

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Third
Legislature*

OF THE

STATE OF MAINE

1967

KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Tuesday, March 7, 1967

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

Prayer by the Rev. Mr. James T. Rider of Augusta.

The members stood at attention during the playing of the National Anthem by the Milo High School Band.

The journal of the previous session was read and approved.

Papers from the Senate

From the Senate:

Bill "An Act relating to the Length Provision in the Sale or Packaging of Herring" (S. P. 444) (L. D. 1124)

Came from the Senate referred to the Committee on Agriculture.

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

Referred in Non-Concurrence

Bill "An Act relating to the Rate of Sardine Tax and Use of Moneys Received" (S. P. 445) (L. D. 1125)

Came from the Senate referred to the Committee on Agriculture.

In the House, on motion of Mr. Watts of Machias, referred to the Committee on Taxation in non-concurrence and sent up for concurrence.

Bill "An Act relating to Exporting of Sardines" (S. P. 446) (L. D. 1126)

Came from the Senate referred to the Committee on Agriculture.

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

Referred in Non-Concurrence

Bill "An Act relating to Refunding of Unexpended Portion of the Sardine Tax Funds" (S. P. 464) (L. D. 1156)

Came from the Senate referred to the Committee on Agriculture.

In the House, on motion of Mr. Watts of Machias, referred to the Committee on Taxation in non-concurrence and sent up for concurrence.

From the Senate:

Bill "An Act Appropriating Funds to Operate the Board of Pesticide Control" (S. P. 465) (L. D. 1157)

Bill "An Act Providing a Bond Issue in the Amount of Fifty-nine Thousand Dollars for Constructing a Day School in Central Maine for the Mentally Retarded" (S. P. 466) (L. D. 1158)

Bill "An Act relating to State Appropriations for Regional Planning Commissions" (S. P. 467) (L. D. 1159)

Bill "An Act to Authorize the Construction of a Research and Advanced Study Building for the University of Maine at Portland and the Issuance of Not Exceeding One Million Eight Hundred Thousand Dollar Bonds of the State of Maine for Financing Thereof" (S. P. 468) (L. D. 1160)

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:

Resolve to Reimburse Joaquin S. Bettencourt of Liberty for Well Damage in Highway Maintenance (S. P. 447) (L. D. 1127)

Resolve in Favor of Loudon C. Minor of Cape Elizabeth for Automobile Damage by Escapee from Boys Training Center (S. P. 469) (L. D. 1161)

Came from the Senate referred to the Committee on Claims.

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

From the Senate:

Bill "An Act relating to Costs of Flanders Bay Community School District" (S. P. 470) (L. D. 1162)

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 Notice of Removal of Name from the Voting List" (S. P. 448) (L. D. 1128)

Bill "An Act relating to Packaging of Election Ballots" (S. P. 449) (L. D. 1129)

Bill "An Act relating to Unused Ballots Left in Voting Booths" (S. P. 450) (L. D. 1130)

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 State Aid and Third Class Road Bridges" (S. P. 451) (L. D. 1131)

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 Education of Indians" (S. P. 452) (L. D. 1155)

Came from the Senate referred to the Committee on Indian Affairs.

In the House, referred to the Committee on Indian Affairs in concurrence.

From the Senate:

Bill "An Act relating to Definition of Wilderness Area Under State Park and Recreation Laws" (S. P. 453) (L. D. 1132)

Came from the Senate referred to the Committee on Industrial and Recreational Development.

In the House, referred to the Committee on Industrial and Recreational Development in concurrence.

From the Senate:

Bill "An Act relating to Mortgage Insurance Fund Under Maine Industrial Building Authority Act" (S. P. 471) (L. D. 1163)

Came from the Senate referred to the Committee on Judiciary.

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

From the Senate:

Bill "An Act relating to Coverage Under Employment Security Law" (S. P. 456) (L. D. 1133)

Came from the Senate referred to the Committee on Labor.

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

From the Senate:

Bill "An Act relating to Protecting Source of Public Water Supply" (S. P. 435) (L. D. 1154)

Came from the Senate referred to the Committee on Public Utilities.

In the House, referred to the Committee on Public Utilities in concurrence.

From the Senate:

Bill "An Act relating to Use of County Surplus Funds" (S. P. 457) (L. D. 1134)

Bill "An Act relating to Annual Estimates for County Taxes" (S. P. 458) (L. D. 1135)

Bill "An Act relating to County Audits and County Capital Reserve Accounts" (S. P. 460) (L. D. 1136)

Came from the Senate referred to the Committee on Towns and Counties.

In the House, referred to the Committee on Towns and Counties in concurrence.

Senate Reports of Committees Leave to Withdraw

Report of the Committee on Education on Bill "An Act relating to Reimbursement for Professional Educational Credits" (S. P. 211) (L. D. 474) reporting Leave to Withdraw.

Came from the Senate read and accepted.

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

Ought to Pass

Report of the Committee on Natural Resources reporting "Ought to pass" on Resolve Designating Dresser - Farwell Mountain in Oxford County (S. P. 306) (L. D. 745)

Report of the Committee on Veterans and Military Affairs reporting same on Bill "An Act to Include Viet Nam Veterans in Veteran Benefit Programs" (S. P. 186) (L. D. 376)

Came from the Senate with the Reports read and accepted and

the Bill and Resolve passed to be engrossed.

In the House, Reports were read and accepted in concurrence, the Bill read twice, the Resolve read once, and tomorrow assigned.

Ought to Pass with Committee Amendment

Report of the Committee on Legal Affairs on Bill "An Act relating to Licensing of Premises for Dancing Purposes" (S. P. 83) (L. D. 164) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

In the House, the Report was read and accepted in concurrence and the Bill read twice. Committee Amendment "A" was read by the Clerk and adopted in concurrence and tomorrow assigned for third reading of the Bill.

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 relating to Law Clerks for the Judiciary" (H. P. 929) (Presented by Mr. Berman of Houlton)

(Ordered Printed)

Bill "An Act Appropriating Funds for Classroom Building at Erskine Academy" (H. P. 930) (Presented by Mr. Farrington of China)

(Ordered Printed)

Bill "An Act Authorizing Additional Staff Within Eye Care and Special Services Division, Department of Health and Welfare" (H. P. 931) (Presented by Mr. Jalbert of Lewiston)

(Ordered Printed)

Bill "An Act Providing for Salary Increases for Certain Classified State Employees" (H. P. 932)

(Presented by Mr. Wood of Brooks)

(Ordered Printed)

Sent up for concurrence.

Education

Bill "An Act relating to a Student Tour of the Maine State Prison under the Supervision of the Commissioner of Education" (H. P. 933) (Presented by Mr. Hennessey of West Bath)

(Ordered Printed)

Bill "An Act relating to Unity Institute" (H. P. 934) (Presented by Mr. Susi of Pittsfield)

(Ordered Printed)

Sent up for concurrence.

Health and Institutional Services

Bill "An Act relating to Qualifications of Superintendents at the State Hospitals for the Mentally Ill" (H. P. 935) (Presented by Mr. Harriman of Hollis and Mrs. Carswell of Portland)

(Ordered Printed)

Sent up for concurrence.

Inland Fisheries and Game

Resolve Allocating Money to Rebuild Fish Screen at Outlet of China Lake (H. P. 936) (Presented by Mr. Farrington of China)

(Ordered Printed)

Resolve Regulating Ice Fishing on Messalonskee Lake, Kennebec County (H. P. 937) (Presented by Mr. Sahagian of Belgrade)

(Ordered Printed)

Sent up for concurrence.

Judiciary

Bill "An Act Creating the Uniform Federal Tax Lien Registration Act" (H. P. 938) (Presented by Mr. Berman of Houlton)

(Ordered Printed)

Bill "An Act Creating the Uniform Preservation of Private Business Records Act" (H. P. 939) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Creating the Uniform Deceptive Trade Practices Act" (H. P. 940) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act relating to Service on Nonresidents in Motor Vehicle

Accidents" (H. P. 941) (Presented by same gentleman)
(Ordered Printed)

Bill "An Act Creating the Uniform Act on Status of Convicted Persons" (H. P. 942) (Presented by same gentleman)
(Ordered Printed)

Bill "An Act relating to the Protection of Trade Secrets" (H. P. 943) (Presented by Mr. Danton of Old Orchard Beach)
(Ordered Printed)

Bill "An Act relating to Mandatory Inspection of Penal Institutions by Court Justices" (H. P. 944) (Presented by Mr. Hennessey of West Bath)
(Ordered Printed)

Sent up for concurrence.

Legal Affairs

Bill "An Act Providing for a New Charter for the City of Waterville" (H. P. 945) (Presented by Mr. Carey of Waterville)
(1,500 copies Ordered Printed)
Sent up for concurrence.

Public Utilities

Bill "An Act to Enable City of Portland to Establish Sewer Service Charges" (H. P. 946) (Presented by Mrs. Boudreau of Portland)
(Ordered Printed)

Sent up for concurrence.

Retirements and Pensions

Bill "An Act relating to Retirement Benefits of State Employees at Correctional and Mental Institutions and Liquor Inspectors" (H. P. 947) (Presented by Mr. Humphrey of Augusta)
(Ordered Printed)

Sent up for concurrence.

State Government

Bill "An Act Creating the Oceanology Act of 1967" (H. P. 948) (Presented by Mr. Lowery of Brunswick)

(Ordered Printed)
Sent up for concurrence.

Taxation

Bill "An Act relating to Tax Exemption for Benevolent and Charitable Institutions Conducted for Benefit of Nonresidents" (H.

P. 949) (Presented by Mr. Dunn of Denmark)
(Ordered Printed)
Sent up for concurrence.

Towns and Counties

Bill "An Act relating to Compensation for Full-time Deputy Sheriffs and Chief Deputies" (H. P. 950) (Presented by Mr. Gill of South Portland)

(Ordered Printed)

Bill "An Act relating to Care of Paupers at Jefferson Men's Camp" (H. P. 951) (Presented by Mr. Waltz of Waldoboro)

(Ordered Printed)

Sent up for concurrence.

The following Bills, approved by a majority of the Committee on Reference of Bills for appearance on House Calendar, less than one-tenth of the members present objecting, was received and referred to the following Committees:

Public Utilities

Bill "An Act relating to Board of Trustees of and Increasing Indebtedness of Eagle Lake Water and Sewer District" (H. P. 952) (Presented by Mr. Martin of Eagle Lake)

(Ordered Printed)

Sent up for concurrence.

Taxation

Bill "An Act to Relieve Elderly Persons from Increases in the Property Tax" (H. P. 953) (Presented by Mr. Philbrook of South Portland)

(Ordered Printed)

Sent up for concurrence.

Orders

On motion of Mr. Richardson of Cumberland, it was

ORDERED, that use of the hall of the House be granted to the Maine Highway Safety Committee on Saturday, April 29, 1967.

Mr. Lewin of Augusta presented the following Resolution and moved its adoption:

WHEREAS, the Members of the One Hundred and Third Legislature have learned with great sorrow of the sudden death of the beloved Stanley G. McCurdy,

whose good works have been legion in this Capital City of Augusta and elsewhere in the State of Maine; and

WHEREAS, this act has brought to a sudden and untimely end the useful life of a man who devoted his energies to the youth of the State of Maine and to the well-being of the community of mankind; and

WHEREAS, his immediate family stands bereft of a loving husband and father; and

WHEREAS, numerous members of the One Hundred and Third Legislature and of the Government of the State of Maine have experienced his friendship and un-failing help on many occasions; and

WHEREAS, history will record his active leadership in the Boy Scouts of America for more than 30 years, as Scoutmaster at St. Mark's Episcopal Church, as District Commissioner of the Kennebec Valley Boy Scout District, as a leader of many years standing at Boy Scout National Jamborees, and as a member of the National Staff for the Wood Badge Program at the National Boy Scout Schiff Reservation at Mendham, New Jersey; and

WHEREAS, the works of art and displays which he produced for the several Departments of the Government of the State of Maine have contributed greatly to presenting a favorable image of the State of Maine to all manner of people in many parts of our Nation; and

WHEREAS, he has served well his church and a wide variety of charitable and civic causes; and

WHEREAS, his associates and friends in the Government of this State, in his business relationships, and throughout many walks of life are united in expressions of deep sorrow at the loss from their midst of one who was widely popular, genuinely beloved and universally respected; now, therefore, be it

RESOLVED: That the State of Maine mourns the loss of a beloved and valued leader of its youth and the Members of the One Hundred and Third Legislature lament the passing of our most esteemed

and outstanding citizen; and be it further

RESOLVED: That these resolutions become a permanent part of our journals and that an engrossed copy be forwarded to the bereaved family of Stanley G. McCurdy. (H. P. 954)

The Resolution was adopted and sent up for concurrence.

House Reports of Committees

Leave to Withdraw Covered by Other Legislation

Mr. Bernard from the Committee on Election Laws on Bill "An Act Establishing the Closing Time for Polls" (H. P. 347) (L. D. 495) reported Leave to Withdraw, as covered by other legislation.

Mr. Darey from the Committee on Judiciary reported same on Bill "An Act relating to Jurisdiction of Courts in Child Neglect Cases" (H. P. 410) (L. D. 576)

Reports were read and accepted and sent up for concurrence.

Ought Not to Pass

Mr. Harvey from the Committee on Claims reported "Ought not to pass" on Resolve to Reimburse Arthur Jackson of North Sears-mont for Property and Well Damage by Highway Construction (H. P. 212) (L. D. 302)

Mr. Henley from the Committee on Election Laws reported same on Bill "An Act Providing for a Second Primary Election for Governor, United States Senator and United States Representative" (H. P. 28) (L. D. 49)

Mr. Berman from the Committee on Judiciary reported same on Bill "An Act to Prohibit Unauthorized Throwing or Distributing of Hand-bills in or Upon Vehicles" (H. P. 580) (L. D. 812)

Mrs. Baker from the Committee on Legal Affairs reported same on Bill "An Act relating to Ratio Evidence in Appeals for Abatement of Property Taxes" (H. P. 152) (L. D. 216)

Reports were read and accepted and sent up for concurrence.

Tabled and Assigned

Mr. Jewell from the Committee on Transportation reported "Ought not to pass" on Bill "An Act

Regulating the Use of Winterized Tires on Motor Vehicles" (H. P. 435) (L. D. 599)

Report was read.

(On motion of Mr. Waltz of Waldoboro, tabled pending acceptance of Report and specially assigned for Wednesday, March 15.)

Mr. Lebel from the Committee on Transportation reported "Ought not to pass" on Bill "An Act Requiring Private Motor Vehicle Carriers to Comply with Public Utilities Commission Safety Rules" (H. P. 458) (L. D. 632)

Report was read and accepted and sent up for concurrence.

**Ought to Pass
Printed Bills
Tabled and Assigned**

Mr. Scott of Wilton from the Committee on Business Legislation reported "Ought to pass" on Bill "An Act relating to Fees for Handling Insurance Papers by Those Who Loan on Property" (H. P. 470) (L. D. 683)

Report was read.

(On motion of Mr. Scott of Wilton, tabled pending acceptance of Report and specially assigned for Wednesday, March 15.)

Mr. Scott of Wilton from the Committee on Business Legislation reported "Ought to pass" on Bill "An Act relating to Notice of Authorization of Surety Companies to Registers of Probate by Insurance Commissioner" (H. P. 471) (L. D. 684)

Same gentleman from same Committee reported same on Bill "An Act Amending the Charter of Development Credit Corporation of Maine" (H. P. 571) (L. D. 805)

Mr. Immonen from the Committee on Claims reported same on Resolve in favor of Herbert Parsons of Gorham (H. P. 54) (L. D. 79)

Mr. Minkowsky from same Committee reported same on Resolve to Reimburse Town of Sherman Mills for Overpayment to the Bangor State Hospital for the Care of Etta Conroy (H. P. 214) (L. D. 304)

Mr. Quimby from same Committee reported same on Resolve in favor of Russell Meehan of Windham (H. P. 213) (L. D. 303)

Mrs. Baker from the Committee on Legal Affairs reported same on Bill "An Act Including Importers in Stuffed Toy Law" (H. P. 230) (L. D. 320)

Mr. Conley from same Committee reported same on Bill "An Act to Incorporate the Town of Medford" (H. P. 235) (L. D. 343)

Mr. Cushing from same Committee reported same on Bill "An Act Revising the Maine Housing Authorities Act" (H. P. 231) (L. D. 321)

Mrs. Wheeler from same Committee reported same on Bill "An Act to Enlarge Powers and Purposes of Trustees of Diocesan Funds in Episcopal Diocese of Maine" (H. P. 234) (L. D. 342)

Mr. Buck from the Committee on Retirements and Pensions reported same on Bill "An Act Including Employees of the State Principals Association under State Retirement System" (H. P. 542) (L. D. 774)

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

**Ought to Pass with
Committee Amendment
Recommitted**

Mr. Scott of Wilton from the Committee on Business Legislation on Bill "An Act relating to Guaranty Requirements of Domestic Mutual Insurance Companies and Capital Stock Requirements of Domestic Stock Insurance Companies" (H. P. 573) (L. D. 806) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read.

On motion of Mr. Scott of Presque Isle, recommitted to the Committee on Business Legislation and sent up for concurrence.

Mr. Allen from the Committee on Education on Bill "An Act relating to High School Equivalency Certificates" (H. P. 308) (L. D. 442) reported "Ought to pass" as

amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 308, L. D. 442, Bill, "An Act Relating to High School Equivalency Certificates."

Amend said Bill in the 12th line (9th line in L. D. 442) by inserting after the underlined words "**public school**" the underlined words '**or at a private school approved by a state department of education or accredited by a regional association of colleges and secondary schools**'

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

Mrs. Hanson from the Committee on Education on Bill "An Act relating to a Compact for Education" (H. P. 55) (L. D. 80) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 55, L. D. 80, Bill, "An Act Relating to a Compact for Education."

Amend said Bill by inserting before the enacting clause, the following emergency preamble:

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the following legislation is vitally necessary to permit cooperation and understanding of education problems at the State and local levels; and

Whereas, those states which have adopted the Compact for Education are meeting some time this spring and in order for Maine to participate at such meeting and actively take part in the educational problems which face all states, it is essential that the following compact be entered into by the State of Maine; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine, and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Further amend said Bill in that part designated "**§2903**" of section 1 by striking out in the first line (same in L. D. 80) the underlined word "**educational**" and inserting in place thereof the underlined word '**education**'

Further amend said Bill in that part designated "**§2906**" of section 1 by striking out in the 2nd line (same in L. D. 80) the underlined figure "**30**" and inserting in place thereof the underlined figure '**32**'; and by striking out in the 5th line (same in L. D. 80) the underlined word "**One-third**" and inserting in place thereof the underlined word '**One-fourth**'; and by inserting after the underlined word and punctuation "**governors,**" in the 6th line (same in L. D. 80) the underlined words and punctuation '**¼ shall consist of Legislators,**'; and by striking out in the 10th line (same in L. D. 80) the underlined word "**Fifteen**" and inserting in place thereof the underlined word '**Sixteen**'; and by striking out in the 11th line (same in L. D. 80) the underlined figure "**15**" and inserting in place thereof the underlined figure '**16**'

Further amend said Bill in that part designated "**§ 2921**" of section 1 by striking out in the 2nd line (same in L. D. 80) the underlined word "**educational**" and inserting in place thereof the underlined word '**education**'

Further amend said Bill by adding at the end thereof the following emergency clause: '**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect when approved.'

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

Mr. Cookson from the Committee on Inland Fisheries and Game on Bill "An Act relating to Closed Season on Rabbits in Washington County" (H. P. 62) (L. D. 87) reported "Ought to pass" as amended

by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 62, L. D. 87, Bill, "An Act Relating to Closed Season on Rabbits in Washington County."

Amend said Bill by adding at the end, before the period, (same in L. D. 87) the underlined words 'without dogs'

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

Mr. Quinn from the Committee on Judiciary on Bill "An Act Permitting Courts to Impose a Sentence of Litter-Gathering Labor for Persons Convicted of Littering" (H. P. 579) (L. D. 811) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 579, L. D. 811, Bill, "An Act Permitting Courts to Impose a Sentence of Litter-Gathering Labor for Persons Convicted of Littering."

Amend said Bill by striking out all of the Title and inserting in place thereof the following new Title: 'An Act Relating to Penalty for Littering.'

Further amend said Bill by striking out all of the last sentence (same in L. D. 811) and inserting in place thereof the following:

'Any person who violates this section shall be punished by a fine of not more than \$100 or by imprisonment for not more than 10 days, or by both.'

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

Mr. Quinn from the Committee on Judiciary on Bill "An Act Prohibiting Bullfights" (H. P. 581) (L. D. 813) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 581, L. D. 813, Bill, "An Act Prohibiting Bullfights."

Amend said Bill by striking out everything after the enacting clause and inserting in place thereof the following:

'R. S., T. 17, 1131, repealed and replaced. Section 1131 of Title 17 of the Revised Statutes is repealed and the following enacted in place thereof:

1131. Premeditated animal fights

Whoever instigates, or promotes, or acts as umpire, or judge, or promoter, or is connected with, or participates in, or promotes a bullfight of any kind or nature, or any fight between game birds or game cocks, dogs or bulls, or between dogs and rats or other animals, premeditated by any person having custody thereof, shall be punished by a fine of not more than \$200, or by imprisonment for not less than 10 days nor more than 6 months.'

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

Mr. D'Alfonso from the Committee on Public Utilities on Bill "An Act to Amend the Charter of the Auburn Sewerage District" (H. P. 568) (L. D. 800) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 568, L. D. 800, Bill, "An Act to Amend the Charter of the Auburn Sewerage District."

Amend said Bill by inserting before the period in the 3rd line from the end (same in L. D. 800) the following:

'; provided that the City of Auburn shall secure from the Auburn Sewerage District approval of construction plans prior to commencement of said extension'

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

Mr. Prince from the Committee on Sea and Shore Fisheries on Bill "An Act to Include Oysters in Shellfish Shipping and Shucking Laws" (H. P. 420) (L. D. 601) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT
"A" to H. P. 420, L. D. 601, Bill, "An Act to Include Oysters in Shellfish Shipping and Shucking Laws."

Amend said Bill by striking out all of section 14 (same in L. D. 601) and inserting in place thereof the following:

'Sec. 14. R. S., T. 12, § 4309, sub-§ 6, repealed. Subsection 6 of section 4309 of Title 12 of the Revised Statutes is repealed.'

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

**Divided Report
Tabled and Assigned**

Majority Report of the Committee on Claims reporting "Ought not to pass" on Resolve in favor of Lucille Morang of Jonesport (H. P. 478) (L. D. 691)

Report was signed by the following members:

Messrs. NORRIS of Oxford
BREWER of Sagadahoc
ROSS of Piscataquis
— of the Senate.

Messrs. MINKOWSKY

of Lewiston
FRASER of Mexico
Mrs. LINCOLN of Bethel
Messrs. HARVEY of Woolwich
QUIMBY of Cambridge
IMMONEN of West Paris
— of the House.

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

Report was signed by the following member:

Mr. TOWNSEND
of Baileyville
— of the House.

Reports were read.

(On motion of Mr. Watts of Machias, tabled pending acceptance of either Report and specially assigned for Thursday, March 9.)

**Divided Report
Tabled and Assigned**

Report "A" of the Committee on Election Laws reporting "Ought to pass" on Bill "An Act relating to Form and Arrangement of Ballots in General Elections" (H. P. 216) (L. D. 306)

Report was signed by the following members:

Messrs. BERRY
of Cumberland
ANDERSON of Hancock
— of the Senate.

Messrs. HAWES of Union
HODGKINS of Greene
JANNELLE
of Scarborough
— of the House.

Report "B" of same Committee reporting "Ought not to pass" on same Bill.

Report was signed by the following members:

Mr. COUTURIER
of Androscoggin
— of the Senate.

Mr. HENLEY of Norway
Mrs. BOUDREAU
of Portland
Messrs. BERNARD of Auburn
BOURGOIN of Fort Kent
— of the House.

Reports were read.

(On motion of Mrs. Boudreau of Portland, tabled pending acceptance of either Report and specially assigned for Tuesday, March 14.)

Passed to Be Engrossed

Bill "An Act relating to Emergency Rule by Police Officer to Control Traffic" (S. P. 82) (L. D. 163)

Bill "An Act to Revise the Retirement System Law" (S. P. 89) (L. D. 170)

Bill "An Act to Permit Executive Council Service as Credit for Members of State Retirement System" (S. P. 234) (L. D. 559)

Bill "An Act relating to Certain Pneumatic Tires for Motor Vehicles" (H. P. 139) (L. D. 203)

Bill "An Act relating to Sales Tax on Sales Between Parent and Subsidiary Corporations" (H. P. 164) (L. D. 227)

Bill "An Act relating to Sick Leave for Teachers" (H. P. 304) (L. D. 438)

Bill "An Act relating to Exemption of Property Taxes of Post of the American Veterans of World War II" (H. P. 599) (L. D. 828)

Bill "An Act Exempting from Excise Tax and Registration, Motor Vehicles Used in Driver Education by Private Schools" (H. P. 600) (L. D. 829)

Bill "An Act relating to Sale from a Distributor to Another of Cigarettes Stamped with Indicia of Another State" (H. P. 601) (L. D. 830)

Finally Passed

Resolve Authorizing State Highway Commission to Study Desirability of Bridge Across New Meadows River (H. P. 494) (L. D. 707)

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

Amended Bills

Bill "An Act to Authorize the Construction of a Bridge Across the Androscoggin River between the Cities of Auburn and Lewiston" (H. P. 351) (L. D. 433)

Bill "An Act relating to the Operation of Motorcycles and Motor Driven Cycles" (H. P. 396) (L. D. 543)

Bill "An Act Regulating Riding on Motorcycles" (H. P. 433) (L. D. 597)

Bill "An Act Creating the New Sharon Water District" (H. P. 539) (L. D. 771)

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

Bill "An Act to Create a Criminal Division within the Office of

the Attorney General" (S. P. 237) (L. D. 562)

Was reported by the Committee on Bills in the Third Reading, read the third time, passed to be engrossed as amended by Senate 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) (Later Reconsidered)

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

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

Mr. DUNN: Mr. Speaker and Members of the House: It seems to me this is departing from what we have done in the past. Usually the department tells us the funds necessary to match a program for a two-year period and we furnish the money. This one here is working in the reverse; they're spending the money and then coming back and we would have to meet it.

I have asked the Legislative Finance Office to do some checking on this, and I hope someone will table this for a sufficient period to get some more information on it.

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

Mr. JALBERT: Mr. Speaker, I move this item lie on the table until Tuesday next.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, moves that item 1 be tabled until Tuesday, March 14.

Mrs. HANSON: Mr. Speaker?

The SPEAKER: For what purpose does the gentlewoman rise?

Mrs. HANSON: I would ask for a division.

The SPEAKER: A vote has been requested on the tabling motion. The question before the House is the motion of the gentleman from Lewiston, Mr. Jalbert, that item 1 be tabled until March 14 pending enactment. The Chair will open the vote. All those in favor of

tabling will vote yes; those opposed, no.

A vote of the House was had.

111 having voted in the affirmative and 22 having voted in the negative, the tabling motion did prevail.

Passed to Be Enacted Emergency Measure

An Act relating to Citizenship Requirement for Municipal Assessors (H. P. 37) (L. D. 57)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken. 108 voted in favor of same and 23 against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act Increasing Indebtedness of Dover and Foxcroft Water District (H. P. 72) (L. D. 97)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken. 131 voted in favor of same and 3 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 Definition of Restaurant under the Liquor Laws (S. P. 113) (L. D. 184)

An Act relating to Local Option Questions on Sale of Liquor (S. P. 218) (L. D. 481)

An Act to Extend the Charter of the Eliot Water District (H. P. 155) (L. D. 218)

An Act Creating a Sewer District in the Town of Bethel (H. P. 198) (L. D. 287)

An Act relating to Restrictions on Power Boats in Ox Brook Lake (H. P. 222) (L. D. 312)

An Act relating to Tax Refunds by the State (H. P. 386) (L. D. 533)

An Act relating to Sales Tax Exemption for Community Mental

Health Facilities (H. P. 388) (L. D. 535)

An Act Creating the Newport Water District (H. P. 417) (L. D. 583)

An Act Creating a Sewer District in the Town of Newport (H. P. 418) (L. D. 600)

An Act relating to Number of and Compensation for Ballot Clerks During Recounts (H. P. 648) (L. D. 834)

An Act relating to Expenses of Forest Management on Indian Township (H. P. 732) (L. D. 968)

Finally Passed

Resolve Regulating Fishing in Certain Waters in Franklin County (H. P. 63) (L. D. 88)

Resolve in favor of Oxford County for Snow Removal in Unorganized Territory (H. P. 140) (L. D. 204)

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

The SPEAKER: The Chair recognizes the gentlewoman from Lebanon, Mrs. Hanson.

Mrs. HANSON: Mr. Speaker and Members of the House: I would like to move to suspend the rules for reconsideration of L. D. 107, and would speak briefly to the point of tabling.

The SPEAKER: The gentlewoman from Lebanon, Mrs. Hanson, moves that we reconsider our — the gentlewoman wants to reconsider tabling?

Mrs. HANSON: Yes.

The SPEAKER: The motion is not in order.

Mrs. HANSON: Just to a different date, was all I had in mind.

The SPEAKER: The gentlewoman may debate the tabling time of March 14. Is it the pleasure of the House that we reconsider our action whereby item 1 an Enactor, An Act to Clarify State Aid for School Construction Purposes and Borrowing in Anticipation Thereof, was tabled to March the 14th, is it the pleasure of the House to reconsider our action? (Cries of "No")

All those in favor will answer yes, those opposed will answer no.

A viva voce vote being taken, the motion to reconsider prevailed.

The SPEAKER: The gentleman may debate the tabling time.

Mrs. HANSON: Mr. Speaker, I would like to table this for one day rather than seven. I am in agreement with the fact that we may need more facts, but there are schools who are in dire circumstances for this relief, and I would beg that we try to do this in one day rather than one week.

The SPEAKER: The gentleman is debating that March 14 is too long a time, and now moves that it be tabled until March the 8th.

The Chair recognizes the gentleman from Winthrop, Mrs. Baker.

Mrs. BAKER: Mr. Speaker and Members of the House: I move that we table this until the next legislative day.

The SPEAKER: The Chair will order a vote, and the tabling motion is not debatable except for time.

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

Mr. EVANS: Mr. Speaker, I raise a point of order.

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

Mr. EVANS: A week ago I tried to change the date of a tabling a little over, and I was told it was out of order and couldn't be done.

The SPEAKER: The tabling motion is not debatable. However, the time of tabling is debatable. Is the House ready for the question?

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

Mr. BRAGDON: Mr. Speaker, I would be fearful that one day is not a sufficient time to properly go into this matter, and I would hope that you go along with the motion to table for one week. This is not a very lengthy time.

The SPEAKER: The Chair recognizes the gentleman from Limerick, Mr. Carroll.

Mr. CARROLL: Mr. Speaker, Ladies and Gentlemen of this House: I would like to point out

a few days ago this bill was tabled for a week, and we were assured that they needed a week. Now they are back in here tabling it again for a week. I maintain if we keep tabling for a week at a time we'll be cutting hay in the State House in July instead of getting state business seen to. I see no reason for a week's tabling. I urge you and assure you that one day should be sufficient time, and if they get on the ball in one day they should be back in here and know what the score is.

The SPEAKER: The pending question is tabling to March 14. The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker, I tabled the motion for two reasons; the first one is out of courtesy which is important to me; secondly, I wanted to ask myself a question, but if this is going to create a situation, I would go along with reconsideration and then make another motion to table until Thursday if the motion for reconsideration prevails.

The SPEAKER: The motion for reconsideration did prevail.

Mr. JALBERT: I now move this item lie on the table until Thursday, March 9.

The SPEAKER: The pending question before the House is whether we shall table this until March 14. All those in favor will vote yes, those opposed will vote no, and the Chair will open the vote because we have reconsidered whether it should be tabled until March 14. The Chair will open the vote.

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

Mr. LEVESQUE: Point of information, Mr. Speaker.

The SPEAKER: The gentleman may state his point.

Mr. LEVESQUE: Am I right to assume that the gentleman from Lewiston, Mr. Jalbert, made a motion that it be tabled to this coming Thursday and not the 14th?

The SPEAKER: The Chair understands that is correct. Have all voted on the tabling motion of

March 14? All those in favor will vote yes, those opposed will vote no.

A vote of the House was had.

37 having voted in the affirmative and 95 having voted in the negative, the motion did not prevail.

Thereupon, on motion of Mr. Jalbert of Lewiston, "An Act to Clarify State Aid for School Construction Purposes and Borrowing in Anticipation Thereof," Senate Paper 63, L. D. 107, was tabled pending enactment and specially assigned for Thursday, March 9.

Mr. Humphrey of Augusta was granted unanimous consent to address the House.

Mr. HUMPHREY: Mr. Speaker and Ladies and Gentlemen of the House: I would like to take this opportunity to pay tribute on the passing of an esteemed friend and former colleague, the Honorable Charles W. Cyr of Augusta, Maine, and to extend our utmost sympathy to his bereaved family, with the assurances that we share their personal loss.

Let the record show that throughout the 98th and 99th Legislatures the membership valued their association with him and considered him to be a true public servant whose contributions to his city, county and the State of Maine have been of lasting benefit.

Let the record further show that the State of Maine and the Members of the 103rd Maine Legislature appreciate the services rendered by this public spirited citizen and feel a great sense of loss at the departure of one who served many faithful years in the best interest of his State.

Orders of the Day

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

HOUSE REPORT—Ought Not to Pass—Committee on Education on Bill "An Act Providing Subsidy to Driver Education" (H. P. 307) (L. D. 441)

Tabled — February 28, by Mr. Dunn of Denmark.

Pending—Acceptance.

On motion of Mrs. Hanson of Lebanon, retabled pending acceptance and specially assigned for Tuesday, March 14.

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

Bill "An Act relating to Enactment of Municipal Zoning" (H. P. 853)

Tabled—March 1, by Mr. Robertson of Brewer.

Pending—Reference.

On motion of Mr. Robertson of Brewer, referred to the Committee on Towns and Counties, ordered printed and sent up for concurrence.

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

JOINT ORDER directing Joint Select Committee on Senatorial Apportionment to report out Bill Creating Representative Districts. (H. P. 955)

Tabled—March 1, by Mr. Ewer of Bangor.

Pending—Passage.

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

Mr. EWER: Mr. Speaker, at the time I tabled this Joint Order, I was a little fearful about it that it might require one report covering both the Senatorial and House reapportionment. Since I have been assured this is not so, I withdraw my objection and move its passage.

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

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

JOINT ORDER re mileage, postage and telephone credit cards for Indian Representatives.

Tabled—March 2, by Mr. Binnette of Old Town.

Pending—Passage.

On motion of Mr. Miliano of Eastport, retabled pending passage and specially assigned for Thursday, March 9.

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

An Act Permitting Waiver of Citizenship Requirement for Technical and Professional Personnel (S. P. 165) (L. D. 336)

Tabled—March 2, by Mr. Littlefield of Hampden.

Pending—Passage to be enacted.

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

Mr. LITTLEFIELD: Mr. Speaker, Ladies and Gentlemen of the House: After reading the name of the sponsor of this bill, L. D. 336, and the names of those on the State Government Committee who reported it out as "Ought to pass" may I state that it is not easy to disagree with their decision for I have the greatest respect for all of them.

This bill, L. D. 336, is to permit the waiver of citizenship requirements for certain personnel.

The law reads: All state employees shall be citizens of the United States of America. Then in this section, 556, it proposes that this section shall not apply to the employment of technical and professional personnel. The Personnel Board may waive the requirement of this section on an individual basis when there exists compelling reasons for such waiver.

Down in the statement of facts in the third sentence, it states that in order to carry on the statutory duties in certain departments, it is necessary to employ non-citizens. That could mean most anyone. It does not state to what certain departments they are referring. Please bear in mind that there are good non-citizens and there are bad non-citizens. Sometimes it is difficult to determine who the bad ones are.

The Personnel Board may waive requirement of this section on an individual basis when there exists compelling reasons for such a waiver. There might be a time when the Personnel Board would be a little lax in accepting a compelling reason for the wrong department head if this bill is to pass.

Perhaps I am out of step in opposing these kinds of bills, but being an old American Yankee and having lived in the State of Maine the greater part of my life, I don't like to see the rules and requirements waived or lowered for these positions. Neither can I believe in this Country where so much is being spent for education, that the problems of recruitment are as bad as this bill would have us think.

Mr. Speaker, I wish to be recorded as having voted against this bill, and when the vote is taken may I request a division.

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

Mr. ROSS: Mr. Speaker, I note that the House Chairman of the State Government Committee, Mr. Dennett, is not with us this morning, and I would appreciate it very much if somebody would table this until the next legislative day.

Thereupon, on motion of Mr. Martin of Eagle Lake, "An Act Permitting Waiver of Citizenship Requirement for Technical and Professional Personnel," L. D. 336 was tabled pending enactment and specially assigned for tomorrow.

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

Bill "An Act relating to Conveyance of Secondary Pupils" (H. P. 183) (L. D. 297)

Tabled—March 2, by Mr. Levesque of Madawaska.

Pending—Motion of Mr. Lewis of Bristol to indefinitely postpone House Amendment "A" (Filing No. H-45)

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 understanding that this amendment that has been drafted would take care of some of the transportation problems in the city where they are now being transported by public facilities, so it was my understanding that this amendment would take care of

some areas where they might get into a problem where the students are involved into public conveyance, and I certainly hope you will vote against the indefinite postponement of the amendment.

The SPEAKER: The Chair recognizes the gentleman from Bristol, Mr. Lewis.

Mr. LEWIS: Mr. Speaker, I request that this lay on the table for one week until March 14.

The SPEAKER: The gentleman from Bristol, Mr. Lewis, moves that item 6 be retabled until March 14 pending indefinite postponement of House Amendment "A". Is this the pleasure of the House?

(Cries of "No")

The Chair recognizes the gentleman from Limerick, Mr. Carroll.

Mr. CARROLL: Mr. Speaker, I question the time of tabling, sir.

The SPEAKER: The gentleman is debating the time of tabling and he may proceed.

Mr. CARROLL: Mr. Speaker, I think if we keep putting things off a week to a time, as I said before, we are not only going to

be here in July, we are going to be here in August. I don't mind tabling this bill for one day, but I object to one week tabling on it and I hope you will go along with me.

The SPEAKER: Is the House ready for the question? All those in favor of tabling until March 14 will vote yes, those opposed will vote no, and the Chair will order a vote and will now open the vote.

A vote of the House was had.

27 having voted in the affirmative and 99 having voted in the negative, the motion did not prevail.

Thereupon, on motion of Mr. Lewis of Bristol, tabled pending indefinite postponement of House Amendment "A" and tomorrow assigned.

(Off Record Remarks)

On motion of Mr. Richardson of Cumberland,

Adjourned until ten o'clock tomorrow morning.