

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 14, 1967

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

Prayer by the Rev. Mr. William A. Dunstan, Brigade Chaplain of the Maine State Guard.

The members stood at attention during the singing of the National Anthem by the Belfast Area High School Choral Group.

The journal of the previous session was read and approved.

Papers from the Senate

From the Senate:

Bill "An Act relating to Clerical Assistance for Clerks of the Law Court" (S. P. 524) (L. D. 1360)

Bill "An Act Providing for Removal of State of Maine Pavilion at 1967 World Exhibition in Canada" (S. P. 525) (L. D. 1361)

Bill "An Act to Authorize Bond Issue in Amount of One Million One Hundred Thousand Dollars for Land and Classroom Building for University of Maine in Augusta" (S. P. 526) (L. D. 1362)

Bill "An Act Providing a Bond Issue in the Amount of Seven Hundred and Fifty Thousand Dollars for a Vocational Educational Institute in Lincoln County" (S. P. 527) (L. D. 1363)

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 Installation Sales and Retail Charge Agreements" (S. P. 528) (L. D. 1396)

Bill "An Act to Incorporate the Maine Title Insurance Company" (S. P. 529) (L. D. 1364)

Bill "An Act relating to Security for Loans under Small Loan Agency Law" (S. P. 530) (L. D. 1365)

Came from the Senate referred to the Committee on Business Legislation.

In the House, referred to the Committee on Business Legislation in concurrence.

From the Senate:

Resolve in favor of Town of New Sharon for Support of Angie Thompson (S. P. 531) (L. D. 1366)

Resolve in favor of Alfred Sears of Pembroke (S. P. 532) (L. D. 1367)

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 to Revise the Laws relating to Authority for Granting Degrees and to Approval of Degree-Granting Institutions" (S. P. 533) (L. D. 1368)

Bill "An Act relating to Reports of School Administrative Units" (S. P. 534) (L. D. 1369)

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 to Revise Utility Location Permits in Public Highways" (S. P. 535) (L. D. 1397)

Came from the Senate referred to the Committee on Highways.

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

From the Senate:

Resolve Regulating Fishing on Part of Moose River, Somerset County (S. P. 536) (L. D. 1370)

Came from the Senate referred to the Committee on Inland Fisheries and Game.

In the House, referred to the Committee on Inland Fisheries and Game in concurrence.

From the Senate:

Bill "An Act Requiring Approval of County Commissioners of Court Term Bills" (S. P. 459) (L. D. 1359)

Bill "An Act relating to Exemption of Property from Attachment and Execution" (S. P. 538) (L. D. 1389)

Bill "An Act relating to Joint Bank Accounts" (S. P. 539) (L. D. 1390)

Bill "An Act relating to Property of Survivor on Joint Bank Deposits

and Loan and Building Shares” (S. P. 540) (L. D. 1391)

Bill “An Act relating to Issuing of Parking System Revenue Bonds and Water and Sewer System Revenue Bonds by Municipalities” (S. P. 541) (L. D. 1398)

Bill “An Act Creating a District Court Division of Northern Androscoggin and Franklin” (S. P. 544) (L. D. 1392)

Bill “An Act Creating the Uniform Statutory Construction Act” (S. P. 545) (L. D. 1393)

Bill “An Act Creating the Uniform Rendition of Prisoners as Witnesses in Criminal Proceedings Act” (S. P. 546) (L. D. 1394)

Bill “An Act relating to Valuation for Inheritance Tax Purposes of Joint Bank Accounts” (S. P. 564) (L. D. 1434)

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 Number of Officers of Associated Hospital Service of Maine” (S. P. 549) (L. D. 1395)

Bill “An Act relating to Cost of Living Adjustments for Retired Employees of the City of Lewiston and Their Beneficiaries” (S. P. 565) (L. D. 1435)

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

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

From the Senate:

Bill “An Act Providing for Group Life Insurance for Justices of the Supreme Judicial and Superior Courts and Judges of the District Court” (S. P. 557) (L. D. 1430)

Bill “An Act Creating a State Employees’ Merit Award Board” (S. P. 558) (L. D. 1431)

Bill “An Act relating to Leave of Absence for Teachers Serving in the Legislature” (S. P. 560) (L. D. 1432)

Bill “An Act to Extend the Life of the State Transportation Commission” (S. P. 561) (L. D. 1433)

Came from the Senate referred to the Committee on State Government.

In the House, referred to the Committee on State Government in concurrence.

Senate Reports of Committees Ought Not to Pass

Report of the Committee on Liquor Control reporting “Ought not to pass” on Bill “An Act relating to Intrastate Transportation of Malt Liquor” (S. P. 275) (L. D. 655)

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 Appropriations and Financial Affairs reporting “Ought to pass” on Bill “An Act Appropriating Funds to Aid in Dredging the Saco River” (S. P. 187) (L. D. 422)

Report of same Committee reporting same on Resolve Appropriating Moneys for Search of Lost Persons in the Woodlands of the State (S. P. 209) (L. D. 548)

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, Resolve read once, and tomorrow assigned.

Ought to Pass with Committee Amendment

Report of the Committee on Appropriations and Financial Affairs on Bill “An Act Appropriating Funds to Promote Travel to the State of Maine in Connection with the 1967 World Exhibition in Canada” (S. P. 102) (L. D. 173) 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.

Non-Concurrent Matter

Resolve in favor of the City of Augusta (H. P. 7) (L. D. 19) on which the House accepted Report "A" of the Committee on Appropriations and Financial Affairs reporting "Ought to pass" as amended by Committee Amendment "A" and passed the Bill to be engrossed as amended by Committee Amendment "A" on March 2.

Came from the Senate with Report "B" reporting "Ought not to pass" accepted in non-concurrence.

In the House: On motion of Mr. Lewin of Augusta, the House voted to insist on its former action and ask for a Committee of Conference.

The Speaker appointed the following Conferees on the part of the House:

Messrs. HUMPHREY of Augusta
HANSON of Gardiner
COTE of Lewiston

Non-Concurrent Matter

Resolve Opening Millimagassett Lake, Penobscot County, to Ice Fishing (H. P. 146) (L. D. 210) on which the House accepted the Minority "Ought to pass" Report of the Committee on Inland Fisheries and Game and passed the Resolve to be engrossed as amended by House Amendment "A" on March 8.

Came from the Senate indefinitely postponed in non-concurrence.

In the House:

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

Mr. CROMMETT: Mr. Speaker and Members of the House: I move that we insist on our former action.

The SPEAKER: The gentleman from Millinocket, Mr. Crommett, moves that the House insist on its former action. Is this the pleasure of the House?

The Chair recognizes the gentleman from Fairfield, Mr. Champagne.

Mr. CHAMPAGNE: Mr. Speaker and Members of the House: I move that we recede and concur with the Senate.

The SPEAKER: The gentleman from Fairfield, Mr. Champagne, moves that the House recede and concur with the Senate. All those in favor of receding and concurring will answer yes; those opposed, no.

A viva voce vote being taken, the motion prevailed.

Non-Concurrent Matter

Bill "An Act relating to Use of Power Boats on Jordan Pond and Eagle Lake, Mount Desert Island, Hancock County" (H. P. 217) (L. D. 307) which was passed to be engrossed as amended by Committee Amendment "A" and House Amendment "A" in the House on February 28.

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

In the House: On motion of Mr. Benson of Southwest Harbor, the House voted to recede and concur with the Senate.

Non-Concurrent Matter

Report of the Committee on Highways reporting "Ought not to pass" on Bill "An Act Removing Tolls from Augusta Memorial Bridge" (H. P. 349) (L. D. 497) which was accepted in the House on March 2.

Came from the Senate with the Report and Bill recommitted to the Committee on Highways in non-concurrence.

In the House: The House voted to recede and concur with the Senate.

Orders

On motion of Mr. Sahagian of Belgrade, it was

ORDERED, that Miss Anuran Hah Shah of India be invited to serve as Honorary Page on Friday, March 17, 1967.

Mr. Binnette of Old Town presented the following Order and moved its passage:

WHEREAS, the Indians of Old Town High School have won the State of Maine Double L Basketball Championship against a well-spirited and sportsmanlike Sanford team;

BE IT ORDERED, the Senate concurring that the members of the 103rd Legislature extend their congratulations to this team for its tremendous victory and wish them the best of luck in the future; and

BE IT FURTHER ORDERED, that the Secretary of the Senate be directed to send an attested copy of this Order to the Old Town High School and its coach. (H. P. 1064)

The Order received passage and was sent up for concurrence.

Mr. Williams of Hodgdon was granted unanimous consent to address the House.

Mr. WILLIAMS: Mr. Speaker and Members of the House: I would like to call the attention of the members to the winning of the State Class S Championship at Waterville by Sherman High School. They defeated a favorite team from Strong 63 to 58. This is the first and last State Championship for Sherman High. Next year Sherman will enter an SAD with Benton. This record is more remarkable inasmuch as they are the only undefeated team in the state, boasting of a 19 to 0 record. Thank you.

House Reports of Committees Leave to Withdraw

Mr. Dudley from the Committee on Highways on Bill "An Act to Authorize the Construction of a Bridge Across the Androscoggin River Between the Cities of Auburn and Lewiston" (H. P. 186) (L. D. 275) reported Leave to Withdraw.

Mr. Cookson from the Committee on Indian Affairs reported same on Bill "An Act relating to Specially Designed Motor Vehicle Number Plates for Indian Agents and Commissioner of Indian Affairs" (H. P. 118) (L. D. 144)

Mr. Darey from the Committee on Judiciary reported same on Bill

"An Act relating to Place of Holding Superior Court Trial Terms in Oxford County" (H. P. 507) (L. D. 720)

Same gentleman from same Committee reported same on Bill "An Act relating to Trial Terms of Superior Court in Cumberland County" (H. P. 711) (L. D. 1006)

Mr. Philbrook from the Committee on State Government reported same on Bill "An Act relating to Investments by Board of Trustees of State Retirement System" (H. P. 74) (L. D. 99)

Reports were read and accepted and sent up for concurrence.

Ought Not to Pass

Mr. Brennan from the Committee on Judiciary reported "Ought Not to pass" on Bill "An Act Making Juvenile Hearings Involving Alleged Crimes under Title 17 Open to Public" (H. P. 586) (L. D. 817)

Mr. Darey from same Committee reported same on Bill "An Act Authorizing Qualified Licenses After Conviction for Drunken Driving if Essential to Livelihood" (H. P. 224) (L. D. 314)

Mr. Hewes from same Committee reported same on Bill "An Act relating to Speed of Motor Vehicles Measured by Radar" (H. P. 363) (L. D. 510)

Mr. Dennett from the Committee on State Government reported same on Bill "An Act to Increase Membership of Baxter State Park Authority" (H. P. 326) (L. D. 460)

Mr. Philbrook from same Committee reported same on Bill "An Act Increasing Size of Maine Real Estate Commission" (H. P. 642) (L. D. 897)

Mrs. Kilroy from the Committee on Transportation reported same on Bill "An Act relating to Headlights and Mirrors on Motorcycles and Motor Scooters" (H. P. 298) (L. D. 418)

Reports were read and accepted and sent up for concurrence.

Ought to pass in New Draft New Drafts Printed Tabled and Assigned

Mr. Darey from the Committee on Judiciary on Bill "An Act Prohibiting Unreasonable Noise in Operating Motor Vehicles" (H. P.

13) (L. D. 25) reported same in a new draft (H. P. 1061) (L. D. 1387) under same title and that it "Ought to pass"

Report was read.

(On motion of Mr. Birt of East Millinocket, tabled pending acceptance of the Committee Report and specially assigned for Thursday, March 16.)

Tabled and Assigned

Mr. Watts from the Committee on State Government on Bill "An Act relating to Parking Facilities for Handicapped Persons" (H. P. 42) (L. D. 61) reported same in a new draft (H. P. 1062) (L. D. 1388) under same title and that it "Ought to pass"

Report was read.

(On motion of Mr. Watts of Machias, tabled pending acceptance of the Committee Report and tomorrow assigned.)

Ought to Pass Printed Bills

Mr. Hanson from the Committee on Agriculture reported "Ought to pass" on Bill "An Act Controlling the Marketing, Grading and Labeling of Maple Products" (H. P. 340) (L. D. 488)

Report was read and accepted, the Bill read twice, and tomorrow assigned.

Tabled and Assigned

Mrs. Carswell from the Committee on Indian Affairs reported "Ought to pass" on Bill "An Act relating to Compensation and Allowances for Members of the Indian Tribes at the Legislature (H. P. 89) (L. D. 186)

Report was read.

(On motion of Mr. Dennett of Kittery, tabled pending acceptance of the Committee Report and specially assigned for Wednesday, March 22.)

Mr. Hewes from the Committee on Judiciary reported "Ought to pass" on Bill "An Act relating to Time of Terms of the Superior Court in Sagadahoc County" (H. P. 694) (L. D. 975)

Mr. Maddox from the Committee on Sea and Shore Fisheries reported same on Bill "An Act to Limit

Fishing Lobster Traps on Trawls in Certain Waters" (H. P. 241) (L. D. 349)

Same gentleman from same Committee reported same on Bill "An Act relating to Fishing for Bass in Sheepscot River and Tributaries, Lincoln County" (H. P. 500) (L. D. 713)

Mr. Watts from same Committee reported same on Resolve Relating to Treatment of Portion of New Meadows Lake to Eliminate Aquatic Growth (H. P. 546) (L. D. 778)

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

Referred to Committee On Agriculture

Mr. Gill from the Committee on Health and Institutional Services on Bill "An Act relating to Sale of Certain Biologics" (H. P. 789) (L. D. 1151) reported that it be referred to the Committee on Agriculture.

Same gentleman from same Committee reported same on Bill "An Act relating to Brucellosis in Swine" (H. P. 790) (L. D. 1152)

Reports were read and accepted, the Bills referred to the Committee on Agriculture and sent up for concurrence.

Ought to Pass with Committee Amendment

Mr. Darey from the Committee on Judiciary on Bill "An Act relating to Assistant County Attorneys" (H. P. 33) (L. D. 53) 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. 33, L. D. 53, BILL,
"An Act Relating to Assistant County Attorneys."

Amend said Bill by striking out all of the 2nd underlined sentence of that part designated "\$553." of section 1 (same in L. D. 53).

Further amend said Bill by striking out all of the last underlined sentence of the first paragraph of that part designated "\$553." of section 1 (same in L. D. 53) and

inserting in place thereof the following underlined sentence:

'Assistants shall hold office during the term of the county attorney, or acting county attorney, by whom appointed, subject to removal at the pleasure of the county attorney or acting county attorney.'

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

Mr. Foster from the Committee on Judiciary on Bill "An Act relating to Death Caused by Violation of Law by Operator of Motor Vehicle" (H. P. 508) (L. D. 721) 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. 508, L. D. 721, Bill, "An Act Relating to Death Caused by Violation of Law by Operator of Motor Vehicle."

Amend said Bill in the 6th line (5th line of L. D. 721) by striking out the underlined word **"thereby"** and the word **"causes"** and inserting in place thereof the following stricken out word and underlined words **'causes said violation is the proximate cause of'**

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

Mr. Hewes from the Committee on Judiciary on Bill "An Act Prohibiting the Obtaining of Transportation on Ski Lift without Payment" (H. P. 506) (L. D. 719) 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. 506, L. D. 719, Bill, "An Act Prohibiting the Obtaining of Transportation on Ski Lift Without Payment."

Amend said Bill by striking out all of the last paragraph and inserting in place thereof the following underlined paragraph:

'Whoever, with intent to cheat or defraud shall, by any false representation, false pretense or false token, wrongfully obtains transportation upon any ski tow, ski lift or passenger tramway without paying the established charge therefor shall be punished by a fine of not more than \$25 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. Cushing from the Committee on Legal Affairs on Bill "An Act Increasing Membership from Five to Seven in City Council and Board of Education of City of South Portland" (H. P. 112) (L. D. 139) 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. 112, L. D. 139, Bill, "An Act Increasing Membership from Five to Seven in City Council and Board of Education of City of South Portland."

Amend said Bill in section 2 by striking out in the last 2 lines (same in L. D. 139) the underlined words **"to be held December 4, 1967"** and inserting in place thereof the underlined words **'following the effective date of this Act'**

Further amend said Bill in the Referendum by striking out in the 4th line (3rd line in L. D. 139) the words **"regular city election"** and inserting in place thereof the words **'state-wide election'**

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

Mrs. Wheeler from the Committee on Legal Affairs on Bill "An Act to Clarify the Charter of the City of South Portland" (H. P. 113) (L. D. 140) 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. 113, L. D. 140, Bill,
 "An Act to Clarify the Charter of the
 City of South Portland."

Amend said Bill in section 3 by
 striking out in the 9th line (7th
 and 8th lines in L. D. 140) the fol-
 lowing: "at least 3 4" and insert-
 ing in place thereof the following:
 'at least 3 a majority'

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

Divided Report Tabled and Assigned

Majority Report of the Commit-
 tee on State Government on Re-
 solve Proposing an Amendment to
 the Constitution Changing the
 Tenure of Office of Senators to
 Four-Year Terms (H. P. 43) (L. D.
 62) reporting same in a new draft
 (H. P. 1063) (L. D. 1399) under
 same title and that it "Ought to
 pass"

Report was signed by the fol-
 lowing members:

Messrs. WYMAN of Washington
 LUND of Kennebec
 STERN of Penobscot
 — of the Senate
 Messrs. MARTIN of Eagle Lake
 STARBIRD of Kingman
 Township
 Mrs. CORNELL of Orono
 — of the House

Minority Report of same Com-
 mittee reporting "Ought not to
 pass" on same Resolve.

Report was signed by the fol-
 lowing members:

Messrs. DENNETT of Kittery
 WATTS of Machias
 RIDEOUT of Manchester
 PHILBROOK of South
 Portland
 — of the House.

Reports were read.

The SPEAKER: The Chair rec-
 ognizes the gentleman from Bath,
 Mr. Ross.

Mr. ROSS: Mr. Speaker, if the
 House would refer on the last
 page, page 5, items 12 and 13, you
 will note that those items had not
 been printed in new draft yet, and
 I was interested to note that they
 were tabled. Here we have the
 same situation. This new draft has
 not been printed yet and it is most

difficult to vote on something that
 we have never seen, and I would
 hope that somebody would table
 this until Thursday next.

Thereupon, on motion of Mr.
 Starbird of Kingman Township,
 tabled pending acceptance of either
 Report and specially assigned for
 Thursday, March 16.

Third Reader Tabled and Assigned

Bill "An Act relating to Audits
 for Judiciary and Legislature" (S.
 P. 71) (L. D. 153)

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

(On motion of Mr. Williams of
 Hodgdon, tabled pending passage
 to be engrossed and specially as-
 signed for tomorrow.)

Passed to Be Engrossed

Bill "An Act relating to Savings
 Bank Dividends" (S. P. 104) (L. D.
 175)

Bill "An Act Permitting the Es-
 tablishment of Commercial Shoot-
 ing Areas" (S. P. 107) (L. D. 178)

Bill "An Act Repealing the Law
 Making Prescribing of Contracep-
 tives a Crime" (S. P. 266) (L. D.
 647)

Bill "An Act relating to Refund
 of Sales Tax on Goods Removed
 from State" (H. P. 201) (L. D. 290)

Bill "An Act relating to Sales
 Tax Exemption of Ships' Stores"
 (H. P. 202) (L. D. 291)

Bill "An Act relating to Part-time
 Liquor Licenses for Class A Res-
 taurants" (H. P. 415) (L. D. 581)

Bill "An Act relating to Financial
 Matters of the Mount Desert Island
 Regional School District" (H. P.
 442) (L. D. 617)

Resolve in Favor of Mrs. Nellie
 Packard of Guilford (H. P. 625)
 (L. D. 881)

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 Revise the Teach-
 er Certification Laws" (S. P. 62)
 (L. D. 106)

Bill "An Act relating to Break-
 ing and Entering Mobile Home or

House and Camp Trailers" (S. P. 317) (L. D. 840)

Bill "An Act relating to Advertising and Promotion of Tourism into the New England Region" (H. P. 342) (L. D. 490)

Bill "An Act relating to Sale of Malt Liquor in Retail Stores" (H. P. 532) (L. D. 762)

Resolve Providing Moneys for Cerebral Palsy Clinics for Home Care Programs (H. P. 23) (L. D. 44)

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 as amended by Committee Amendment "A" and sent to the Senate.

Passed to Be Enacted Emergency Measure

An Act Increasing Number of Medical Examiners in Washington County (H. P. 393) (L. D. 540)

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. 129 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 Creating the New Sharon Water District (H. P. 539) (L. D. 771)

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

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

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 one 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 to Include Viet Nam Veterans in Veteran Benefit Programs (S. P. 186) (L. D. 376)

An Act relating to Reimbursement for Additional Professional Work by Teachers (S. P. 210) (L. D. 473)

An Act to Clarify the Statutes Relating to Single Assessors (S. P. 491) (L. D. 1153)

An Act to Revise the Electricians Law (H. P. 4) (L. D. 8)

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

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

An Act relating to Inspection Certificates for Mechanics in Motor Vehicle Inspection Stations (H. P. 173) (L. D. 236)

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

An Act relating to Counting of Election Ballots (H. P. 314) (L. D. 448)

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

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

An Act to Enable Houlton Water Company to Supply Water and Sewerage Service to the Town of Hodgdon (H. P. 541) (L. D. 773)

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

Finally Passed

Resolve Designating Dresser-Farwell Mountain in Oxford County (S. P. 306) (L. D. 745)

Resolve Providing for Purchase of One Hundred Copies of "Pittsfield on the Seabasticook" (H. P. 25) (L. D. 46)

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 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.

Orders of the Day

Mr. Gauthier of Sanford was granted unanimous consent to address the House.

Mr. GAUTHIER: Mr. Speaker and Ladies and Gentlemen of the House: I would like to congratulate Coach Sturgeon and his Old Town High School basketball team for having won the State LL Championship at Bangor last Saturday night. I would also at this time like to congratulate Coach Rod Shain and his Sanford High School basketball team for the fine game they played, having lost the game by only two points.

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

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

Tabled—February 21, by Mr. Evans of Freedom.

Pending—Passage to be engrossed.

Mr. Drummond of Sidney offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to H. P. 46, L. D. 65, Bill, "An Act Revising the Law Governing the Taxation of the Business of Raising Domestic Fowl."

Amend said Bill by inserting after the underlined word "fowl" in the 17th line (13th line of L. D. 65) the underlined punctuation and words ', except breeder fowl.'

Further amend said Bill by inserting after the underlined paragraph A-1 (same in L. D. 65) the underlined paragraph A-2 which reads as follows:

'A-2. The average number of breeder fowl kept for egg production shall be determined on the basis of one bird for each 3 square feet of house capacity, unless the taxpayer shall have complied with section 706, except when fowl are kept in cages or under a high density system of management in which case the average number shall be determined by averaging actual inventories during the preceding taxable year or any portion of that period when the business has not been carried on for a year.'

Further amend said Bill by inserting at the end the following:

(4) The term "breeder fowl" shall mean that kind of fowl which produces eggs for production of chicks.'

House Amendment "A" was adopted and the Bill passed to be engrossed as amended and sent to the Senate.

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

HOUSE REPORT "A" (5)—Ought to Pass—REPORT "B" (5)—Ought Not to Pass—Committee on Election Laws on Bill "An Act relating to Form and Arrangement of Ballots in General Elections" (H. P. 216) (L. D. 306)

Tabled — March 7, by Mrs. Boudreau of Portland.

Pending — Acceptance of either report.

On motion of Mrs. Boudreau of Portland, recommitted to the Committee on Election Laws and sent up for concurrence.

The Chair laid before the House the third 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—March 7, by Mrs. Hanson of Lebanon.

Pending—Acceptance.

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

Mr. DUNN: Mr. Speaker and Members of the House. I move that we substitute the bill for the report and would like to speak briefly to that motion.

The SPEAKER: The gentleman from Denmark, Mr. Dunn, now moves that the House substitute the bill for the report, and he would like to speak to that motion. The gentleman may proceed.

Mr. DUNN: Maine has had a commendable driver education program but it is believed that with additional funds, an additional subsidy, it could be greatly expanded. Many states are paying a great deal more toward this program than Maine is, and in Maine the Department of Education estimates it costs about \$60 to educate each pupil, and we only contribute ten.

Now this is part of the Highway Safety Program. I have here a reprint of a status report on the federal role in highway safety, and the National Safety Agency has issued an initial list of thirteen standards for state highway safety programs. Two program components were mandated in the two major safety Acts of 1966 and thus emerge as logical candidates for immediate attention on the part of state legislatures. The two are Motor Vehicle Inspection and Driver Education, and further on in the report under the Highway Safety Act of 1966 every state must have a highway safety program approved by the Secretary of Commerce by December 31, 1968, or

risk loss of ten per cent of the federal highway construction funds.

Now I believe that this project and this effort is worthy of consideration. If we pass it, it does go to the Appropriations' table and has to take its chances along the last of the session with other measures, but I think it does deserve possibly going that far. I hope you'll support the motion.

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

Mrs. HANSON: Mr. Speaker and Members of the House: I request a division.

The SPEAKER: A vote has been requested. Is the House ready for the question?

The Chair recognizes the gentleman from China, Mr. Farrington.

Mr. FARRINGTON: Mr. Speaker, Ladies and Gentlemen of the House: I would speak briefly on the prevailing motion. I am very much concerned with the driver education courses in secondary schools. The driver education program in Maine in the secondary schools has been recognized as one of the outstanding programs in the country. The Insurance Institute for Highway Safety has awarded Maine nine plaques for enrolling more than 69 per cent of its eligible students in approved driver education programs.

And on the debit side of this ledger almost 40 per cent of all our youths now being deprived of the opportunity to enroll in driver education courses, are deprived of this opportunity when in 1966 this state was plagued with the greatest number of highway automobile fatalities in the history of the State. With this rising trend in automobile fatalities, it seems to me that we should upgrade the amount paid for the support of this program, being consistent with the cost of living in each other field, and I certainly hope that the prevailing motion to substitute the bill for the report stands. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Augusta, Mr. Lewin.

Mr. LEWIN: Mr. Speaker, Ladies and Gentlemen of the House: The

question has been asked — why is driver education not included in all the schools in Maine? Some of the school committees feel that they cannot afford driver education. The cost is approximately \$45 per student, \$10 of which is returned to the town in the form of state subsidy.

Another complaint is that the subject is hard to schedule and too time-consuming. Each student receives a minimum of thirty hours of classroom instruction, and six hours of "behind the wheel" training in a dual-controlled automobile. Some school departments offer driver education programs in the summertime only.

The state law allows tuition to be charged for summer programs. The State Department of Education recommends the program be conducted during the regular school year, and that a supplemental program for students unable to enroll during the year be run during the summer. Approximately 12,000 students graduated from driver education programs in Maine's secondary schools last year, and a larger number is expected this year.

If the driver education program is to continue to succeed the state must help bear the cost. This state currently ranks among the lowest in the nation in its contribution to driver education.

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

Mr. HUBER: Mr. Speaker, may I ask a question? Has this bill been amended?

The SPEAKER: The gentleman poses a question through the Chair, has this bill been amended?

It came out with an "Ought not to pass" report.

The pending question now is the motion of the gentleman from Denmark, Mr. Dunn, to substitute the bill for the report. The Chair recognizes the same gentleman.

Mr. DUNN: Mr. Speaker, perhaps its my imagination or I've read somewhere else that this has been changed, or there's another bill similar which strikes out the "satisfactorily completing." This I think, if memory serves me cor-

rectly, encourages schools to satisfactorily pass students taking Driver Ed for the sake of the subsidy money, and if someone recalls a bill which strikes that from it I would appreciate it, because I don't care for this, this way.

The SPEAKER: The pending question is the motion of the gentleman from Denmark, Mr. Dunn, to substitute the bill for the report. That is item 3 on your calendars. Is the House ready for the question?

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

Mr. DICKINSON: Mr. Speaker and Members of the House: In answer to the question about an amendment, my records do not indicate any amendment has been made to this present bill. Thank you.

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

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: As indicated on your calendar, this was a unanimous "Ought not to pass" report from the Education Committee.

The SPEAKER: The question before the House is the motion of the gentleman from Denmark, Mr. Dunn, that we substitute the Bill for the "Ought not to pass" Report. If you are in favor of substituting the Bill for the Report you will vote yes; if you are opposed you will vote no. The Chair will open the vote.

Thereupon, a vote of the House was had.

58 having voted in the affirmative and 74 having voted in the negative, the motion did not prevail.

Thereupon, the "Ought not to pass" Report was accepted and sent up for concurrence.

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

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

Tabled—March 9, by Mr. Jalbert of Lewiston.

Pending—Passage to be enacted.

On motion of Mr. Dunn of Denmark, the House voted to suspend the rules and to reconsider its action of March 1 whereby the Bill was passed to be engrossed.

Thereupon, the same gentleman offered House Amendment "B" and moved its adoption.

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

HOUSE AMENDMENT "B" to S. P. 63, L. D. 107, Bill "An Act to Clarify State Aid for School Construction Purposes and Borrowing in Anticipation Thereof."

Amend said Bill by striking out all of section 4 (same in L. D. 107)

Further amend said Bill by renumbering sections 5 to 8 (same in L. D. 107) to be sections 4 to 7.

The SPEAKER: The Chair recognizes the gentleman from Pittsfield, Mr. Susi.

Mr. SUSI: Mr. Speaker, I would like to have an explanation of the amendment.

The SPEAKER: The gentleman from Pittsfield, Mr. Susi, requests an explanation of the amendment through the Chair and anyone may answer who so chooses.

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

Mr. DUNN: Mr. Speaker, this eliminates on page 3 of the Bill the part that has to do with towns borrowing in anticipation for the regional vocational schools, it eliminates that from the bill.

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

Mr. JALBERT: Mr. Speaker and Members of the House: The amendment which eliminates that section that involves area regional vocational schools does not mean that this is the end of the area regional vocational school legislation. There is a bill that will come before you that calls for the financing of these schools. At the last session a bill was presented and passed that would set up the concept of area regional vocational schools. There is a bond issue now that will come before you later. This amendment merely strikes out the program out of

this L. D. 107. I think it is a justifiable amendment and I would support it.

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

Mrs. HANSON: Mr. Speaker, I would like to agree with the gentleman from Lewiston, Mr. Jalbert, this does take it out of this bill, but if we vote for the bill coming up to support vocational education that will be taken care of.

Thereupon, House Amendment "B" was adopted, the Bill passed to be engrossed as amended by Committee Amendment "A", House Amendment "A" and House Amendment "B" in non-concurrence and sent up for concurrence.

Mr. Nadeau of Sanford was granted unanimous consent to address the House.

Mr. NADEAU: Mr. Speaker, Ladies and Gentlemen of the House: Last Saturday Sanford High School, Western Maine LL basketball champions coached by Rodney Shain invaded Bangor for the State title. I take this opportunity to congratulate Sanford High School for its excellent play and sportsmanship and, with pride, I am proud to say that I am happy to be from Sanford even though we lost. It was most enjoyable and I thought it was an excellent ball game.

We, therefore, the people of Sanford and Springvale, the Selectmen, the members of the School Board, Dr. Morin, Attorney Willard and Representative Gauthier, Principal Mr. Parker, Superintendent of Schools Mr. Bowers, and the entire staff of Sanford High School, especially Coach Rod Shain, Captain Nick Scaccia, who incidentally set a new record, and its basketball players, we would like all to congratulate Old Town High School and its staff and its most able Coach, Mr. Don Sturgeon, and its excellent and fine basketball team.

To Representative Joe Binnette, I bow and yield to the State's number one team in LL, Old Town. The date and place for your steak supper, Joe, incidentally lays in your most capable hands.

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

Mr. JALBERT: Mr. Speaker and Members of the House: I would refer to page 4, item 1 under Leave to Withdraw, wherein it concerns the bridge across the Androscoggin River. I have three people and two notes sent to me concerning this measure. This is merely another bill that set the location that I have had withdrawn. The bill is very much alive and leaves the location to the City Governments and the State Highway Commission. I would now speak off the record.

(Off Record Remarks)

Mr. Lowery of Brunswick presented the following Resolution out of order by unanimous consent and moved its adoption:

WHEREAS, the members of the House of Representatives of the One Hundred and Third Maine Legislature have learned with profound sorrow of the death of the Honorable Maxwell D. Sawyer, our esteemed colleague from Brunswick, and

WHEREAS, in his long association with the members of this House he was ever honorable and kind and highly regarded for his character and his qualities of mind and heart; and

WHEREAS, the members of the House of Representatives sense in his passing a personal loss and a genuine grief;

NOW, THEREFORE, BE IT RESOLVED: That the State of Maine mourns the loss of a faithful and valued public servant, and the members of the House of Representatives lament the departure of an esteemed and trusted friend; and

BE IT FURTHER RESOLVED: That these Resolutions be entered in the Journal of the House and an engrossed copy of these Resolutions be sent to the family of the deceased; and

BE IT FURTHER RESOLVED: That as a further token of respect the House do now stand adjourned.

Thereupon, the Resolution was adopted and the House stood adjourned pursuant thereto until ten o'clock tomorrow morning.