

LEGISLATIVE RECORD

OF THE

One Hundred and Third Legislature

OF THE

STATE OF MAINE

1967

KENNEBEC JOURNAL AUGUSTA, MAINE

HOUSE

Tuesday, February 21, 1967

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

Prayer by the Rev. Mr. Herbert L. Reid of Fairfield.

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

The journal of the previous session was read and approved.

Papers from the Senate

From the Senate:

Bill "An Act Providing Funds to Assist the Casco Bay Island Development Association to Create an International Vacation and Conference Center on Peaks Island" (S. P. 327) (L. D. 862)

Resolve to Provide Funds for the Purchase of Copies of the Maine Reports (S. P. 330) (L. D. 864)

Came from the Senate referred to the Committee on Appropriations and Financial Affairs.

In the House, referred to the Committee on Appropriations and Financial Affairs in concurrence.

From the Senate:

Bill "An Act relating to Attendance in Schools of Children of Real Estate Taxpayers" (S. P. 331) (L. D. 865)

Came from the Senate referred to the Committee on Education.

In the House, referred to the Committee on Education in concurrence.

From the Senate:

Bill "An Act relating to Election of Town Officials" (S. P. 332) (L. D. 866)

Came from the Senate referred to the Committee on Election Laws.

In the House, referred to the Committee on Election Laws in concurrence.

From the Senate:

Bill "An Act relating to Eating, Lodging and Related Places" (S. P. 333) (L. D. 867)

Came from the Senate referred to the Committee on Health and Institutional Services. In the House, referred to the Committee on Health and Institutional Services in concurrence.

From the Senate:

Bill "An Act Eliminating Tolls from Bridge Across Jonesport Reach" (S. P. 335) (L. D. 868)

Bill "An Act relating to Abandonment of Highways" (S. P. 340) (L. D. 873)

Came from the Senate referred to the Committee on Highways.

In the House, referred to the Committee on Highways in concurrence.

From the Senate:

Bill "An Act relating to Compensating Counsel for Indigents Accused of Crime" (S. P. 315) (L. D. 861)

Bill "An Act Providing for a Study for the Creation of a Fulltime Prosecuting Attorney System for the State of Maine" (S. P. 329) (L. D. 863)

Bill "An Act relating to Foreclosure of Bonds for Deeds and Contracts for Sale of Real Estate" (S. P. 336) (L. D. 869)

Bill "An Act relating to Trial Terms of Superior Court in Penobscot County" (S. P. 337) (L. D. 870)

Bill "An Act relating to Liens and Certificate to be Filed with Register of Deeds" (S. P. 338) (L. D. 871)

Bill "An Act relating to Protection of Corporate Name of Corporations Excused or Suspended" (S. P. 339) (L. D. 872)

Came from the Senate referred to the Committee on Judiciary.

In the House, referred to the Committee on Judiciary in concurrence.

Non-Concurrent Matter Tabled and Assigned

Bill "An Act relating to Citizenship Requirement for Municipal Assessors" (H. P. 37) (L. D. 57) on which the House accepted the Minority "Ought not to pass" Report of the Committee on Legal Affairs on February 9.

Came from the Senate with the Majority Report reporting "Ought to pass" as amended by Committee Amendment "A" accepted and the

Bill passed to be engrossed as amended by Committee Amendment "A" in non-concurrence.

In the House: On motion of Mr. Ross of Bath, tabled pending further consideration and specially assigned for Tuesday, February 28.

Messages and Documents

The following Communication: (H. P. 702)

February 15, 1967

Honorable Bertha W. Johnson Clerk of the House State House

Augusta, Maine

Dear Madam Clerk:

Attached hereto please find Report of the Judicial Council of Maine to the 103rd Legislature on the Subject of Defense Systems for Indigent Persons Accused of Criminal Offenses. The Council appreciates very much the opportunity afforded to it by the Legislature of making this study and stands ready to discuss or explain the contents of this Report at any time.

Yours truly,

(Signed) BRUCE W. CHANDLER Executive Secretary for The Judicial Council

The Communication was read and with accompanying Report ordered placed on file and sent up for concurrence.

Petitions, Bills and Resolves Requiring Reference

The following Bills and Resolves were received and, upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

Appropriations and Financial Affairs

Bill "An Act Appropriating Funds to Expand Services for Eye Care and Special Services Division, Department of Health and Welfare" (H. P. 687) (Presented by Mr. Couture of Lewiston)

(Ordered Printed)

Resolve Appropriating Funds to Waban Project, Inc. for Retarded Children to Purchase Land for Summer Camp for Handicapped Children (H. P. 688) (Presented by Mr. Clark of Wells)

(1,500 copies Ordered Printed) Sent up for concurrence.

Business Legislation

Bill "An Act Revising the Savings and Loan Association Laws" (H. P. 689) (Presented by Mr. Harriman of Hollis)

(Ordered Printed) Sent up for concurrence.

Health and Institutional Services

Bill "An Act relating to Claims Against Estates of Deceased Recipients of Aid to the Aged, Blind and Disabled" (H. P. 690) (Presented by Mr. Binnette of Old Town)

(Ordered Printed)

Sent up for concurrence.

Highways

Bill "An Act to Authorize the Issuance of Bonds in the Amount of Ten Million Dollars on Behalf of the State of Maine to Build State Highways" (H. P. 691) (Presented by Mr. Dudley of Enfield)

(Ordered Printed)

Sent up for concurrence.

Inland Fisheries and Game

Bill "An Act Prohibiting Shooting at or Near Wildfowl Decoys of Another" (H. P. 692) (Presented by Mr. Buck of Southport)

(Ordered printed)

Bill "An Act relating to Hours of Hunting Game Birds and Operating Power Boats in Merrymeeting Bay" (H. P. 693) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

Judiciary

Bill "An Act relating to Time of Terms of the Superior Court in Sagadahoc County" (H. P. 694) (Presented by Mr. McMann of Bath)

(Ordered Printed)

Sent up for concurrence.

Legal Affairs

Bill "An Act Clarifying Certain Borrowing Provisions of the Charter of the City of Augusta" (H. P. 695) (Presented by Mr. Lewin of Augusta) (Ordered Printed)

Sent up for concurrence.

Public Utilities

Bill "An Act to Grant Public Utilities Commission Control Over Cooperatives" (H. P. 696) (Presented by Mr. Williams of Hodgdon)

(Ordered Printed)

Sent up for concurrence.

Retirements and Pensions

Resolve relating to Retirement and Pension of Stephen A. Regina of Saco (H. P. 697) (Presented by Mr. Richardson of Cumberland)

(Ordered Printed)

Sent up for concurrence.

State Government

Bill "An Act Revising Names of Bureaus in Department of Agriculture" (H. P. 698) (Presented by Mr. Humphrey of Augusta)

(Ordered Printed)

Bill "An Act Revising the Maine State Personnel Laws" (H. P. 699) (Presented by Mr. Jalbert of Lewiston)

(Ordered Printed)

Bill "An Act Increasing Salaries of the Several County Attorneys and Their Assistants" (H. P. 700) (Presented by Mr. Richardson of Cumberland)

(Ordered Printed)

Sent up for concurrence.

Orders

On motion of Mr. Prince of Harpswell, it was

ORDERED, that Robert Williams, Michael Williams and Timothy Black of Harpswell be appointed to serve as Honorary Pages for today.

On motion of Mr. Drummond of Sidney, it was

ORDERED, that Mary Ann Brown of Augusta be appointed to serve as Honorary Page for today.

On motion of Mr. Truman of Biddeford, it was

ORDERED, that William M. Mullen of Old Orchard Beach be appointed to serve as Honorary Page for today. On motion of Mr. Ross of Bath, it was

ORDERED, that Mr. Scribner of Portland be excused from attendance for the duration of his illness.

House Reports of Committees Ought Not to Pass Tabled and Assigned

Mr. Richardson from the Committee on Education reported "Ought not to pass" on Bill "An Act Providing Subsidy to Driver Education" (H. P. 307) (L. D. 441) Report was read.

(On motion of Mr. Dunn of Denmark, tabled pending acceptance and specially assigned for Tuesday, February 28.)

Mr. Rackliff from the Committee on Inland Fisheries and Game reported "Ought not to pass" on Bill "An Act relating to Closed Season to Fishing in Reclaimed Waters" (H. P. 267) (L. D. 388)

Mr. Thompson from same Committee reported same on Bill "An Act to Reestablish the Mount Bigelow Game Preserve" (H. P. 266) (L. D. 387)

Reports were read and accepted and sent up for concurrence.

Tabled and Assigned

Mr. Brennan from the Committee on Judiciary reported "Ought not to pass" on Bill "An Act to Permit Nonstock Corporations to Engage in Budget Planning" (H. P. 225) (L. D. 315)

Report was read.

(On motion of Mr. Brennan of Portland, tabled pending acceptance and tomorrow assigned).

Tabled and Assigned

Mr. Quinn from the Committee on Judiciary reported "Ought not to pass" on Bill "An Act relating to Implied Consent to Inspection, Search and Seizure under Sea and Shore Fisheries Law" (H. P. 268) (L. D. 389)

Report was read.

(On motion of Mr. Maddox of Vinalhaven, tabled pending acceptance and specially assigned for Wednesday, March 1.)

Ought to Pass Printed Bills

Mrs. Baker from the Committee on Education reported "Ought to pass" on Bill "An Act relating to Prohibition of Use of Term "College" to Certain Educational Institutions" (H. P. 263) (L. D. 384)

Same member from same Committee reported same on Bill "An Act Authorizing State Board of Education to Enter into Contract with Certain Nonpublic Schools for Conduct of Vocational Education Programs" (H. P. 305) (L. D. 439)

Mr. Levesque from same Committee reported same on Bill "An Act Requiring that School Expenditures be Reported on a Fiscal Year Annually" (H. P. 309) (L. D. 443)

Mr. Richardson from same Committee reported same on Bill "An Act relating to Reimbursement for Driver Education and Special Education" (H. P. 310) (L. D. 444)

Mr. Cookson from the Committee on Inland Fisheries and Game reported same on Bill "An Act relating to Hunting from Automobiles by Double Amputees" (H. P. 190) (L. D. 279)

Mrs. Baker from the Committee on Legal Affairs reported same on Bill "An Act Validating Certain Proceedings of the Town of Norway and Authorizing Said Town to Issue General Obligation Securities" (H. P. 232) (L. D. 322)

Mr. Cushing from same Committee reported same on Bill "An Act relating to Powers of Bustin's Island Village Corporation" (H. P. 111) (L. D. 138)

Mr. Martin from the Committee on State Government reported same on Bill "An Act relating to Automobile Mileage Allowance for State Employees" (H. P. 9) (L. D. 21)

Mr. Keyte from the Committee on Transportation reported same on Bill "An Act relating to Proof of Age for Applicant for Motor Vehicle Operator's Permits and Licenses" (H. P. 179) (L. D. 242)

Reports were read and accepted, the Bills read twice and tomorrow assigned.

Ought to Pass with Committee Amendment

Mr. Humphrey from the Committee on Appropriations and Financial Affairs on Resolve Providing Funds for the Narraguagus River Water Control Program (H. P. 90) (L. D. 119) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Resolve read once.

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

COMMITTEE AMENDMENT "A" to H. P. 90, L. D. 119, Resolve, Providing Funds for the Narraguagus River Water Control Program.

Amend said Resolve by adding at the end, before the Statement of Facts, (same in L. D. 119) the following:

'The breakdown shall be as follows:

Department 1967-68 1968-69 ATLANTIC SEA RUN

SALMON COMMISSION

All Other \$15,000 \$ 8,500' Committee Amendment "A" was adopted and the Resolve assigned for second reading tomorrow.

Mr. Berman from the Committee on Judiciary on Resolve Authorizing Marcella Levasseur to Bring Action Against the State of Maine (H. P. 193) (L. D. 282) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Resolve read once.

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

COMMITTEE AMENDMENT "A" to H. P. 193, L. D. 282, Resolve, Authorizing Marcella Levasseur to Bring Action Against the State of Maine.

Amend said Resolve by striking out all of the last 2 sentences (same in L. D. 282) and inserting in place thereof the following sentence:

'Hearing thereon shall be before a Justice of the Supreme Judicial Court or the Superior Court without a jury; and said justices to be assigned by the Chief Justice of the Supreme Judicial Court.' Committee Amendment "A" was adopted and the Resolve assigned for second reading tomorrow.

Third Reader Tabled and Assigned

Bill "An Act Authorizing Appointment of the Commissioner of Agriculture by the Legislature" (S. P. 51) (L. D. 41)

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

(On motion of Mr. Martin of Eagle Lake, tabled pending passage to be engrossed and tomorrow assigned.)

Passed to Be Engrossed

Bill "An Act Making Bequest of Winifred K. Mank to the Governor Baxter State School for the Deaf a Part of the Permanent Trust Funds of the State" (S. P. 80) (L. D. 161)

Bill "An Act relating to Taking of Alewives in City of Bath" (S. P. 84) (L. D. 165)

Bill "An Act to Clarify the Statutes Relating to Boards of Assessment Review" (S. P. 121) (L. D. 250)

Bill "An Act relating to the Place of Taxation of Camp Trailers" (S. P. 122) (L. D. 251)

Bill "An Act relating to Collection of Excise Tax in Municipalities" (S. P. 124) (L. D. 253)

Bill "An Act relating to Valuation Appeals in Unorganized Territory" (S. P. 125) (L. D. 254)

Bill "An Act Imposing a Tax on the Unorganized Territory Within the Maine Forestry District for Spruce Budworm Control" (H. P. 44) (L. D. 63)

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

Third Reader Tabled and Assigned

Bill "An Act Increasing Maine Forestry District Taxes" (H. P. 45) (L. D. 64)

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

(On motion of Mr. Evans of Freedom, tabled pending passage to be engrossed and specially assigned for Tuesday, March 14.)

Bill "An Act Revising the Law Governing the Taxation of the Business of Raising Domestic Fowl" (H. P. 46) (L. D. 65)

Bill "An Act relating to Retirement Allowances of Persons Who Become Legislative Employees or Legislators" (H. P. 156) (L. D. 219)

Bill "An Act relating to Payments to Maine Forestry District by Baxter State Park Authority and Indian Township Improvement Fund" (H. P. 162) (L. D. 225)

Bill "An Act relating to Assessments Under Gasoline Tax Act" (H. P. 204) (L. D. 293)

Bill "An Act relating to Allocations from Gasoline Tax for Public Facilities for Boats and to Department of Sea and Shore Fisheries" (H. P. 205) (L. D. 294)

Bill "An Act relating to Labelling of Margarine" (H. P. 256) (L. D. 377)

Bill "An Act relating to Distribution of Stipend Fund to Harness Racing Track" (H. P. 257) (L. D. 378)

Bill "An Act to Authorize and Direct the Relocation of a Certain Water Tower of the York Water District" (H. P. 685) (L. D. 860)

Resolve Providing Funds for Conservation Education (S. P. 64) (L. D. 108)

Resolve Changing Name of Muddy River Pond to Sebago Cove (H. P. 48) (L. D. 67)

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

Amended Bill

Resolve Authorizing the State Tax Assessor to Convey by Sale the Interest of the State in Certain Lands in the Unorganized Territory (S. P. 118) (L. D. 247)

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

Emergency Measure Tabled and Assigned

An Act to Clarify State Aid for School Construction Purposes and Borrowing in Anticipation Thereof (S. P. 63) (L. D. 107)

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

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

Mr. RICHARDSON: Mr. Speaker and Members of the House: I do not want to oppose this bill. I did want to speak briefly on it.

The SPEAKER: The gentleman may proceed.

Mr. RICHARDSON: In principle this bill is fine; what it actually does is give the towns permission to borrow in anticipation of state funds in administrative districts. The only thing that bothers me, it is one more step in extending the town debt limits. We now have a seven and a half per cent for the town, we have an additional debt limit for the school administrative district, water district, sewer district, etc. I think sometime if the seven and a half per cent limit is not realistic, then we should do something to increase the overall debt limit.

I would now like to move that this bill be passed as an emergency measure.

Thereupon, on motion of Mr. Benson of Southwest Harbor, the Bill was tabled pending passage to be enacted and specially assigned for Wednesday, March 1.

Passed to Be Enacted Emergency Measure

An Act to Transfer Funds from the Unappropriated Surplus to the Maine Forestry District (H. P. 21) (L. D. 42)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a twothirds vote of all the members elected to the House being necessary, a total was taken. 140 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

An Act to Provide a City Council-Manager Charter for the Town of Caribou (H. P. 39) (L. D. 68)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a twothirds vote of all the members elected to the House being necessary, a total was taken. 139 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Passed to Be Enacted

An Act relating to Proceedings Pending at Time of Repeal of a Statute (H. P. 34) (L. D. 54)

An Act relating to Industrial and Vocational Training in State Institutions (H. P. 96) (L. D. 124)

An Act relating to Waiver of Blood Test in Premarital Medical Examinations by District Court Judges (H. P. 151) (L. D. 215)

Finally Passed

Resolve Designating Certain Portions of the Interstate System at Kittery as "The Piscataqua River Bridge" (S. P. 46) (L. D. 36)

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

Orders of the Day

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

HOUSE REPORT — Ought to Pass — Committee on Business Legislation, Bill "An Act relating to Optional Provisions in Individual Accident and Health Insurance Policies" (H. P. 210) (L. D. 300)

Tabled — February 14, by Mr. Evans of Freedom.

Pending — Acceptance.

On motion of Mr. Evans of Freedom, recommitted to the Committee on Business Legislation and sent up for concurrence

The Chair laid before the House the second tabled and today assigned matter: HOUSE MAJORITY REPORT (9) — Ought to Pass — MINORITY REPORT (1) — Ought Not to Pass — Committee on Transportation on Bill "An Act relating to Use of Dealer Registration Plates" (H. P. 124) (L. D. 150)

Tabled — February 14, by Mr. Berman of Houlton.

Pending — Motion of Mr. Crosby of Kennebunk to accept Majority Report.

The SPEAKER: The Chair recognizes the gentleman from Monticello, Mr. Jewell.

Mr. JEWELL: Mr. Speaker, being the only member of the Committee on Transportation to sign the Minority "Ought not to pass" Report, I would like to explain my position.

The SPEAKER: The gentleman may proceed.

Mr. JEWELL: Mr. Speaker and Ladies and Gentlemen of the House: This Act is an amendment to a law already in the statutes and reads as follows: "A vehicle loaned by a dealer to a customer for demonstration or emergency purposes may be operated on the registration plates of the dealer for not more than 7 consecutive days and while a customer's car is being repaired, a dealer may charge a nominal service charge for the use of the motor vehicle.

This is a Maine Automobile Dealers Association bill. At the hearing, two dealers appeared as proponents and when asked what a nominal service charge would be, their reply was, it would probably be four, five, six or perhaps eight dollars per day, according to circumstances.

Now ladies and gentlemen, as you know many automobile dealers have been loaning cars to customers for many vears for demonstrations and emergency repairs without any charge for this service. I am convinced the great majority of the customers, who are also constituents, are opposed to this Act. I am also convinced many of the dealers who belong to the Association are opposed to it.

Last week I contacted six of these dealers and five of them were opposed to it. The reasons for their opposition were practically the same. They did not want to go into the business of renting cars; they were quite certain it would raise their insurance rates; they felt that by loaning cars to their customers free of charge they had created better relations and a lot of good will between their customers and themselves. They thought if they started charging for the rent of these cars they would lose most of the good will they now have.

Ladies and gentlemen, I honestly believe the great majority of the people involved in this, dealers and customers alike, are happy with the situation as it is at the present time. I think it is better to let sleeping dogs lie. I now move the indefinite postponement of this act.

The SPEAKER: The gentleman from Monticello, Mr. Jewell, now moves the indefinite postponement of the Reports and Bill "An Act relating to Use of Dealer Registration Plates," L. D. 150. The question before the House is indefinite postponement of this matter. Is this the pleasure of the House?

The motion prevailed. Sent up for concurrence.

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

Bill "An Act relating to Open Season on Muskrat in Penobscot County" (H. P. 61) (L. D. 86)

Tabled—February 15, by Mr. Cookson of Glenburn.

Pending—Passage to be Engrossed.

On motion of Mr. Birt of East Millinocket, tabled pending passage to be engrossed and tomorrow assigned.

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

JOINT ORDER with reference to Establishment of Election Laws Study Committee (S. P. 341)

Tabled—February 16, by Mr. Ross of Bath.

Pending—Passage in concurrence.

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

Mr. ROSS: Mr. Speaker and Ladies and Gentlemen: This session of the Legislature I have several proposals before the Election Laws Committee. I had understood that a study was to be suggested with the chief purpose of seeking a method of changing the primary election date, but this order in question, when I looked at it, covered a great many things. Aside from the primary date, it went into recounts, hours the polls were to be open or closed, mechanical voting, absentee procedures and so forth.

It struck me that if we did pass this order we would be putting the Election Laws Committee out of business. However, I checked both with the sponsor and with the Committee Chairmen and also with the Secretary of State, and I find that my worries are really unfounded. They may still vote out favorably any sensible progressive suggestions that appear before them, so I now move that the order receive passage.

The SPEAKER: The gentleman from Bath, Mr. Ross, now moves that the Joint Order receive passage in concurrence.

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

Mr. LITTLEFIELD: Mr. Speaker, Ladies and Gentlemen of the House: This is an order to study election laws. I question whether these studies are producing the results that we say they are. The Committees are appointed to make studies, they hold hearings where only a few people appear, they cost a huge amount of money, then they come to our desks at the Legislative session in such quantities that few of them are ever read. They don't tell us too much and most of them end up by suggesting more and further studies. If the cost of last year's studies were available, I believe it would stagger us. I think the orders and bills for studies have reached the point of being ridiculous, and I move that this order be indefinitely postponed.

The SPEAKER: The gentleman from Hampden, Mr. Littlefield, now moves that this Joint Order be indefinitely postponed. The Chair recognizes the gentleman from Portland, Mr. Healy.

Mr. HEALY: Mr. Speaker and and Gentlemen of the Ladies House: I hope we are as successful here as the gentleman from Monticello, Mr. Jewell was on item 2. This is an order with a price tag of \$4,000 to study our election laws procedures. I think we are due for a study on the weather. I also have here a stack of studies and reports that have been thrust upon us since the beginning of this session, and this is not all; I have some in my car, some in my locker and some at home. There must be a few hundred thousand words here, and I confess I haven't read them all, least of all studied them.

To read, study and comprehend these works would require an infinite mind, photographic, that is. There are bills for several of these procedures standing by in committee. One I am p e r s on a 11 y interested in is to move the primary date from June to September where it belongs, to bring it in proper focus with our general election in November.

If this order is passed, the bills will be dumped and the Secretary of State will have successfully passed the buck again. Let's call a spade a spade. What we are doing here if we pass this order is to surrender our Legislative prerogative to the Secretary of State. This I refuse to do and I hope there are many others in the House.

Are we to remain on dead center indefinitely? Someone needs to get off the seat. We should take the bull by the horns, bring these measures on the Floor of the House, debate and decide them on their merits; not cry out whenever there is a little flak in a bill for Ernst & Ernst or Stone and Webster or for some other out- of- state agency to come in here and straighten us out. We could wind up with another morass of sticky studies. This study business has become a joke, and we are the butt of it.

Where is our good old State of Maine ingenuity? Good old know-how that the people of the State of Maine are known for and rightly so. There is a proud heritage of do-it-yourself in this State. Are we to lose it? Or lose our perspective and our self-respect? This order has been lobbied by our friends from across the corridor, that I know, but I hope you folks are considerate of your constituents back home and their pocketbooks. I therefore move the indefinite postponement of this order and when the votes are taken I ask that they be taken by the yeas and nays.

The SPEAKER: The Chair recognizes the gentleman from Cumberland, Mr. Richardson.

Mr. RICHARDSON: Mr. Speaker and Members of the House: I know that I don't need to rise today to defend the Secretary of State and I have no intention of doing so, but I would like to have the House understand the necessity for this order, and I join in requesting that the vote be taken by the yeas and nays.

The two political parties in this state have joined in suggesting a number of changes in our elec-tion laws. The gentleman from Portland, Mr. Healy, as I under-stand, has a bill pending in the Legislature, at least one, dealing with this question. The vital point that has been missed by the speakers who have spoken today is that we just can't pass laws when we don't know the facts. The Secretary of State, who has no axe to grind, has pointed out to us that if we move the primary date forward in order to shorten the election period down to something that the public can stand, we are going to raise hob with the recount procedures, with voting procedures and virtually the entire election process.

This study is not a dodge, a stick under the rug operation; it's a sensible attempt to try to get a full understanding of what the problems are. The gentleman from Portland, Mr. Healy, suggests that this is going to be the kiss of death for election reform in this State. I deny that. The purpose of this study is to get a report back to this Legislature if possible and certainly the next with respect to these various matters. The Study Committee is going to concern itself with the question of absentee voting procedures in this State. I don't think that this Committee is going to delay our action on that important question to the next general session of the Legislature. This study makes good sense, ladies and gentlemen, and as I indicated to you at the outset, I urge you to vote against indefinite postponement. Thank you.

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

Mr. SULLIVAN: Mr. Speaker, in my opinion, there has been over the years upwards of a million dollars of the taxpayers' money wasted in these studies, and I am one hundred percent behind the gentleman from Hampden, Mr. Littlefield, in having this indefinitely postponed. Thank you.

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

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: It is my intention this morning here that possibly this study that is being referred to will take the necessary steps during this session of the Legislature so that some form of a report will be made to this Legislature in the various fields of absentee voting and other needs that should be taken up by this Legislature.

It is not my intent that the whole study will be referred to the next Legislature, but I think that a good study that buckles down to work for this session of the Legislature can make an honest and fair report so steps can be taken by this Legislature, so I will vote in favor of the order.

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

Mr. LITTLEFIELD: Mr. Speaker, I hope we will indefinitely postpone this order. There is a study of \$30,000 creating a full-time prosecuting attorney that's on the way; a \$45,000 study of the State's insurance laws; a \$50,000 study of air pollution in the State; a \$15,000 study of the present statutes in relation to mental responsibility. These studies contain

a hundred pages; we don't have time to read them. The first two or three pages tell us what the study is about and probably there is a little conclusion at the end of the book, although we should read the full contents, and I hope we will stop these studies beginning this morning by indefinitely postponing this first one.

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

Mr. JALBERT: Mr. Speaker, I would like to pose a question through the Chair of the fine gentleman from Portland, Mr. Healy. Am I in error in asking him if he was chairman of a sub-committee study that reported to this session with a price tag on it?

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, has posed a question through the Chair of the gentleman from Portland, Mr. Healy, who may answer if he so chooses, and the Chair recognizes that gentleman.

Mr. HEALY: Mr. Speaker and Members of the House: There was \$1,000 on that study and we couldn't wait to get aboard an airplane to spend it.

The SPEAKER: Is the House ready for the question? A roll call has been requested. For the Chair to order a roll call it must have the expressed desire of onefifth of the members present and voting. All of those desiring a roll call will vote yes when the vote is open, those who do not wish a roll call will vote in the negative.

110 having voted in the affirmative and 22 having voted in the negative, a roll call was ordered.

The SPEAKER: The pending question is the motion of the gentleman from Hampden, Mr. Littlefield, that Joint Order with reference to Establishment of Election Laws Study Committee, Senate Paper 341, be indefinitely postponed. All of those who desire indefinite postponement will vote in the affirmative or vote yes; those opposed to indefinite postponement will vote no. The Chair will open the vote.

ROLL CALL

YEA—Berman, Buck, Bunker, Carey, Carrier, Cote, Couture, Crommett, Dennett, Dudley, Foster, Fraser, Hanson, B. B.; Harvey, Haynes, Healy, Hennessey, Hewes, Hichens, Jameson, Jewell, Kyes, Littlefield, Lowery, Meisner, Minkowsky, Nadeau, N. L.; Payson, Rackliff, Robinson, Rocheleau, Soulas, Sullivan, Townsend, Waltz, Wight, Williams, Wood.

NAY—Allen, Baker, E. B.; Baker, R. E.; Bedard, Belanger, Beliveau, Benson, Bernard, Binnette, Birt, Boudreau, Bourgoin, Bradstreet, Bragdon, Brennan, Brown, Burnham, Carroll, Carswell, Champagne, Clark, Conley, Cookson, Cornell, Cottrell, Crosby, Curran, Conley, Cookson, Cushing, D'Alfonso, Danton, Darey, Dickinson, Drigotas, Drummond, Dunn, Durgin, Edwards, Eustis, Evans, Ewer, Farrington, Fecteau, Fortier, Fuller, Gaudreau, Gauthier, Giroux, Hall, Hanson, H. L.; Hanson, P. K.; Harnois, Harriman, Hawes, Henley, Hodgkins, Hoover, Huber, Humphrey, Hunter, Im-monen, Jalbert, Jannelle, Keyte, Kilroy, Lebel, Levesque, Lewin, Lewis, Lincoln, Lycette, Maddox, Martin, McMann, McNally, Miliano, Mosher, Nadeau, J. F. R.; Noyes, Pendergast, Philbrook, Pike, Porter, Quimby, Quinn, Richardson, H. L.; Rideout, Robertson, Ross, Roy, Sawyer, Scott, C. F.; Scott, G. W.; Shaw, Shute, Snow, Starbird, Susi, Tanguay, Thomp-son, Trask, Truman, Watts, Wheel-er, White.

ABSENT—Crockett, Gill, Hinds, Prince, Richardson, G. A.; Sahagian, Scribner.

Yes, 38; No, 104; Absent, 7.

38 having voted in the affirmative, 104 having voted in the negative with 7 being absent, the motion to indefinitely postpone did not prevail.

Thereupon, the Joint Order received passage in concurrence.

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

Bill "An Act Providing for Life Preservers for all Motorboats Operating on Inland Waters (S. P. 4) (L. D. 7) Tabled — February 16, by Mrs. Baker of Orrington.

Pending — Motion of Mr. Lycette of Houlton to Indefinitely Postpone.

The SPEAKER: The Chair recognizes the gentlewoman from Orrington, Mrs. Baker.

Mrs. BAKER: Mr. Speaker and Ladies and Gentlemen of the House: This bill, L. D. 7, "An Act Providing for Life Preservers for all Motorboats Operating on Inland Waters," was heard before the Committee on Legal Affairs. The bill was given a good hearing. It is a safety measure for water safety and one of the proponents was Robert H. Johnson, Director of the Bureau of Watercraft Registration and Safety. Mr. Johnson supported the bill. He told the Committee that records show that more lives are lost in boats of less than 16 foot length; therefore, there is a need for such legislation as this.

There was some mention made of an amendment that might have this bill include canoes. The only opposition to the bill was actually to the amendment, and the amendment was never offered. The Committee reported unanimous "Ought to pass," and when the vote is taken on this motion I would request a division.

The SPEAKER: Is the House ready for the question? The Chair recognizes the gentleman from Glenburn, Mr. Cookson.

Mr. COOKSON: Mr. Speaker, I rise in support of the gentlewoman from Orrington, Mrs. Baker. In speaking as House Chairman of the Inland Fisheries and Game, I feel it my duty to rise in support of this bill and to oppose the indefinite postponement of it.

This truly is a safety measure, and anything else that I might say probably would be repetitious to what has already been said by Mrs. Baker, but I strongly urge the passage of this bill and oppose the indefinite ponstponement of it.

The SPEAKER: The Chair recognizes the gentleman from Fort, Kent, Mr. Bourgoin. Mr. BOURGOIN: Mr. Speaker, I wish to support the indefinite postponement of ths bill. It includes all lakes and ponds, even some that are not over two or three feet of water that you can walk ashore from any part of those ponds, and it certainly, as Mr. Lycette has pointed out, makes you bring a lot more baggage than necessary on a lot of fishing trips that we take. I hank you.

The SPEAKER: The Chair recognizes the gentleman from Mars Hill, Mr. Dickinson.

Mr. DICKINSON: Mr. Speaker, as a guide and operator of a marina, I would respectfully request that we take a second look at this proposal. This bill is intended to put life preservers in a class of boats needing them most, in my opinion. At the present time we have a law requiring life preservers in boats powered with over ten horsepower. These boats generally are larger and more seaworthy.

I think I can identify the warden the gentleman from H oult on referred to. Fortunately, his technique places him in a minority classification, and it narrows down to one so far as I know. It seems to me that we're letting the technique of one influence legislation designed to save lives. Therefore, I would concur with Mrs. Baker's thinking that we should not indefinitely postpone this bill.

The SPEAKER: is the House ready for the question? The question is the indefinite postponement of this bill. A vote has been requested. If the House is ready for the question the Chair will open the vote. All those in favor of indefinite postponement will vote "yes." Those opposed to indefinite postponement will vote "no." The Chair will open the vote.

Thereupon, the Members having voted, the Clerk took a total.

18 having voted in the affirmative and 122 having voted in the negative, the motion to indefinitely postpone did not prevail.

The SPEAKER: The Chair recognizes the gentleman from Madawaska, Mr. Levesque Mr. LEVESQUE: Mr. Speaker, again I find myself at the mercy of the remarks of the Speaker at last Thursday's session of requesting a copy of the roll call, or a copy of the vote taken by the machine.

During this weekend I was in touch with Mr. Mitchell of the International Roll Call Machine, or Corporation, from Richmond, Virginia, regarding the installation of the roll call machine here in the House of Representatives.

The SPEAKER: Will the gentleman defer his remarks until we have the result of the vote, and then the Chair will recognize the gentleman.

Thereupon, the Bill was passed to be engrossed and sent to the Senate.

Mr. Levesque of Madawaska was granted unanimous consent to address the House.

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: It seemed to me that at this day of automation that somehow or other the cost of the rental and maintenance of the machine that we have installed for this first session of the Legislature, would possibly justify my request last Thursday and again today that any member that so requests a copy of the roll call that is taken on this machine and that is automatically recorded on a triplicate sheet, furnished on rolls and in front of the Clerk by the pushing of a button can reproduce as many copies as is necessary. Or in alternative, if the cost of reproducing these so-called roll calls is beyond the reach of the State of Maine, and mind you I am somewhat associated with the paper industry so thereby probably slightly interested, it would seem to me that if it cannot be reproduced by the machine as the manufacturer states that they can be in any given number, that the Clerk or any other member appointed by the Speaker could reproduce these roll calls on a Verifax machine or other copying machine so that any member that is asked by his constituents or by

anybody in the State of Maine, of what the action was, how it was done and what the end result was, it is very easy to say that the vote was recorded and it was 20 to 90. Unless you've got something to verify it, I find it sometimes quite embarrassing. I read in the paper it was 19 to 91, but if you have a copy available, which I think should be made available either through the roll call machine that we have, which by a push of a button you can reproduce as many copies as is necessary, or the alternative to have it recopied on Verifax machines or other copying machines and make it available. After all, ladies and gentlemen, we are here in the State of Maine representing the people of the State of Maine at a cost of somewhere in the vicinity of \$9,000 a day. It would seem to me that the cost of reproducing a roll call and at the request of a member should be honored. Thank you.

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

Bill "An Act Reclassifying Certain Inland Waters of the Kennebec River Basin" (S. P. 116) (L. D. 245)

Tabled — February 16, by Mr. Richardson of Cumberland.

Pending — Passage to be engrossed.

On motion of Mr. Benson of Southwest Harbor, retabled pending passage to be engrossed and specially assigned for Thursday, February 23.

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

Bill "An Act to Revise the Electricians Law" (H. P. 4) (L. D. 8) (C. "A" H-13)

Tabled — February 16, by Mr. Cote of Lewiston.

Pending — Passage to be engrossed.

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

Mr. COTE: Mr. Speaker and Members of the House: At first sight, I did not like this bill, but it has been amended to take some of my objections out of it. It says here: "State electrical inspectors, upon written complaint of any owner, lessee or tenant of a building, supervising state fire inspector, fire chief, fire department inspector, personnel of an electric utility or local electrical inspector or whenever they shall deem it necessary at all reasonable hours, for purpose of examination, may enter into and upon all buildings or premises within their jurisdiction and inspect the same." They have added to this: "They may enter any building only with the permission of the person having control thereof," so that takes away some of the stigma from this bill. I still do not like it but I will not make any motion at this time.

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

Mr. BIRT: Mr. Speaker, this appears to be one of several bills that may be coming in at this time that do fall in the area of special legislation for special groups. I think that this bill still has a good deal more in it than what most of us want, and I would move the indefinite postponement of the Bill.

The SPEAKER: The gentleman from East Millinocket, Mr. Birt, now moves the indefinite postponement of this Bill.

The Chair recognizes the gentleman from Manchester, Mr. Rideout.

Mr. RIDEOUT: Mr. Speaker and Members of the House: I rise to try to explain this bill briefly. Inasmuch as it is not special legislation for the industries, this is an attempt again to qualify the electrical inspectors to uphold the law as it now is upon the books. We have had a fair hearing on this. We have had all of the objectionable features amended and I feel that it is a fair bill and would urge voting against indefinite postponement.

Mrs. Baker of Orrington requested a vote upon the question.

The SPEAKER: A vote has been requested and the pending motion is indefinite postponement of Bill "An Act to Revise the Electricians Law." Is the House ready for the question?

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

Mr. BERMAN: Mr. Speaker, I would briefly like to request through the Chair that someone tell us what the committee report was on this particular bill.

The SPEAKER: The gentleman from Houlton, Mr. Berman, requests a report on how this bill was reported out. Any member may do so if they so desire.

The Chair recognizes the gentleman from Manchester, Mr. Rideout.

Mr. RIDEOUT: Mr. Speaker and Members of the House: This was voted out "ought to pass" as amended unanimously.

The SPEAKER: Is the House ready for the question? All those in favor of indefinite postponement will vote yes; those opposing indefinite postponement will vote no, and the Chair will open the vote.

Thereupon, the Members having voted, the Clerk took a total.

55 having voted in the affirmative and 85 having voted in the negative, the motion to indefinitely postpone did not prevail.

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

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

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: In order to be consistent I hereby again request a copy of the roll call vote.

The SPEAKER: The gentleman will receive one.

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

Mr. JALBERT: Mr. Speaker, referring back to item 2 under Orders of the Day, I would move that we reconsider our action whereby we accepted the Minority "Ought not to pass" Report on Bill "An Act relating to Use of Dealer Registration Plates," House Paper 124, L. D. 150, and would table my motion tomorrow.

The SPEAKER: The Chair would advise the gentleman that indefinite postponement prevailed on this particular bill.

Mr. JALBERT: I move that we reconsider our action whereby we indefinitely postponed both Reports, and move that my motion lie on the table until tomorrow.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, now moves that the House reconsider its action whereby item 2 was indefinitely postponed and moves that it be tabled until the next legislative day, which is not debatable.

For what purpose does the gentleman rise?

Mr. Littlefield of Hampden then requested a vote on the tabling motion.

The SPEAKER: A vote has been requested. The gentleman from Lewiston, Mr. Jalbert, moves that the House reconsider its action whereby item 2 was indefinitely postponed and moves that his motion be tabled until the next legislative day. All those in favor of tabling the reconsideration motion will vote yes; those opposed will vote no. The Chair will open the vote.

51 having voted in the affirmative and 74 having voted in the negative, the motion to table did not prevail.

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

Mr. JALBERT: Mr. Speaker, whereby my motion to table is lost, I would speak on the motion.

The SPEAKER: Does the gentleman make a motion to reconsider our action whereby the bill was indefinitely postponed?

Mr. JALBERT: I make a motion that we reconsider our action whereby the bill was indefinitely postponed and, Mr. Speaker and Members of the House, I merely make the motion in exact answer to the question posed by the gentle-

man from Houlton, Mr. Berman, asking how a committee report came out on a bill that we just previously voted upon. I asked the gentleman from Monticello. Mr. Jewell, if he minded my making the motion that I am going to make before I made it. I did this because I know nothing of the bill and I see that the report is majority "ought to pass" nine, and minority "ought not to pass" one. So somewhere along the line, with due respect to my very dear friend from Monticello, Mr. Jewell, I think that somebody who voted for this bill at least should give us some sort of an explanation. If you don't care to do it today, I will do a little homework tonight and speak on it tomorrow; and that's why I wanted the bill reconsidered. I cannot make another motion that this bill be tabled. but I do ask some kind lady or gentleman in the House to again move that the item of reconsideration be tabled until tomorrow, so we can study the bill and listen to the discussion knowing what we're doing.

The SPEAKER: Is the House ready for the question? The Chair recognizes the gentleman from Kennebunkport, Mr. Pendergast.

Mr. $P \in N D \in R G A S T$: Mr. Speaker, I will move that motion, sir.

The SPEAKER: The gentleman from Kennebunkport, Mr. Pendergast, now moves that the motion to reconsider be tabled until the next legislative day pending reconsideration.

Mr. Littlefield of Hampden then requested a vote on the tabling motion.

The SPEAKER: A vote has been requested. For what purpose does the gentleman from Houlton rise?

Mr. BERMAN: Mr. Speaker, to make a parliamentary inquiry.

The SPEAKER: The gentleman may state his inquiry.

Mr. BERMAN: How many times can you move to retable the same motion?

The SPEAKER: The Chair will rule that if another member of the House moves that an item be tabled or a motion be tabled, that it will be entertained. Is the House ready for the question? A vote has been requested that the motion to reconsider our action on item 2 whereby it was indefinitely postponed be tabled until the next legislative day, and a vote has been requested on the tabling motion. Those in favor will vote yes; those opposed will vote no, and the Chair will open the vote.

Thereupon, the Members having voted, the Clerk took a total.

85 having voted in the affirmative and 55 having voted in the negative, the motion to table the reconsideration motion prevailed.

The SPEAKER: The Chair recognizes the gentleman from Freedom, Mr. Evans.

Mr. EVANS: Mr. Speaker, on item 10 on page 6 I would like to reconsider that motion where we tabled that. I want to change the date of the tabling.

The SPEAKER: The gentleman is out of order. This cannot be done at this time.

Mr. Levesque of Madawaska was granted unanimous consent to address the House.

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: I have here a copy of three different legislative assemblies: the 101st, the 102nd, and the 103rd. This morning I would like to bring to your attention that in this day and age where everything is moving so fast I find that we haven't been moving so fast. In the 101st Legislature we were working on the twentieth legislative day on Senate papers from 444 to 452. On Senate reports we had fifteen items. On report of Legislative Research we had one, two, three items. On the Petitions, Bills and Resolves requiring reference, the House paper numbers were — and this is again the 101st Legislature, House paper was 961 to 965. And the others were committee reports of different natures and resolve.

In the orders we had — one, two. We had ten items, reports of committees. Bills in the Third Reading, we had nineteen items. Enactors for that day we had eleven, making a total enactors for the twentieth day, legislative day, made forty- nine enacted to date. We had on the table assigned for that day six items. Specially assigned, eight items. Unassigned, four items.

Now to the 102nd Legislature. Papers from the Senate: Senate paper 359 to 371. Senate reports, we had five items. Committee Reports, seven items. Petitions, Bills and Resolves r e q u i r i n g reference, we started with House paper 957 to 969. Orders of the Day, we had committee reports, six. Bills in the Third Reading, eight. Enactors for that day, ten. Total enacted to date, for the twentieth day of the 102nd Legislature, fifty- five.

In the 103rd Legislature, Papers from the Senate, we started with Senate paper 341, which was an order. We had Interim Study Committee reports, and then we started with Senate paper 316 to 320. Senate committee reports, item thirteen to twenty-one. Petitions, Bills and Resolves requiring reference, we started with House paper 562 to 682, or 684. Bills in the Third Reading, we had ten items. Enactors, we had ten. And up to the twentieth day previously we had enacted five, so we had fifteen enacted on the twentieth legislative day of the 103rd Legislature.

This I bring out primarily for the benefit of the new members of the House that might not have been here to find out how previous legislators had been working. This to me indicates that somewheres along the line we are not exactly doing our \$9,000 worth per legislative day.

Mr. Littlefield of Hampden was granted unanimous consent to address the House.

Mr. LITTLEFIELD: Mr. Speaker and Members of the House: I would like to briefly inform the House that during that 102nd session we passed bills right and left, spent a \$7 million surplus, and passed out bond is sues amounting to 11 million to the people. It is not difficult to pass spending bills, but it is difficult to pass bills to save the taxpayers money. Thank you.

Mr. Levesque of Madawaska was granted unanimous consent to address the House.

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: I would like to remind the gentleman to look at the total between the 101st and the 102nd and see how close they are related.

(Off Record Remarks)

Mr. Benson of Southwest Harbor was granted unanimous consent to address the House.

Mr. BENSON: Mr. Speaker and Members of the House: If I read the remarks of the gentleman from Madawaska, Mr. Levesque, properly, he is indicating that we are moving rather slowly in this session. I might very briefly make some comparisons. In the 101st Legislature of 1963, there were 1,405 bills and resolves introduced by the twentieth legislative day. In the 102nd Legislature in 1965 there were 1,311 bills and resolves introduced by the twentieth legislative day, and in this session of the Legislature. we have but 998, which is merely an indication that bills have been pre-filed and introduced early at a very much slower rate than they have previously. This is the only real significant factor that is involved here. Thank you.

Mr. Levesque of Madawaska was granted unanimous consent to briefly address the House.

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: It might have had some significance on pre - filing documents with the Legislative Research, although I find in my discussion with Legislative Research that that is not all of the malady of pre-filing.

Mr. Richardson of Stonington was granted unanimous consent to address the House.

Mr. RICHARDSON: Last Saturday night I was very fortunate to attend the basketball tournament in Bangor, and in the second game the Towns of Princeton and Stonington met in the small school tournament. I would like publicly and on this record to congratulate both teams on a very hard fought game and excellent sportsmanship displayed by both. Thank you.

On motion of Mr. Richardson of Cumberland,

Adjourned until ten o'clock tomorrow morning.