

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Second  
Legislature*

OF THE

STATE OF MAINE

VOLUME II

MAY 17 - JUNE 4, 1965

DAILY KENNEBEC JOURNAL  
AUGUSTA, MAINE

**SENATE**

Monday, May 17, 1965

Senate called to order by the President.

Prayer by Rev. Clifford Patnode of Gardiner.

On motion by Mr. Smith of Cumberland, the Journal of yesterday was read and approved.

At the request of the President, the Sergeant at Arms escorted to the rostrum, Senator Maxwell of Franklin who assumed the Chair, President Reed retiring to a seat on the floor of the Senate.

**Papers from the House****Non-concurrent Matters**

Bill, "An Act Permitting the Establishment of Private Shooting Preserves." (H. P. 491) (L. D. 644)

In House, April 28, Passed to Be Engrossed As Amended by House Amendment "A" (H-259)

In Senate, May 13, Indefinitely Postponed in Non-concurrence. Comes from the House, that body having insisted and asked for a Committee of Conference.

In the Senate, on motion by Mr. O'Leary of Oxford, the Senate voted to insist and join in the Committee of Conference, and the President pro tem appointed as Senate conferees, Senator Shiro, Senator Manuel and Senator Sproul.

Bill, "An Act Relating to the Reporting of Traffic Accidents." (H. P. 1025) (L. D. 1388)

In Senate, April 27, Passed to Be Engrossed.

Comes from the House, Passed to Be Engrossed As Amended by House Amendment "A" (H-329) in Non-concurrence.

In the Senate, on motion by Mr. Glass of Waldo, the bill was tabled pending consideration and especially assigned for the next legislative day.

Resolve, Proposing an Amendment to the Constitution Providing for Annual Legislative Sessions. (S. P. 44) (L. D. 215)

In Senate, May 13, finally passed.

Comes from the House read and placed on file in non-concurrence.

In the Senate:

Mr. MENDELL of Cumberland: Mr. President, I move the Senate insist and ask for a Committee of Conference.

Mr. REED of Sagadahoc: Mr. President and members of the Senate: I rise, I guess, in support of the motion to insist and ask for a committee of conference and yet at the same time I personally had hope that we might recede and concur.

I stepped down this morning probably for several reasons, one being that it is a good change of pace. I doubt if there is any job that is more frustrating than being a presiding officer, especially as you see legislation which you have a strong feeling about passed and you say nothing in favor or against it. I personally would have made the motion to recede and concur because I feel at this time we should be thinking about trying to adjourn this legislature. I say this knowing full well that tomorrow we start stripping our table and if it becomes rather tough to retable bills I hope that you will bear with it. There comes a time for all of us to make certain decisions and I feel that we have held the hearings, committee reports are out and it is about time that we started making those decisions. To kick these particular bills around any longer, I can see no worthwhile object in it, and therefore, although I will go along with the motion to recede and concur I somewhat hope that the rest of the matters will be laid to rest.

But I mainly speak about not only this particular issue but others because I feel very strongly about them. I know that what I say will have no effect, and that already many words, not only in this legislature but in past legislatures, have been said in regard to these amendments. I believe that it might be wise for us to pause for a moment and think about our country and our constitution and the founding of it, although at times it becomes rather cory. We were born amongst re-

volution, we were born and created by men who fought and who died so that a change might take place. Our State itself was created because it was felt by some that they could better serve the people by creating a new state rather than to have government under Massachusetts. Therefore I have asked myself the question, not only in this legislature but in the past: Why do we seem to be so reluctant to change?

One of the things I think is somewhat noteworthy, and really I never became conscious of it until I did have a chance to preside, and that is the fact that in order to enact a bill in this legislature, an emergency measure, it takes two-thirds of the entire elected membership, but to pass a constitutional amendment it takes but two-thirds of those present. In other words, our founding fathers evidently thought it was more important to be more strict in regard to passing an emergency measure than a constitutional measure. Maybe they made a mistake. I sometimes ask that very question of myself. Possibly it is because they meant it to be this way, because whereas an emergency measure, once it leaves here and is signed by the Governor, becomes law; a constitutional amendment, the final say rests with the people of the State of Maine. This I would like to emphasize to this group here: that we are not going to pass final judgment on these constitutional amendments; the final judgment will be passed on by the people of the State of Maine, and it seems to me that there are particular people who are afraid to have this final judgment passed upon by the people of this State. I cannot help but think and certainly the debate carried forth by the Senator from Hancock, Senator Brown and the Senator from Knox, Senator Hoffses was as capable as can be in defense of what they believe, but I again personally feel that it is somewhat based primarily upon emotion. Again I realize that I myself at times base my vote upon emotion. This afternoon we are

going to have a Sunday sale bill. I vote against it. I ask myself why. It seems that reason and logic is on the other side, but something inside of me says it is wrong and therefore I vote the other way, and therefore I cannot be critical of others for doing the same. But whereas I might be afraid to vote for a bill such as that, let it also not be said that I am afraid to vote to challenge or to change that which was created by man, and certainly our state constitution was.

In the debate last week there was brought forth the question as to whether Maine was a rich or a poor state. Again, of course, this depends on the interpretation that each of us puts upon the word "rich." Last Friday afternoon I left here and I went down to Boston to see one of our distinguished senators be knighted by the French government, the Senator from Androscoggin, Senator Boisvert—and he tells me that he is going to wear his medal when he speaks on Cross Rock. But on the way down there it was five o'clock and I got lost and I also got caught in the five o'clock rush hour in Boston, and I think many of you know what that feeling is, especially for a country boy such as myself. I can only say this in all sincerity: that I do believe that Maine is the best state to live in; whether it is the richest or not I do not know. Again, I believe that every one of us agree upon the fact that Maine could very well be a better place to live in. I think it is also interesting to note in regard to the Council—and I will talk in general about most of these constitutional changes—but no one seems to defend the method by which it is chosen. I noticed that the Senator from Knox, Senator Hoffses, pointed out very carefully that he was not speaking in defense of the way in which it was chosen, he was speaking in defense of the council itself and its purpose. I cannot help but remember that our chief executive in 1960 committed himself to popular election of the council, and yet we have no

change so far as the way that the council is chosen. I feel that the reason is simple, because whenever you talk about changing the council you have to open up the whole thing, and when you do you find that not only the method by which it is chosen but the whole council itself is a ridiculous institution, as far as I am concerned. I think that this is why it is not changed.

I think again that everyone here is agreed that our chief executive should have particular checks upon his more important appointments, but it seems to me rather odd that if you believe in this balance of power — and I think all of us do — that we have an odd situation here in this State: we have an executive council which is a branch of the executive government appointed by the legislature confirming executive appointments. It seems to me much more realistic to say that the check on the executive should be in the legislative branch and not in the executive branch, the very same branch which it is supposed to check. I have suggested — and the trouble is I have a lot of ideas and what have you but nobody seems to think they are much good — but I have sometimes toyed with the idea of taking the executive council and changing its name because a lot of people — a lot of people get upset when you attempt to change a name or do away with the council entirely — but if you changed the name from the Governor's Executive Council to the Governor's Legislative Council instead of the legislature choosing members for this council if they would take and put their legislative leaders in I feel that there would be a great deal more sense in the purpose of the council. This would mean, of course, the President of the Senate, the majority floor leader, the minority floor leader, and in the House the Speaker of the House and the majority floor leader and the minority floor leader. There would be six instead of seven and it is true that there could be a tie, but in the case of a tie the Governor could vote. But you would be correcting cer-

tain inequities that do exist. First of all, you would have the legislative branch confirming appointments rather than the executive branch. You would also have at all times two parties represented upon this council, and I feel even more important than this, that one of the principal purposes of the council and the argument for it is that it is supposed to represent the legislature when it is not in session, and I ask this question: Who can better represent the legislature when it is not in session than the legislative leaders themselves.

I would again just like to touch briefly on the annual legislative sessions. I feel stronger about that than I ever have before, and certainly I have always felt and advocated that we should have annual legislative sessions. I think there is all kinds of proof to support this type of legislation. Let us take the Legislative Research Committee for instance. How effective have their proposals been in this Legislature? And this isn't alone. How effective were the proposals made to the 101st Legislature by the 100th? They are not successful and I think that the reason is clear and simple. These constitutional amendments that we are talking about now, we have the idea of having a Constitutional Commission. Again, I am not against having a Constitutional Commission but there is one stipulation I would put on it and that is that it would report back to this legislature, because every legislature is independent and proud, whether it be the 101st, the 102nd or the 103rd legislature. I am sure that the 103rd legislature does not want to pass legislation because a study committee of the 102nd legislature told it to. Therefore, if you are going to make the ultimate use of this type of study committee then you need, I feel definitely, annual legislative sessions. I think that one of the most glaring reasons for annual legislative sessions has been highlighted here in this session, and that seems if you want to talk about the surplus you make the headlines. Well, we are arguing how to spend it. I am not going

to dwell upon this. But why do we not talk about surplus and how come we have it. As far as I am concerned, every taxpayer in the State of Maine should be here in Augusta up on their hind feet hollering, because what it means is that the taxpayers in the State of Maine in the last two years have paid some twelve million dollars more in taxes than they should have. I do not feel that is good government and I feel they have a right to complain. Certainly we all agree that it is better to have a surplus than a deficit, but again I ask this question of you here: If it is possible at the end of two years to have a twelve million dollar surplus is it not possible for the State of Maine at the end of two years to have a twelve million dollar deficit? If you think we have problems in deciding how to spend it just think of the problems that that legislature might have.

And now I would go and talk about these appointments. I feel strongly that department heads should be appointed by the governor and they should serve at the wish of the governor. It somewhat amazes me when our chief executive signs a bill and approves of the appointment of the Commissioner of Agriculture and yet strongly opposes the gubernatorial appointment of say the Attorney General, the Secretary of State, the State Auditor and the State Treasurer and so forth. I know those on the other side disagree sincerely with me as I disagree with them but I feel that they should be appointed by the Governor.

Again, I often ask myself why should I get all excited about constitutional changes. I have found just one thing to be true, not only in this legislature but in past legislatures: that whenever a party leader tries to organize his group against a constitutional change it is easy, no one seems to have any interest, but I have a great concern and I think a majority of the people have a great concern about the constant powers that our government in Washington is taking. It seems to me that we are at an impasse

here in which our state government and town government is somewhat of a hollow shell. City government is up against the ropes. Who wants urban renewal, and yet who is to deny that our cities need help? Why are our states not giving them help? Because we do not have the funds. But this money from Washington is not necessarily bad in itself but it is bad if the states do not have a plan and a way and a method in which to use it. I feel that state government in the past has not lived up to the responsibility which is theirs. I feel very strongly about this, and I think if we wish to preserve our federal government and our federal system we are going to have to make state government something stronger than merely an agency for disbursing federal funds, and I am afraid that is what it may become if we in this state legislature and others do not wake up. You know about the talk of government by the people, for the people and of the people. Well I think about that sometimes, but this government of the people by the people and for the people presents a tremendous challenge to the people, and I believe that there are those in this legislature that are not willing to live up to the challenge. I had hoped that the motion would be to recede and concur.

On motion by Mr. Mendell of Cumberland the Resolve was tabled pending the motion by that Senator to insist and ask for a committee of conference.

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Resolve, Proposing an Amendment to the Constitution Creating the Office of Lieutenant-Governor and Providing for Succession of Office of the Governor. (S. P. 168) (L. D. 497)

In Senate, May 13, Finally Passed.

Comes from the House Read and Placed on File in non-concurrence.

In the Senate, on motion by Mr. Boisvert of Androscoggin, the Senate voted to recede and concur.

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Resolve, Proposing an Amendment to the Constitution Providing

for the Appointment of the Attorney General by the Governor. (S. P. 220) (L. D. 679)

In Senate, May 13, Finally Passed.

Comes from the House, Read and Placed on File in non-concurrence.

In the Senate, on motion by Mr. Boisvert of Androscoggin, the Senate voted to recede and concur.

Resolve, Proposing an Amendment to the Constitution Providing for the Appointment of the Secretary of State by the Governor. (S. P. 223) (L. D. 682)

In Senate, May 13, Finally Passed.

Comes from the House, Read and Placed on File in non-concurrence.

In the Senate, on motion by Mr. Boisvert of Androscoggin, the Senate voted to recede and concur.

Resolve, Proposing an Amendment to the Constitution to Abolish the Council and Make Changes in the Matter of Gubernatorial Appointments and Their Confirmation. (H. P. 6) (L. D. 6)

In Senate, May 13, Finally Passed.

Comes from the House Read and Placed on File in non-concurrence.

In the Senate, on motion by Mr. Boisvert of Androscoggin, the Senate voted to recede and concur.

Resolve, Proposing an Amendment to the Constitution to Eliminate the Office of Treasurer of State. (H. P. 256) (L. D. 326)

In Senate, May 13, Finally Passed.

Comes from the House Read and Placed on File in non-concurrence.

In the Senate, on motion by Mr. Boisvert of Androscoggin, the Senate voted to recede and concur.

At this point, President Reed resumed the Chair, Senator Maxwell of Franklin retiring amidst the applause of the Senate.

The PRESIDENT: The Chair would like to thank Senator Maxwell of Franklin for holding the fort while the Chair sounded off.

## Reports of Committees

### House

#### Referred to 103rd Legislature

The Committee on Legal Affairs on

Bill, "An Act Providing for the Registration of Home Improvement Companies and Salesmen." (H. P. 926) (L. D. 1264) reported that the same should be Referred to the 103rd Legislature.

On motion by Mr. Jacques of Androscoggin, tabled pending consideration and especially assigned for Wednesday, May 19.

#### Leave to Withdraw

The same Committee on Bill, "An Act Concerning the Practice of Public Accountancy." (H. P. 977) (L. D. 2327) reported that the same should be granted Leave to Withdraw.

#### Ought Not to Pass

The Committee on Appropriations and Financial Affairs on

Bill, "An Act Reestablishing Western Maine Sanatorium in Hebron as a Nursing Home for the Elderly." (H. P. 443) (L. D. 1010) reported that the same Ought Not to Pass.

The Committee on Judiciary on Bill, "An Act Providing for Professional Immunity to Police-men and Firefighters in Emergency Cases." (H. P. 823) (L. D. 1053) reported that the same Ought Not to Pass.

The Committee on Legal Affairs on

Bill, "An Act Relating to Method of Amending Charter of City of Lewiston." (H. P. 346) (L. D. 448) reported that the same Ought Not to Pass.

The Committee on Transportation on

Bill, "An Act Relating to Temporary Number Plates for Dealers of Camp and House Trailers." (H. P. 573) (L. D. 743) reported that the same Ought Not to Pass.

The Committee on Judiciary on Bill, "An Act Shortening the Period of Real Estate Mortgage

Foreclosure." (H. P. 137) (L. D. 333) reported that the same Ought Not to Pass.

Comes from the House Indefinitely Postponed.

(On motion by Mr. Jacques of Androscoggin, tabled pending acceptance of the report and especially assigned for May 20.)

Which reports were Read and Accepted in concurrence.

### Divided Report

The Majority of the Committee on Appropriations and Financial Affairs on Resolve, Authorizing the Establishment of a Residential and Day School for the Mentally Retarded in Northern Maine. (H. P. 452) (L. D. 606) reported that the same Ought to Pass As Amended by Committee Amendment "A" (H-318)

(Signed)

Senators:

BROWN of Hancock  
HARDING of Aroostook  
DUQUETTE of York

Representatives:

HEALY of Portland  
BISHOP of Presque Isle  
BRAGON of Perham  
ANDERSON of Orono  
JALBERT of Lewiston

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

(Signed)

Representatives:

DUNN of Denmark  
BIRT of East Millinocket

Comes from the House, Majority—Ought to Pass As Amended report Accepted and the Bill Passed to Be Engrossed, As Amended.

In the Senate, on motion by Mr. Duquette of York, the Majority Ought to pass report was accepted, the bill read once, Committee Amendment "A" read and adopted and the bill as amended was tomorrow assigned for second reading.

### Divided Reports

The Majority of the Committee on Labor on Bill, "An Act Establishing the Fire Fighters Arbitra-

tion Law." (H. P. 742) (L. D. 979) reported that the same Ought to Pass, As Amended by Committee Amendment "A" (H-293)

(Signed)

Senators:

SMITH of Cumberland  
O'LEARY of Oxford  
CHISHOLM  
of Cumberland

Representatives:

GAUVIN of Auburn  
BAKER of Winthrop  
BEDARD of Saco  
DUMONT of Augusta  
LEVESQUE  
of Madawaska

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

(Signed)

Representatives:

KITTREDGE  
of South Thomaston  
BENSON  
of Southwest Harbor

Comes from the House, Majority Report accepted and the bill engrossed as amended by Committee Amendment "A".

In the Senate, on motion by Mr. O'Leary of Oxford, the Majority report was read and accepted and the bill read once.

Mr. SNOW of Cumberland: Mr. President, I move that the bill be tabled until Thursday next.

Mr. O'LEARY of Oxford: Mr. President, I would oppose the motion and ask for a division.

A division of the Senate was had.

Sixteen having voted in the affirmative and twelve opposed, the motion prevailed and the bill was tabled pending adoption of Committee Amendment "A".

The Majority of the Committee on Taxation on Bill, "An Act Increasing State Tax in Unorganized Territory." (H. P. 605) (L. D. 797) reported that the same Ought Not to Pass.

(Signed)

Senators:

MAXWELL of Franklin  
WILLEY of Hancock  
LETOURNEAU of York



## Representatives

MARTIN of Eagle Lake  
CURRAN of Bangor  
DRIGOTAS of Auburn  
ROSS of Bath  
COTTRELL of Portland

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

(Signed)

## Representatives:

WOOD of Webster  
HANSON of Gardiner

Comes from the House, the Minority — Ought to Pass — Report Accepted, and the Bill Passed to Be Engrossed.

In the Senate, on motion by Mr. Maxwell of Franklin, the bill was tabled pending acceptance of either report and especially assigned for Wednesday next.

## Senate

## Ought to Pass in New Draft

Mr. Violette from the Committee on Judiciary on Bill, "An Act Providing for Appeal of Sentence in Criminal Cases. (S. P. 353) (L. D. 1116) reported that the same Ought to pass in New Draft under the same title (S. P. 548) (L. D. 1547)

Which report was Read and Accepted and the Bill, in New Draft, Read Once and tomorrow assigned for second reading.

## Divided Reports

The Majority of the Committee on Judiciary on Bill, "An Act Increasing Salaries of Judges of the District Court." (S. P. 55) (L. D. 378) reported that the same Ought to Pass, As Amended by Committee Amendment "A" (S-217)

(Signed)

## Senators:

GLASS of Waldo  
VIOLETTE  
of Aroostook  
STERN of Penobscot

## Representatives:

DAVIS of Calais  
BISHOP of Presque Isle  
BRENNAN of Portland  
GILLAN of South Portland

## DANTON

of Old Orchard Beach  
RICHARDSON  
of Cumberland

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

(Signed)

## Representative:

BERMAN of Houlton

On motion by Mr. Glass of Waldo, the Majority Ought to Pass report was accepted, the bill read once, Committee Amendment "A" read and adopted, and the bill tomorrow assigned for second reading.

The Majority of the Committee on the Judiciary on Bill, "An Act Relating to Definition of Kidnaping." (S. P. 149) (L. D. 390) reported that the same Ought to Pass, As Amended by Committee Amendment "A" (S-216)

(Signed)

## Senators:

GLASS of Waldo  
VIOLETTE of Aroostook  
STERN of Penobscot

## Representatives:

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

The Minority of the same Committee on the same subject matter reported that the same Ought to Pass, in New Draft Under Same Title: (S. P. 549) (L. D. 1548)

(Signed)

## Representatives:

BERMAN of Houlton  
DAVIS of Calais

On motion by Mr. Glass of Waldo, the Majority Ought to Pass report was accepted, the bill read once, Committee Amendment "A" read and adopted, and the bill as amended was tomorrow assigned for second reading.

The Majority of the Committee on Judiciary on Bill, "An Act Repealing Law Relating to Corrupt Agreements by Attorney and Oth-

ers." (S. P. 204) (L. D. 585) reported that the same Ought to Pass, in New Draft Under New Title: An Act Relating to Agreements Between Attorney and Client." (S. P. 550) (L. D. 1549)

(Signed)

Senators:

GLASS of Waldo  
VIOLETTE of Aroostook  
STERN of Penobscot

Representatives:

BISHOP of Presque Isle  
DAVIS of Calais  
DANTON  
of Old Orchard Beach  
GILLAN of South Portland  
BRENNAN of Portland  
BERMAN of Houlton

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

(Signed)

Representative:

RICHARDSON  
of Cumberland

On motion by Mr. Glass of Waldo, the Majority Ought to pass report was accepted, the bill read once and tomorrow assigned for second reading.

The Majority of the Committee on Judiciary on Bill, "An Act Relating to Foreclosure of Bonds for Deeds and Contracts for Sale of Real Estate." (S. P. 209) (L. D. 590) reported that the same Ought Not to Pass.

(Signed)

Senators:

VIOLETTE of Aroostook  
GLASS of Waldo

Representatives:

DAVIS of Calais  
BISHOP of Presque Isle  
DANTON  
of Old Orchard Beach  
BRENNAN of Portland  
BERMAN of Houlton  
GILLAN of South Portland  
RICHARDSON  
of Cumberland

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

(Signed)

Senator:

STERN of Penobscot

On motion by Mr. Glass of Waldo the Majority Ought not to pass report was accepted.

Sent down for concurrence.

The Majority of the Committee on Judiciary on

Bill, "An Act Relating to Mental Examination and Observation of Persons Accused of Crime." (S. P. 513) (L. D. 1485) reported that the same Ought to Pass, As Amended by Committee Amendment "A" (S-215).

(Signed)

Senators:

STERN of Penobscot  
VIOLETTE of Aroostook

Representatives:

GILLAN  
of South Portland  
BRENNAN of Portland  
BERMAN of Houlton  
DAVIS of Calais  
BISHOP of Presque Isle  
RICHARDSON  
of Cumberland

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

(Signed)

Sensor:

GLASS of Waldo

Representative:

DANTON  
of Old Orchard Beach

On motion by Mr. Jacques of Androscoggin, the Majority report was accepted, the bill read once, Committee Amendment A read and adopted and the bill as amended was tomorrow assigned for second reading.

### Final Reports

The Chairman of the Joint Standing Committee on Legal Affairs, Mr. Shiro of Kennebec, submitted the final report of the Committee.

The Chairman of the Joint Standing Committee on Sea and Shore Fisheries, Mr. Jutras of York, submitted the final report of the Committee.

The Chairman of the Joint Standing Committee on Transportation, Mr. Mendell of Cumberland, submitted the final report of the Committee.

Which reports were Accepted and Ordered Placed on File.

The PRESIDENT: The Chair would like to congratulate the Senators on a fine job.

### Second Readers

The Committee on Bills in the Second Reading reported the following Bills:

#### House — As Amended

Bill, "An Act Relating to Powers of Board of Trustees of Maine Maritime Academy." (H. P. 877) (L. D. 1173)

Which was Read a Second Time and Passed to be Engrossed As Amended, in non-concurrence.

#### Senate

Bill, "An Act Authorizing Department of Economic Development Advisory Council to Develop a Master Economic Plan for the State." (S. P. 543) (L. D. 1541)

Bill, "An Act Creating a State Transportation Commission." (S. P. 542) (L. D. 1540)

Bill, "An Act Increasing Compensation of Members of Employment Security Commission." (S. P. 166) (L. D. 496)

Bill, "An Act Relating to Allocations from Gasoline Tax for Public Facilities for Boats and to Commissioner of Sea and Shore Fisheries." (S. P. 545) (L. D. 1542)

Which were Read a Second Time and Passed to be Engrossed. Sent down for concurrence.

#### Senate—As Amended

Bill, "An Act Increasing Salaries of Official Court Reporters." (S. P. 164) (L. D. 494)

Bill, "An Act Relating to Possession of Firearms by Felons." (S. P. 198) (L. D. 579)

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

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 Sterilization of Bedding and Upholstered

Furniture." (H. P. 343) (L. D. 446)

Bill, "An Act Relating to Retirement Benefits for Fire Fighters Under State Retirement System." (H. P. 534) (L. D. 708)

Bill, "An Act to Revise the Laws Relating to the Support of Persons in State Institutions." (H. P. 691) (L. D. 928)

Bill, "An Act Providing for a Fair Employment Practice Act." (H. P. 896) (L. D. 1206)

(On motion by Mr. Duquette of York, placed on the Special Appropriations Table pending passage to be enacted.)

Bill, "An Act Relating to Legal Fees in Court Proceeding for Benefits Under Employment Security Law." (H. P. 825) (L. D. 1258)

Bill, "An Act Relating to Records of Tests of Water Samples." (H. P. 1113) (L. D. 1520)

Bill, "An Act Relating to Governor, Lieutenant Governor and Tribal Committee of the Passamaquoddy Tribe." (S. P. 402) (L. D. 1222)

(On motion by Mr. Duquette of York, placed on the Special Appropriations Table pending passage to be enacted.)

Bill, "An Act Relating to Costs and Attorney's Fees Under Workmen's Compensation Law." (S. P. 417) (L. D. 1312)

Which bills were passed to be enacted.

Bill, "An Act Relating to Qualifications for Practice of Hairdressing and Beauty Culture." (S. P. 491) (L. D. 1456)

On motion by Mr. Casey of Washington, engrossment was reconsidered, and that Senator offered Senate Amendment "A" (S-209). Which was read and adopted, and the bill passed to be engrossed in non-concurrence, and sent down for concurrence.

Resolve Designating Certain Bridges of the Interstate System as "Veterans Memorial Bridges." (H. P. 680) (L. D. 907)

Resolve Authorizing Construction of Bridge to Quigg Island in Stevens Pond, Waldo County. (H. P. 1095) (L. D. 1495)

Which Resolves were Finally Passed.

Bill, "An Act Relating to Sunday Sale of Liquor (H. P. 1118) (L. D. 1525)

Mrs. SPROUL of Lincoln: Mr. President and members of the Senate, before any more action on this bill, I have a few things I would like to say. I think most of them have been said already but I do want to point out one thing. The other day I had with me a man who has been active in the Democratic Party for years and years. He and I have followed each other around on election day and one has watched the other. He is as much against the liquor bill as I am against the liquor bill and there is one thing I would point out to the Majority Party today, that all Democrats are not necessarily "wet" Democrats. Two years from now the question will certainly come up before election.

Another thing I would like to point out. As I understand this bill, there will be sale of beer under this. We have beaches all along the coast. Presumably the young people will be tempted to drink a little beer. I know I see beer cans here and there and I can picture what our beaches are going to look like. Is it going to improve things on Sunday? Again, I can't say anything other than I said the other day that to me Sunday means something and this takes away just a little more.

A third thing, we have been six years now working on a Sunday law as it applies to stores and finally we reached the point where it is pretty nearly accepted. There are a few exceptions and yet we come along with this bill and we allow the sale of liquor in Class A restaurants. We allow the sale of beer. Everything is wide open. Is this what we want? It doesn't seem as though it is a step in the right direction for the State of Maine. I have nothing further to say and I ask for a division.

Mr. JACQUES of Androscoggin: Mr. President, I would like to remind the good lady, Mrs. Sproul of Lincoln, that four years ago the Republicans were in the majority party and they did pass a liquor bill. Mr. President, every-

thing has been said about Class A restaurants, hotels, and everything except for the grocery store. Naturally the grocery stores which are allowed under this bill to sell beer on Sunday are not able to have lobbyists, big paid lobbyists. This time the industry is agreed that this bill should go through to include grocery stores also. There is nothing wrong with buying beer in a grocery store on Sunday or on Saturday. They are going to have it. They are going to have it on the beach the same as they do now, Saturday and Sunday. They have it on the beach on Sunday at present because they can buy it Saturday night.

Mr. President, this is not the idea so far as the grocery store is concerned. That is to allow people who, for instance, might have company; people who normally don't drink during the week and they might have company and think, "Well, I'll have to treat them if they are coming into my home". And they are not allowed to buy it so they have to go down to the grocery store and under this bill they would be allowed to buy it. I can't see anything wrong in looking out for the little fellow. The big fellows can look out for themselves. Let's look out for the little fellow for a while.

The PRESIDENT: The question before the Senate is the enactment of this bill, An Act Relating to Sunday Sale of Liquor. A division has been requested.

A division of the Senate was had.

Twenty-one having voted in the affirmative and eight opposed, the bill was passed to be enacted.

Mr. JACQUES of Androscoggin: Mr. President, I move that the Senate reconsider its action whereby the bill was passed to be enacted; and I hope when the vote is taken, the Senate will vote against my motion.

Thereupon, a viva voce was had and the motion to reconsider did not prevail.

#### Emergency

Bill, "An Act Authorizing Town of Island Falls to Construct Cer-

tain Road." (S. P. 492) (L. D. 1457)

On motion by Mr. Casey of Washington, tabled pending passage to be enacted.

### Orders of the Day

The President laid before the Senate the 1st tabled and especially assigned item (S. P. 522) (L. D. 1503) Senate Report, Ought not to pass from the Committee on Inland Fisheries and Game on Bill, "An Act Relating to Hunting Buck Deer"; tabled on May 14 by Senator Hoffses of Knox pending acceptance of the report; and on further motion by the same Senator, the Ought not to pass report was accepted.

Sent down for concurrence.

The President laid before the Senate the 2nd tabled and today assigned item (H. P. 964) (L. D. 1299) bill, "An Act Relating to Licensing of Embalmers, Funeral Directors and Funeral Homes"; tabled on May 14 by Senator Shiro of Kennebec, pending adoption of Senate Amendment "A". (Filing S-192).

On further motion by the same Senator, the bill was retabled and especially assigned for Wednesday next.

The President laid before the Senate the 3rd tabled and today assigned item (H. P. 102) (L. D. 110) House Report, Ought not to pass from the Committee on Taxation on bill, "An Act Relating to

Sweepstakes Races and Allocating Proceeds for Educational Purposes"; tabled on May 14 by Senator Faloon of Penobscot pending motion by Senator Maxwell of Franklin to accept the Ought not to pass report; and on further motion by the same Senator, the bill was retabled.

On motion by Mr. Cahill of Somerset, the Senate voted to take from the table the 64th tabled and unassigned item (S. P. 263) (L. D. 917) bill, "An Act Relating to Application of Certain Carriers to Gasoline Road Tax"; tabled on May 13 by Senator Cahill of Somerset pending enactment; and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. O'Leary of Oxford, the Senate voted to take from the table the 65th tabled and unassigned item (H. P. 625) (L. D. 832) bill, "An Act Relating to Definition of Aid to Dependent Children"; tabled on May 13 by Senator O'Leary of Oxford pending enactment; and Mr. O'Leary moved enactment of the bill.

Thereupon on motion by Mr. Duquette of York, the bill was tabled pending motion by Senator O'Leary of Oxford that the bill be passed to be enacted.

On motion by Mr. Boisvert of Androscoggin

Adjourned until tomorrow morning at 9:30.