggin, was escorted to a seat with the Senate pages, amidst the applause of the Senate.

Papers From the House**Non-Concurrent Matters:**

Bill, "An Act Relating to Publication of Foreclosure Notices." (S. P. 208) (L. D. 589)

In Senate, March 9, Passed to Be Engrossed As Amended by Committee Amendment "A" (S-44)

Comes from the House, Passed to Be Engrossed As Amended by Committee Amendment "A" and by House Amendment "A" (H-121) in non-concurrence.

In the Senate, that body voted to recede and concur.

Bill, "An Act Exempting State-Owned Motor Vehicles and Trailers from Registration and to Provide Special Plates for U. S. District Attorney and Assistant U. S. District Attorneys." (S. P. 462) (L. D. 1393)

In Senate, March 12, Passed to Be Engrossed.

Comes from the House, Passed to Be Engrossed, As Amended by House Amendment "A" (H-106) in Non-Concurrence.

In the Senate, on motion by Mr. Maxwell of Franklin, the Senate voted to insist on its former action and ask for a Committee of Conference.

Bill, "An Act Relating to Executions on Civil Judgment." (S. P. 232) (L. D. 690)

In Senate, March 9, Passed to Be Engrossed.

Comes from the House, Indefinitely Postponed in Non-Concurrence.

In the Senate, on motion by Mr. Harding of Aroostook, tabled pending consideration and especially assigned for Tuesday next.

Joint Order

Relative to Conveying Appreciation to Mr. Thomas of Canal National Bank for Assistance in celebrating Maine's 145th birthday. (H. P. 1036)

Which was Read and Passed in concurrence.

House Papers

Bill, "An Act to Provide for the Surrender by Long Island Plantation of its Organization." (H. P. 1034) (L. D. 1406)

Which was referred to the Committee on Legal Affairs in concurrence.

Bill, "An Act Relating to Marking of Body Capacity of Vehicles Transporting Certain Materials." (H. P. 1035) (L. D. 1407)

Which was referred to the Committee on Transportation in concurrence.

Communications**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA**

March 18, 1965

The Honorable Senate and
House of Representatives
The 102nd Legislature

Since my communications of March 9, 1965, another communication has been received from The Secretary of Labor, W. Willard Wirtz, enclosing texts of a Convention and certain Recommendations which were adopted by the 47th Session of the International Labor Conference.

I am pleased to submit herewith copies of the letter and the texts, for the information of the members of the 102nd Legislature.

Respectfully submitted,
JOHN H. REED
Governor

(S. P. 470)

Which was read and ordered placed on file with accompanying papers.

Sent down for concurrence.

Reports of Committees**House****Change of Reference**

The Committee on Inland Fisheries and Game on Resolve to Provide Underwater Weed Cutter for Department of Inland Fisheries and Game. (H. P. 337) (L. D. 440) reported that the same should be referred to the Committee on Industrial and Recreational Development.

The same Committee on Bill, "An Act Relating to Use of Power Boats on North Pond, Oxford County." (H. P. 813) (L. D. 1105) reported that the same should be referred to Committee on Legal Affairs.

Leave to Withdraw

The Committee on Inland Fisheries and Game on Bill, "An Act Creating an Inland Fisheries and Game Commission." (H. P. 918) (L. D. 1246) reported that the same should be granted Leave to Withdraw.

The same Committee on Bill, "An Act Providing Free Deer Hunting Season for Veterans." (H. P. 951) (L. D. 1287) reported that the same should be granted leave to withdraw.

The same Committee on Bill, "An Act Permitting Sunday Hunting for Rabbits During Open Season." (H. P. 960) (L. D. 1295) reported that the same should be granted leave to withdraw.

The same Committee on Bill, "An Act Repealing Narragansett Game Sanctuary, Town of Gorham." (H. P. 961) (L. D. 1296) reported that the same should be granted leave to withdraw.

The Committee on Judiciary on Bill, "An Act Relating to Effect of Recording of Plans of Lots on Rights-of-Way." (H. P. 740) (L. D. 977) reported that the same should be granted leave to withdraw.

Ought Not to Pass

The Committee on Inland Fisheries and Game on Resolve Closing Brooks Flowing into Aziscoos Lake to Fishing. (H. P. 273) (L. D. 355) reported that the same Ought not to pass.

The same Committee on Resolve Regulating Fishing in South Branch of Dead River. (H. P. 274) (L. D. 356) reported that the same Ought not to pass.

The same Committee on Resolve Closing part of Kennebec River to Fishing. (H. P. 275) (L. D. 357) reported that the same Ought not to pass.

The same Committee on Resolve opening Rangeley and Mooselookmeguntic Lakes to Fly Casting. (H. P. 276) (L. D. 358) reported that the same Ought not to pass.

The same Committee on Resolve Relating to Stocking Rangeley Lake with Togue. (H. P. 277) (L. D. 359) reported that the same Ought not to pass.

The same Committee on Resolve Opening Certain Portion of Rangeley Stream to Fly Fishing. (H. P. 278) (L. D. 360) reported that the same Ought not to pass.

The same Committee on Resolve Regulating Ice Fishing on Upper

Hadlock Pond, Hancock County. (H. P. 336) (L. D. 439) reported that the same Ought Not to Pass.

The same Committee on Bill, "An Act Providing for State-Wide Open Deer Season in Month of November." (H. P. 488) (L. D. 641) reported that the same Ought Not to Pass.

The same Committee on Bill, "An Act Relating to Open Season on Deer in Southwestern Zone." (H. P. 489) (L. D. 642) reported that the same Ought Not to Pass.

The same Committee on Bill, "An Act Creating Two Zones for Deer Hunting." (H. P. 700) (L. D. 938) reported that the same Ought Not to Pass.

The same Committee on Bill, "An Act Relating to Boundaries of Central and Northern Zones for Deer Season." (H. P. 810) (L. D. 1102) reported that the same Ought Not to Pass.

The same Committee on Bill, "An Act Relating to Beaver Skins to be Tagged." (H. P. 811) (L. D. 1103) reported that the same Ought Not to Pass.

The Committee on Transportation on Bill, "An Act Relating to Width of Motor Vehicles." (H. P. 873) (L. D. 1170) reported that the same Ought Not to Pass.

(On motion by Mr. Maxwell of Franklin, tabled pending acceptance of the report and especially assigned for March 26)

Which reports were Read and Accepted in concurrence.

Ought to Pass

The Committee on Transportation on Bill, "An Act Relating to Transportation of Vehicles for Body Repair Without Inspection Sticker." (H. P. 667) (L. D. 894) reported that the same Ought to Pass.

The same Committee on Bill, "An Act Relating to Waiver of Motor Vehicle Operator License Examinations for Members of Armed Forces." (H. P. 670) (L. D. 897) reported that the same Ought to Pass.

The same Committee on Bill, "An Act Relating to Temporary Motor Vehicle Operators' Licenses." (H. P. 672) (L. D. 899)

reported that the same Ought to Pass.

The Committee on Welfare on Bill, "An Act Relating to Parental Responsibility to Support Children Receiving Aid to Dependent Children." (H. P. 885) (L. D. 1182) reported that the same Ought to Pass.

The same Committee on Bill, "An Act Authorizing Department of Health and Welfare to Offer Complementary Services Under Social Security Act." (H. P. 910) (L. D. 1238) reported that the same Ought to Pass.

Which reports were Read and Accepted in concurrence, the Bills Read Once and tomorrow assigned for second reading.

The Committee on Legal Affairs on Bill, "An Act Relating to Number and Boundaries of Wards in City of Calais." (H. P. 513) (L. D. 666) reported that the same Ought to Pass.

Comes from the House, Passed to Be Engrossed As Amended by House Amendment "A" (H-118)

In the Senate, the report was read and accepted, the bill read once, House Amendment A read and adopted, and the bill as amended was tomorrow assigned for second reading.

Ought to Pass—As Amended

The Committee on Election Laws on Bill, "An Act Relating to Procedure for Registration of Voters." (H. P. 883) (L. D. 1180) reported that the same Ought to Pass, as Amended by Committee Amendment "A" (H-113)

The Committee on Taxation on Bill, "An Act Repealing the Tax on Express Companies and Parlor Cars." (H. P. 659) (L. D. 886) reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-115)

Which reports were Read and Accepted in concurrence, and the Bills Read Once. Committee Amendments "A" were Read and Adopted in concurrence, and the Bills, As Amended, were tomorrow assigned for second reading.

The Committee on Public Utilities on Bill, "An Act Amending the Charter of the Waterville Sewerage District." (H. P. 362) (L. D. 464) reported that the same Ought to Pass As Amended by Committee Amendment "A" (H-114)

Comes from the House, Passed to Be Engrossed As Amended by Committee Amendment "A", and by House Amendment "A" (H-122)

In the Senate, the report was read and accepted, the bill read once, Committee Amendment A read and adopted, House Amendment A read and adopted and the bill as amended was tomorrow assigned for second reading.

Ought to Pass in New Draft

The Committee on Transportation on Bill, "An Act Relating to Motor Vehicle Mufflers." (H. P. 294) (L. D. 376) reported that the same Ought to Pass in New Draft, under same title, (H. P. 1032) (L. D. 1401)

The Committee on Public Utilities on Bill, "An Act Providing for Public Utilities Commission Determination of Utility Debt Retirement." (H. P. 714) (L. D. 952) reported that the same Ought to Pass in New Draft, under New Title: "An Act Providing for Public Utilities Commission Determination of Debt Retirement." (H. P. 1031) (L. D. 1400)

Which reports were Read and Accepted in concurrence, the Bills, in New Draft, read once and tomorrow assigned for second reading.

Divided Reports

The Majority of the Committee on Claims on Resolve to Reimburse William Young of Alton for Well and Other Property Damage Resulting from Highway Construction. (H. P. 396) (L. D. 508) reported that the same Ought to Pass in New Draft under New Title: Resolve to Reimburse William Young of Alton for Well Damage Resulting from Highway

Construction. (H. P. 1033) (L. D. 1402)

(Signed)

Senators:

NORRIS of Oxford
McDONALD of Piscataquis

Representatives:

SUSI of Pittsfield
HARVEY of Woolwich
FRASER of Mexico
HARVEY of Bangor
DROUIN of Auburn
LINCOLN of Bethel

The Minority of the same Committee on the same subject matter reported that the same Ought Not to Pass.

(Signed)

Senator:

JUTRAS of York

Representative:

BREWER of Bath

Comes from the House, Majority Ought to Pass in New Draft report Read and Accepted, and the Bill, in New Draft, Passed to Be Engrossed.

In the Senate:

Mr. JUTRAS of York: Mr. President, I move that the Senate accept the Minority Ought not to Pass report in non-concurrence. Mr. President, my reason for this request is that this claim is being processed through the land damage court and this will be heard the second week in April I understand. For that reason I move that the Senate accept the Minority Report in non-concurrence.

Thereupon, on motion by Mr. Norris of Oxford, the bill was tabled pending the motion just made by Mr. Jutras of York.

Reports of Committees

Senate

Ought Not to Pass

Mr. McDONALD from the Committee on Inland Fisheries and Game on Bill, "An Act to Permit Sunday Hunting." (S. P. 17) (L. D. 326) reported that the same ought not to pass.

Mr. CAHILL of Somerset: Mr. President, I am not sure but I think I have been scuttled. (Laughter)

On motion by Mr. O'Leary of Oxford, tabled pending acceptance of the report and especially assigned for Tuesday, March 30.

Mr. Manuel from the same Committee on Bill, "An Act relating to Visiting Traps under Fish and Game Laws." (S. P. 338) (L. D. 1084) reported that the same Ought not to pass.

Mr. FALOON from the Committee on Liquor Control on Bill, "An Act relating to Proximity of State Liquor Stores to Recreation Buildings and Playgrounds." (S. P. 341) (L. D. 1086) reported that the same Ought not to pass.

Mr. Jacques from the same Committee on Bill, "An Act Relating to Drinking in Unlicensed Public Places." (S. P. 358) (L. D. 1121) reported that the same Ought not to pass.

Which reports were Read and accepted.

Sent down for concurrence

Ought to Pass

Mr. MANUEL from the Committee on Inland Fisheries and Game on Bill, "An Act relating to Trapping Beaver." (S. P. 339) (L. D. 1083) reported that the same Ought not to pass.

Which report was read and accepted. The Bill was read once and tomorrow assigned for second reading.

Divided Report

The Majority of the Committee on Inland Fisheries and Game on Resolve Opening Cold Stream Pond, Penobscot County, to Ice Fishing. (S. P. 147) (L. D. 388) reported that the same Ought to pass.

(Signed)

Senators:

MANUEL of Aroostook

McDONALD of

Piscataquis

Representatives:

POULIN of Skowhegan

CHAMPAGNE of Fairfield

ROBERTS

of South Berwick

COOKSON of Glenburn

The Minority of the same Committee on the same subject matter,

reported that the same Ought not to pass.

(Signed)

Senator:

HOFFSES of Knox

Representatives:

ANDERSON of Ellsworth

BALDIC of Waterville

GAUDREAU of Lewiston

Mr. SOUTHARD of Penobscot: Mr. President, I vote acceptance of the Majority ought to pass report.

Mr. BERNARD of Penobscot: Mr. President, I move the indefinite postponement of this legislative document and I would like to make a few comments.

The PRESIDENT: The Senator may proceed.

Mr. BERNARD: Mr. President and Honorable Senators: I have an advantage over most of you: I can read papers on my desk standing up.

I am not going to bore you with a long speech on this bill but I would like to say a few words about Cold Stream Pond.

Cold Stream Pond is in the town of Enfield, and this is my home town. Cold Stream Pond is in my back yard. There are 210 dwellings on Cold Stream Pond, some permanent and some summer dwellings. They pay a tax of \$35,000 to the town of Enfield, which is a big help. We are not asking for any special privilege in asking you not to open this lake to ice fishing. We believe that the lake is very easy to get to and it is fished very hard in the summertime, in fact it is fished too hard and there are no fish in it, and opening the lake to ice fishing would just make it that much harder and it is a matter of conservation to keep the lake closed to ice fishing.

I would like to ask the Senate to support me in this motion because this is a local problem, and I am sure I would grant them the same courtesy if they had a local problem, and I am sure I can prove if I have to that it would be better to keep this lake closed to ice fishing.

Mr. MANUEL of Aroostook: Mr. President, I ask for a division when the vote is taken.

Mr. FALOOD of Penobscot: Mr. President, I also live in this particular area; as a matter of fact I have lived on Cold Stream Lake for the last eleven years. Although it is called a pond it is a little larger than what we would normally call a pond. Cold Stream Pond is approximately five and a half miles long and about three miles wide. Some areas of this pond have a depth of over a hundred feet. This is where the larger fish are in the summertime, which makes them relatively hard to catch. The bill calls for opening Cold Stream Lake only during the month of February, which is approximately twenty-eight days, and the average working person cannot fish during the week, so they would have approximately eight days of ice fishing. As far as the matter of conservation that the good Senator from Penobscot, Senator Bernard, has referred to, the State Biologist testified at the hearing that the opening of Cold Stream Pond during the month of February would not hurt the fish population one iota. Their main objection is that it will litter up the lake. They are assuming this because the lake has never been open to ice fishing in the last fifty years. The objections are that people will build fires on the lake and in the spring when the ice goes out the debris will be floating around on the lake. We offered an amendment to the committee which provided that no fires should be built on the lake during this special period. The committee deemed it unnecessary that this amendment be adopted. They are not claiming that it is a matter of conservation but the State game biologist stated that it would not hurt the fish population one bit.

Referring back to littering up the lake, as I said at the committee hearing, sixty per cent of the camp owners have septic tanks fifty feet or closer to our shore of the lake and these people drink this water, while the law clearly states that if a source of water is to be used for drinking the septic tanks shall be at least a hundred feet from the shore.

I also had a petition which the people in the area signed. We had the petition out for a little over a week and we had two hundred names. The opposition had theirs out approximately three weeks and they presented a petition of forty names. I think this clearly indicates the position that the people in the area are taking on this issue.

The good Senator from Penobscot has a camp there, as a good many other people do. We do not deem this as the important factor in proposing this bill. The majority of these people are the so-called well-to-do people and they have had this lake as their own for a number of years. They would like to keep it as their own private domain. This is evident if you people have ever been on the lake yourselves. I highly support this measure and I ask that my colleagues in the Senate do likewise.

Mr. BERNARD of Penobscot: Mr. President, I fished this lake for twenty years and there was a time when I could go out and fish this lake and catch a fish an hour. I kept records of it and for several years I caught a fish an hour for every hour I fished the lake. Last year my neighbor, who is a better fisherman than I am, fished two hundred hours and caught two trout and one salmon. That is why I say we should close it and try to conserve what fish there are in it for the summer fishing.

As to pollution, I have had this water tested every year for several years, sometimes twice a year and the water comes back "absolutely no harmful bacteria." Now of course we all know there is some pollution when fishermen go on the ice, but I am sure that nobody, myself included—I would be the first one, because I love fishing, to open this, to recommend opening this lake to ice fishing if there were enough fish in the lake to stand the pressure of fishing during the summer and the winter too. I can step from my back yard onto this lake, and I love ice fishing as well as anybody in the

world. We are not trying to deny anyone the right to go fishing in the wintertime to get a little fresh air, and so forth, but there are thirty lakes within a radius of twenty miles from this pond that are open to ice fishing, so it is not denying anyone the right to go out and get a little fresh air and enjoy themselves.

Mr. FALLOON of Penobscot: Mr. President, just to clarify a few matters here: there are a few lakes around the Howland-Enfield area, however there is not a lake within a radius of forty miles, and I dare say a little larger radius, that has togue and salmon fishing, which Cold Stream Pond does. I think we should accept the authoritative source of the State biologist who claims this will not hurt the fish population. I think this should have some bearing on this legislative document. Thank you.

Mr. SOUTHARD of Penobscot: Mr. President, when Senator Bernard says there are twenty or so lakes where they have ice fishing he is correct, and he should know because the camp owners on Cold Stream Pond fish these lakes and they don't have to fish their own. I move for a division.

Mr. BERNARD of Penobscot: Mr. President, I would like to have anybody that is interested in this look at the map. When I made the statement there were thirty lakes this statement was very conservative, and as far as togue and salmon fishing through the ice is concerned, it is less than twenty miles to West Grand Lake from Cold Stream Lake on the map and that is one of the best togue and salmon lakes in the State of Maine.

The PRESIDENT: The motion before the Senate is the motion of the Senator from Penobscot, Senator Bernard, that the bill and all accompanying papers be indefinitely postponed. A division has been requested.

A division of the Senate was had.

Thirteen having voted in the affirmative and fifteen in the nega-

tive, the motion to indefinitely postpone did not prevail.

Mr. BERNARD of Penobscot: Mr. President, I move that the bill be tabled and especially assigned for two weeks from today.

Mr. SOUTHARD of Penobscot: Mr. President, I request a division on the tabling motion.

A division of the Senate was had.

Eighteen having voted in the affirmative and eleven in the negative, the motion prevailed and the bill was tabled pending motion by Mr. Southard of Penobscot that the majority Ought to Pass report be accepted and was especially assigned for two weeks from today.

The Majority of the Committee on Judiciary on Resolve Authorizing Walter C. Leighton of Hampden to Bring Action Against the State of Maine. (S. P. 301) (L. D. 915) reported that the same Ought Not to Pass.

(Signed)

Senators:

GLASS of Waldo
VIOLETTE of Aroostook

Representatives:

BISHOP of Presque Isle
DANTON
of Old Orchard Beach
GILLAN of South Portland
BRENNAN of Portland
RICHARDSON

of Cumberland
DAVIS of Calais

The Minority of the same Committee on the same subject matter reported that the same Ought to Pass.

(Signed)

Senator:

STERN of Penobscot

Representative:

BERMAN of Houlton

On motion by Mr. Violette of Aroostook, the Majority Ought Not to Pass report was accepted.

Sent down for concurrence.

The PRESIDENT: The Chair at this time would like to recognize in the back of the Senate Chamber, Mr. Kingdom Harvey who is

the distinguished editor of the Fort Fairfield Review. He has come a long way to see the Senate in action. Would Mr. Harvey please stand and be recognized? (Applause)

Second Readers

House

Bill, "An Act to Clarify the Law with Respect to Municipal Investments." (H. P. 309) (L. D. 412)

Bill, "An Act Relating to Management of Insurance Organizations During Periods of Acute Emergency." (H. P. 683) (L. D. 920)

Bill, "An Act to Incorporate the Allied Loan Company." (H. P. 725) (L. D. 963)

Bill, "An Act to Incorporate Plymouth Capital Finance Company." (H. P. 726) (L. D. 964)

Bill, "An Act to Incorporate the Federal Finance Company." (H. P. 727) (L. D. 965)

Bill, "An Act Relating to Election of Clerks and Secretaries of Trust Companies." (H. P. 795) (L. D. 1072)

Bill, "An Act Authorizing the Municipalities of Acton, Alfred, Limerick, Lyman, Newfield, Shapleigh and Waterboro to Form a School Administrative District." (H. P. 322) (L. D. 425)

Bill, "An Act Relating to Definition of Cigarettes under Cigarette Tax Law." (H. P. 555) (L. D. 726)

Bill, "An Act Relating to Payments by Baxter State Park Authority to Maine Forestry District." (H. P. 719) (L. D. 957)

Bill, "An Act Relating to Exemption of Certain Real Estate From Taxation." (H. P. 556) (L. D. 727)

Bill, "An Act Relating to Definition of 'Storage' and 'Use' in Sales and Use Tax Law." (H. P. 658) (L. D. 885)

Bill, "An Act Relating to Certain Fees of Registers of Deeds." (H. P. 664) (L. D. 891)

Which were Read a Second Time and Passed to Be Engrossed, in concurrence.

House—As Amended

Bill, "An Act Establishing Representative Town Meetings in the Town of Fort Fairfield." (H. P. 423) (L. D. 567)

Which were Read a Second Time and Passed to Be Engrossed as Amended by House Amendment "A" (H-117)

Senate

Bill, "An Act Relating to Chiropractic Treatment Under Workmen's Compensation Law." (S. P. 95) (L. D. 262)

Bill, "An Act To Eliminate Straight Ballot Voting in Elections." (S. P. 191) (L. D. 571)

Bill, "An Act Revising the Maine Industrial Building Law." (S. P. 468) (L. D. 1405)

Which were Read a Second Time and Passed to Be Engrossed.

Sent down for concurrence.

Enactors

The Committee on Engrossed Bills reported as truly and strictly engrossed the following Bills and Resolves:

Bill, "An Act Relating to Decisions Under Liquor Law Pending Appeal." (H. P. 138) (L. D. 161)

Bill, "An Act Relating to Sale of Publications of Department of Inland Fisheries and Game." (H. P. 216) (L. D. 284)

Bill, "An Act Relating to Definition of Average Weekly Wages Under Workmen's Compensation Law." (H. P. 232) (L. D. 301)

Bill, "An Act Increasing Fees for Inspections and Inspection Certificates for Elevators." (H. P. 507) (L. D. 660)

(On motion by Mr. Duquette of York, placed on the Special Appropriations Table pending enactment.)

Bill, "An Act Relating to Definition of Elevator Under Elevator Laws." (H. P. 509) (L. D. 662)

Bill, "An Act to Classify Interstate Tributaries of the Androscoggin River Between New Hampshire and Maine." (H. P. 525) (L. D. 699)

Bill, "An Act Relating to Classification of Dunstan River, in Town

of Scarborough, Cumberland County." (H. P. 527) (L. D. 701)

Bill, "An Act Relating to Retirement of Employee Option by Local Districts under Maine State Retirement System." (H. P. 535) (L. D. 709)

Bill, "An Act relating to Payments to Androscoggin County Law Library." (H. P. 565) (L. D. 735)

Bill, "An Act Increasing Indebtedness of Jay Village Water District." (H. P. 611) (L. D. 803)

Bill, "An Act relating to Service Retirement of Members in Hazardous Employment in Department of Mental Health and Corrections." (H. P. 654) (L. D. 882)

(On motion by Mr. Duquette of York, placed on the Special Appropriations Table pending enactment.)

Bill, "An Act Increasing the Compensation of the Trustees of the Portland Water District." (H. P. 679) (L. D. 906)

Bill, "An Act relating to Licensing of Children's Homes and Defining Day Care Facilities." (H. P. 693) (L. D. 930)

(On motion by Mr. Duquette of York, placed on the Special Appropriations Table pending enactment.)

Bill, "An Act relating to State Retirement Benefits for Certain Teachers and Increasing Pensions for Certain Retired School Superintendents." (H. P. 788) (L. D. 931)

(On motion by Mr. Duquette of York, placed on the Special Appropriations Table pending enactment.)

Bill, "An Act Clarifying the Offense of Affray." (H. P. 703) (L. D. 941)

Bill, "An Act Changing the Designation of Clerk of the Public Utilities Commission to Secretary of the Commission." (H. P. 713) (L. D. 951)

Bill, "An Act relating to Payment of Insurance Premiums of School Employees." (H. P. 730) (L. D. 968)

(On motion by Mr. Snow of Cumberland, tabled pending passage to be enacted and especially assigned for Wednesday, March 24.)

Bill, "An Act Clarifying the Education for Penobscot and Passamaquoddy Indian Children." (H. P. 733) (L. D. 971)

Bill, "An Act Authorizing Municipalities to Raise Money for Assistance to Water or Sewer Districts." (H. P. 757) (L. D. 994)

Bill, "An Act Creating the Newport Water District." (H. P. 764) (L. D. 1001)

Bill, "An Act Creating a Sewer District in the Town of Newport." (H. P. 765) (L. D. 1002)

Bill, "An Act Creating a Sewer District in the Town of Corinna." (H. P. 766) (L. D. 1003)

Bill, "An Act relating to Amount Paid by State or Railroad Corporation in Abolishment of Grade Crossings." (H. P. 844) (L. D. 1145)

"Bill, "An Act Providing for Area Directional Sign for Sebago and Long Lakes on Maine Turnpike." (H. P. 917) (L. D. 1240)

"Bill, "An Act Relating to Duties of Pawnbrokers." (S. P. 207) (L. D. 588)

Bill, "An Act Relating to Valuation of Shares of Joint Owners for Inheritance Tax Purposes." (S. P. 233) (L. D. 691)

Bill, "An Act Permitting Municipalities to Provide for Single Assessor." (S. P. 245) (L. D. 755)

Bill, "An Act Relating to Boards of Assessment Review in Certain Municipalities." (S. P. 247) (L. D. 757)

Bill, "An Act Relating to Ways to Great Ponds." (S. P. 252) (L. D. 762)

Bill, "An Act Increasing Payments to Lincoln County Law Library." (S. P. 253) (L. D. 763)

Bill, "An Act Providing Remedies for the Unauthorized Practice of Law." (S. P. 288) (L. D. 850)

Bill, "An Act Authorizing Androscoggin County to Raise Money for Garage and Court House Capital Improvements." (S. P. 154) (L. D. 1124)

(On motion by Mr. Jacques of Androscoggin, tabled pending enactment.)

Bill, "An Act Relating to Loans by Banks to Development Credit Corporation of Maine." (S. P. 450) (L. D. 1385)

Which Bills were Passed to Be Enacted.

Resolve Providing a Pension for Paul Caron of Wallagrass Plantation. (H. P. 537) (L. D. 711)

(On motion by Mr. Duquette of York, placed on the Special Appropriations Table Pending enactment.)

Emergency

Bill, "An Act Relating to Number of School Directors in a School Administrative District." (S. P. 238) (L. D. 748)

This Bill, being an emergency measure and having received the affirmative vote of 30 members of the Senate, was Passed to Be Enacted.

Emergency

Resolve Designating May Mountain in Island Falls as Robinson Mountain. (H. P. 954) (L. D. 1290)

This Resolve, being an emergency measure and having received the affirmative vote of 29 members of the Senate and 1 in the negative, was Finally Passed.

Mr. GLASS of Waldo: Mr. President, I think my conduct should have an explanation. The reason I voted against this measure is that I fail to see the emergency.

The PRESIDENT: That is the Senator's prerogative.

Orders of The Day

At this point the Chair announced that, pursuant to Senate Paper 453, Joint Order Relative to Creating a Committee to Study Feasibility of Consolidating School Districts, the appointments of Senators Moore of Washington, and Faloan of Penobscot. The Chair further designated that Senator Faloan would serve as Chairman.

The President laid before the Senate the 1st tabled and today assigned item (S. P. 250) (L. D. 760) Senate Report, Ought to Pass as amended by Committee Amendment A (S-58) from the Committee on State Government on bill, "An Act Prohibiting Obstruction of Discontinued Woods Roads"; tabled on March 12 by Senator Maxwell of Franklin pending acceptance of the report; and on further motion

by the same Senator, the report was accepted, the bill read once, Committee Amendment A read and adopted and the bill as amended tomorrow assigned for second reading.

The President laid before the Senate the 2nd tabled and today assigned item (H. P. 471) (L. D. 624) House Report Ought to Pass as amended by Committee Amendment A from the Committee on Election Laws on Bill, "An Act Relating to Boards of Registration in Certain Towns"; tabled on March 12 by Senator Smith pending motion by Senator Letourneau of York to indefinitely postpone; and on motion by Mr. Smith of Cumberland, the bill was retabled and especially assigned for March 24.

The President laid before the Senate the 3rd tabled and today assigned item (S. P. 278) (L. D. 840) Bill, "An Act Relating to Schedule of Transportation Charges under Milk Commission Law"; tabled on March 16 by Senator Glass of Waldo pending passage to be engrossed; and on further motion by the same Senator, the bill was retabled and especially assigned for Friday next, March 26.

The President laid before the Senate the 4th tabled and today assigned item (S. P. 117) (L. D. 343) Senate Reports from the Committee on Industrial and Recreational Development on Bill, "An Act Clarifying the Laws Relating to the Division of Geological Survey in Department of Economic Development"; Majority Report Ought to pass; Minority Report Ought Not to pass; tabled on March 16 by Senator Jacques of Androscoggin pending acceptance of either report; and on further motion by the same Senator, the Majority report was accepted, the bill read once and tomorrow assigned for second reading.

The President laid before the Senate the 5th tabled and today assigned item (H. P. 436) (L. D. 565) Bill, "An Act Providing for Safety Seat Belts for Motor Ve-

hicles"; tabled on March 16 by Senator O'Leary of Oxford pending passage to be engrossed.

Mr. O'LEARY of Oxford: Mr. President, I thought that a motion had been made where we reconsidered our action and were waiting for an amendment from Senator Stern of Penobscot.

The PRESIDENT: An Amendment is now in order.

Mr. STERN of Penobscot: Mr. President, I will be the first one to apologize for my evil thought. When my Senate amendment disappeared last week from my table I thought perhaps this was a new way for my opponents to this amendment to defeat the amendment, but now that I have discovered it I want to now present Senate Amendment "A" to L. D. 565 and move for its adoption.

Which amendment (S-39) was read and adopted.

Mr. O'LEARY of Oxford: Mr. President, I now present Senate Amendment "B" and move its adoption.

Which amendment (S-48) was read.

Mr. MENDELL: Mr. President, I move that the bill be tabled until the next legislative day.

Mr. JACQUES of Androscoggin: Mr. President, I ask for a division.

A division of the Senate was had.

Seventeen having voted in the affirmative and twelve in the negative, the motion prevailed and the bill was tabled pending motion by Senator O'Leary of Oxford to adopt Senate Amendment B and the bill was tomorrow assigned.

On motion by Mr. Jacques of Androscoggin, the Senate voted to take from the table the 8th tabled and unassigned item (H. P. 1005) (L. D. 1338) Bill, "An Act Relating to Penalties for State House Parking Violations"; tabled by that Senator on February 26 pending reference; and on further motion by the same Senator, the bill was referred to the Committee on Legal Affairs in non-concurrence.

Sent down for concurrence.

Mr. Shiro of Kennebec was granted unanimous consent to address the Senate.

Mr. SHIRO: Mr. President, in regard to Item 8-36 on Page 9, Resolve designating May Mountain in Island Falls as Robinson Mountain, the Senator from Waldo, Senator Glass, stated that he did not see the emergency of this particular legislation, so where it's resolve was presented before the Committee on Legal Affairs I would like to explain to him that this resolve, and particularly the emergency portion, was so that this matter could be enacted and be in effect prior to the early part of April because the change in the name of the mountain was to honor a Civil War veteran who performed heroically during a certain battle in the Civil War and there is a centennial or some anniversary which is being commemorated in the very near future and the committee which is preparing for this particular event stated that it was most important that this particular legislation be passed before the first part of April, otherwise the significance of the change in name would not have much value or benefit to them. That is why the emergency clause was attached.

Mr. GLASS of Waldo: Mr. President, I now recognize the emergency, and, if I am in order I would like to have the record reflect that I would like to change my vote, if possible, and vote with the majority, thus making it unanimous.

The PRESIDENT: The Chair would rule that the vote has been taken unless we reconsider but the record will show the comments of the Senator.

On motion by Mr. Letourneau of York, the Senate voted to take from the table the 18th tabled and unassigned item (H. P. 884) (L. D. 1181) House Report, Ought to pass from the Committee on Election Laws on Bill, "An Act Providing Only One Way to Split a General Election Ballot"; tabled on March 12 by that Senator pending acceptance of the report; and on further motion by the same Senator, the report was accepted, the bill read once and to-

morrow assigned for second reading.

read and passed in concurrence, the Senate

The Adjournment Order having been returned from the House,

Adjourned until Tuesday morning at ten o'clock.