

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

Wednesday, April 5, 1967

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

Prayer by the Rev. Mr. Howard O. Hough of Falmouth.

The journal of yesterday was read and approved.

Papers from the Senate

From the Senate: The following Communication. (S. P. 592)

(For content of Governor's Veto Message see Senate Record of April 4.)

Came from the Senate read and ordered placed on file.

In the House, the Communication was read and ordered placed on file in concurrence.

Tabled and Assigned

An Act to Eliminate the Straight Party Ballot in the Election Laws (S. P. 1) (L. D. 4) which came from the Senate, the Governor having returned the Bill to the Senate without his approval, pursuant to the provisions of the Constitution. The Senate voted on the question: "Shall this Bill become a law notwithstanding the objections of the Governor?" 25 voted in favor and 9 against, and accordingly it was the vote of the Senate that the Bill become a law, notwithstanding the objections of the Governor, since two-thirds of the Senate so voted.

In the House:

The SPEAKER: The pending question is, "Shall this Bill become law notwithstanding the objections of the Governor?"

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

Mr. RICHARDSON: Mr. Speaker, I would move that this matter lie upon the table until Friday, April 7, pending decision on the pending question.

Mr. Brennan of Portland asked for a vote on the tabling motion.

The SPEAKER: A vote has been requested on the tabling motion, and the pending question is the motion of the gentleman from Cumberland, Mr. Richardson, that this matter be tabled until Friday,

April 7, pending further consideration.

A vote of the House was taken.

83 having voted in the affirmative and 54 having voted in the negative, the tabling motion did prevail.

**Senate Reports of Committees
Leave to Withdraw**

Report of the Committee on Legal Affairs on Bill "An Act relating to Pension Adjustments for Former and Present Members of the Lewiston Police Department" (S. P. 196) (L. D. 836) reporting Leave to Withdraw.

Report of same Committee reporting same on Bill "An Act relating to Pensions for Members of Lewiston Police Department" (S. P. 197) (L. D. 837)

Report of same Committee reporting same on Bill "An Act relating to Pensions for Disabled Members of the Lewiston Police Department" (S. P. 198) (L. D. 838)

Came from the Senate read and accepted.

In the House, Reports were read and accepted in concurrence.

Ought to Pass

Report of the Committee on State Government reporting "Ought to pass" on Bill "An Act Increasing the Number of Justices of the Superior Court" (S. P. 222) (L. D. 485)

Report of same Committee reporting same on 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)

Came from the Senate with the Reports read and accepted and the Bills passed to be engrossed.

In the House, the Reports were read and accepted in concurrence, the Bills read twice and tomorrow assigned.

**Ought to Pass with
Committee Amendment**

Report of the Committee on Judiciary on Bill "An Act relating to Protection of Corporate Name of Corporations Excused or Suspended" (S. P. 339) (L. D. 872) reporting "Ought to pass" as amend-

ed by Committee Amendment "A" submitted therewith.

Report of same Committee on Bill "An Act relating to Bail for Juvenile Offenders" (S. P. 406) (L. D. 1037) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report of same Committee on Bill "An Act relating to Powers of Attorneys in Taking Acknowledgements for Instruments for Recording" (S. P. 430) (L. D. 1084) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

In the House, the Reports were read and accepted in concurrence and the Bills read twice. Committee Amendment "A" to each was read by the Clerk and adopted in concurrence, and tomorrow assigned for third reading of the Bills.

Divided Report Tabled and Assigned

Report "A" of the Committee on Education on Bill "An Act Revising the Laws Relating to Barbers and Schools of Barbering" (S. P. 247) (L. D. 607) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Mr. KATZ of Kennebec
—of the Senate.
Mrs. BAKER of Winthrop
HANSON of Lebanon
Messrs. RICHARDSON
of Stonington
ALLEN of Caribou
—of the House.

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

Report was signed by the following members:

Messrs. SNOW of Cumberland
MacLEOD of Penobscot
—of the Senate.
Messrs. CARROLL of Limerick
LEVESQUE of Madawaska

SHUTE of Farmington
—of the House.

Came from the Senate with Report "B" accepted.

In the House: Reports were read.

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

Mrs. HANSON: Mr. Speaker, I move that the Majority "Ought to pass" Report be accepted.

The SPEAKER: The gentlewoman from Lebanon, Mrs. Hanson, moves that Report "A" Majority "Ought to pass" be accepted. Is this the pleasure of the House?

Thereupon, on motion of Mr. Shute of Farmington, tabled pending the motion of Mrs. Hanson of Lebanon to accept Report "A" Majority "Ought to pass" and specially assigned for Tuesday, April 11.

Orders

On motion of Mrs. Boudreau of Portland, it was

ORDERED, that congratulations be tendered to Mr. and Mrs. Charles Carswell on their fourth wedding anniversary today (Representative Catherine H. Carswell), with the wish for many more happy years, and

BE IT FURTHER ORDERED, that the Clerk of the House be directed to send an attested copy of this Order to Mr. and Mrs. Carswell. (Applause)

The SPEAKER: The Chair recognizes the gentleman from Caribou, Mr. Allen.

Mr. ALLEN: Mr. Speaker, may I inquire if the House is in possession of L. D. 383, House Paper 262, Bill "An Act relating to Conferring Degrees by Bliss College"?

The SPEAKER: The answer is in the affirmative.

Mr. ALLEN: Mr. Speaker, I move reconsideration.

The SPEAKER: The gentleman from Caribou, Mr. Allen, moves that the House reconsider its action of yesterday whereby it passed the Bill to be engrossed as amended by House Amendment "A". Is this the pleasure of the House?

(Cries of "No")

The SPEAKER: The Chair will order a vote. Those in favor of reconsideration will vote yes; those opposed, no.

A vote of the House was taken. 21 having voted in the affirmative and 98 having voted in the negative, the motion to reconsider did not prevail.

House Reports of Committees Ought to Pass in New Draft New Drafts Printed

Mrs. Baker from the Committee on Legal Affairs on Bill "An Act relating to Definition of Elevator under Board of Elevator Rules and Regulations" (H. P. 528) (L. D. 759) reported same in a new draft (H. P. 1100) (L. D. 1567) under same title and that it "Ought to pass"

Mr. Keyte from the Committee on Transportation on Bill "An Act Requiring Trucks Carrying Explosive or Inflammable Cargoes to Stop at Railroad Crossings" (H. P. 864) (L. D. 1277) reported same in a new draft (H. P. 1101) (L. D. 1568) under same title and that it "Ought to pass"

Mrs. Kilroy from same Committee on Bill "An Act relating to Quality of Inspection Stickers for Motor Vehicles" (H. P. 926) (L. D. 1334) reported same in a new draft (H. P. 1102) (L. D. 1569) under same title and that it "Ought to pass"

Reports were read and accepted, the New Drafts read twice and tomorrow assigned.

Ought to Pass with Committee Amendment

Mrs. Lincoln from the Committee on Claims on Resolve to Reimburse Wayne Smith of East Dixfield for Loss of Sheep (H. P. 735) (L. D. 1058) 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. 735, L. D. 1058, Re-

solve, to Reimburse Wayne Smith of East Dixfield for Loss of Sheep.

Amend said Resolve by striking out all of the first paragraph and inserting in place thereof the following:

'Wayne Smith: reimbursed.

Resolved: That there is appropriated from the Dog Tax Account the sum of \$82.50 to reimburse Wayne Smith of East Dixfield as a full and final settlement of his claim against the State for loss of sheep killed by bears.'

Committee Amendment "A" was adopted and the Resolve assigned for second reading tomorrow.

Mr. Beliveau from the Committee on Legal Affairs on Bill "An Act to Allow the State of Maine to Arbitrate Disputes in Contracts" (H. P. 517) (L. D. 804) 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. 517, L. D. 804, Bill, "An Act to Allow the State of Maine to Arbitrate Disputes in Contracts."

Amend said Bill in the 8th line (6th line in L. D. 804) by striking out the underlined word "**may**" and inserting in place thereof the underlined word '**shall**'

Further amend said Bill by adding at the end (same in L. D. 804) the following underlined paragraph:

'Nothing in this section shall apply to the construction, improvement or repair of any and all ways, roads and bridges with appurtenances which, by law, are under the supervision of the State Highway Commission.'

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

Passed to Be Engrossed

Bill "An Act Appropriating Funds for Administration of Bureau of Public Administration

at University of Maine" (H. P. 459) (L. D. 672)

Bill "An Act Authorizing Long Term Semi-permanent Registration Plates for Certain Semi-trailers" (H. P. 1099) (L. D. 1565)

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

Amended Bills Third Reader Tabled and Assigned

Bill "An Act relating to Trespass on Unimproved Land Devoted to Preservation of Wildlife" (S. P. 177) (L. D. 367)

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

(On motion of Mr. Hennessey of West Bath, tabled pending passage to be engrossed and specially assigned for Wednesday, April 12.)

Third Reader Amended

Bill "An Act relating to School Entrance Age Requirements" (S. P. 213) (L. D. 476)

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

Mrs. Baker of Winthrop offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to S. P. 213, L. D. 476, Bill, "An Act Relating to School Entrance Age Requirements."

Amend said Bill by striking out all of the 2nd, 3rd and 4th paragraphs (same in L. D. 476) and inserting in place thereof the following:

"In the public schools of the State only those children boys who are or will become 6 years of age on or before October 15th June 1st of the school year and only those girls who are or will become 6 years of age on or before September 1st of the school year shall be admitted to grade one, except that in the case of multiple births of mixed sexes, the children may be entered at the eligible entrance age of the girl at the parents' request.

In schools which offer a one year childhood education program prior to grade one kindergarten program, only those children boys who will be 5 years of age on or before October 15th June 1st of the school year and only those girls who will be 5 years of age on or before September 1st of the school year shall be admitted, except that not more than 5 pilot programs related to school entrance age may be administered locally with approval of the State Board of Education during the 1965-66, 1966-67 school years only. Grade one age limitations shall not apply to children participating in those pilot programs except that in the case of multiple births of mixed sexes, the children may be entered at the eligible entrance age of the girl at the parents' request.

In schools which offer a 2 year childhood education program prior to grade one kindergarten and pre-kindergarten program, only those children boys who will be 4 years of age on or before October 15th June 1st of the school year and only those girls who will be 4 years of age on or before September 1st of the school year shall be admitted, except that in the case of multiple births of mixed sexes, the children may be entered at the eligible entrance age of the girl at the parents' request.

House Amendment "A" was adopted.

Mr. Quimby of Cambridge offered House Amendment "B" and moved its adoption.

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

HOUSE AMENDMENT "B" to S. P. 213, L. D. 476, Bill, "An Act Relating to School Entrance Age Requirements."

Amend said Bill by adding at the end a new section as follows: (same in L. D. 476)

'Sec. 3. R. S., T. 20, § 859, amended. Section 859 of Title 20 of the Revised Statutes, as amended, is further amended by adding at the end, a new paragraph, as follows:

Notwithstanding the provisions of this section, children transferring from other states, who have been legally enrolled in public

kindergarten or grade one, may be admitted to that grade level upon agreement of the superintending school committee or board of directors and the parents or guardians. Grade one limitations shall not apply to such transferees.'

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

Bill "An Act relating to Board of Trustees of Searsport Water District" (H. P. 805) (L. D. 1181)

Was 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.

Third Reader Tabled and Assigned

Bill "An Act relating to Reregistration of Motor Vehicles of Maine Residents Purchased in Foreign Countries or Out of State" (H. P. 818) (L. D. 1194)

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

(On motion of Mr. Dunn of Denmark, tabled pending passage to be engrossed and specially assigned for Friday, April 7.)

Orders of the Day

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

Bill "An Act to Create Uniform Fishing Relations on all Boundary Waters between State of Maine and Province of New Brunswick" (H. P. 358) (L. D. 505)

Tabled—March 29, by Mr. Dickinson of Mars Hill.

Pending—Adoption of Committee Amendment "A". (H-112)

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

Mr. DICKINSON: Mr. Speaker and Members of the House: This bill would place special restrictions on all international waters between Maine and Canada.

I believe it is a Fish and Game Department bill, and I also believe it to be a peace offering to New Brunswick's Fish and Wildlife Branch, Department of Lands and Mines, to counteract effects of unfortunate actions of one warden. I would refer to remarks made by the gentleman from Houlton, Mr. Lycette, and those of yours truly relative to unusual technique of one Inland Fish and Game warden. It so happens that I live in his district.

This situation recalls the Webster-Ashburton story, and the interpretation of some that Mr. Webster was out-traded by Mr. Ashburton. It has been contended that the St. John River should have been the International Boundary to its confluence with the ocean at St. John. However, there was a departure from the St. John River which constitutes the International Boundary along the northern end of Maine in an easterly direction from St. Francis, at Hamlin, where a north-south line was followed to a point of intersection with Monument Stream, about ten miles south of Houlton. This stream flows into North Lake which is the first of a chain of lakes flowing into St. Croix River which is the boundary to the point of confluence with the ocean between Calais and St. Stephen.

We have had a seasonal residence since 1946 in the Town of Orient on East Grand Lake, the largest in the chain of International waters. Until 1965, a "hands across the border" environment such as that existing between Calais and St. Stephen about which much has been written as a contrast to the situation prevailing with international boundaries in other countries. Both Canadians and U. S. citizens fished anywhere on the water.

I think you recall news reports in May 1965, about Canadian wardens apprehending and imposing fines on U. S. citizens who allegedly were fishing on the Canadian side of the channel, or technical international boundary. Obviously, this act was motivated by unusual technique of our warden who had apprehended Canadian children to

tell them that they were in violation of Customs regulations, and subject to loss of their boats and motors if he observed their boats at a dock on the Maine side again.

A conference between Fish and Game department heads and New Brunswick's Fish and Wildlife Branch followed, to avoid breach of good relations which previously existed, and a trade was made to revise fish and game regulations to conform with Canadian regulations, such as changing opening dates, daily limits, and a general departure from our general laws.

In my opinion this bill would constitute a repeat of being out-traded. Therefore, I move indefinite postponement of the bill and accompanying papers, and I request that when a vote is taken it be by division. Thank you.

The SPEAKER: The pending question is the motion of the gentleman from Mars Hill, Mr. Dickinson, that item 1 be indefinitely postponed.

The matter before the House is Committee Amendment "A". Does the Chair understand the gentleman is indefinitely postponing Committee Amendment "A"?

Mr. DICKINSON: Mr. Speaker, it is my intent to indefinitely postpone the bill and all its accompanying papers.

The SPEAKER: The pending question is the motion of Mr. Dickinson of Mars Hill to indefinitely postpone Committee Amendment "A". Is this the pleasure of the House?

The motion prevailed.

The SPEAKER: The Chair now understands that the gentleman from Mars Hill, Mr. Dickinson, moves indefinite postponement of the Bill.

The Chair recognizes the gentleman from Lewiston, Mr. Gaudreau.

Mr. GAUDREAU: Mr. Speaker, I move this be retabled until Friday, April 7.

The SPEAKER: Tabled until Friday April 7.

For what purpose does the gentleman rise?

Mr. DICKINSON: To request a division on the tabling motion.

The SPEAKER: A vote has been requested on the tabling motion, and the pending question is the motion of the gentleman from Lewiston, Mr. Gaudreau, that this matter be tabled until Friday, April 7, pending the motion of Mr. Dickinson of Mars Hill to indefinitely postpone. All those in favor of tabling will vote yes; those opposed will vote no, and the Chair opens the vote.

A vote of the House was taken.

60 having voted in the affirmative and 64 having voted in the negative, the motion to table did not prevail.

The SPEAKER: Is the House ready for the question? The pending question is the indefinite postponement of this bill. All those in favor of indefinite postponement will vote yes; those opposed will vote no, and the Chair will order a vote.

A vote of the House was taken.

89 having voted in the affirmative and 34 having voted in the negative, the motion for indefinite postponement prevailed.

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

Mr. DICKINSON: Mr. Speaker, in order to expedite this motion I now move that we reconsider our action, and hope that you will vote against me.

The SPEAKER: The gentleman from Mars Hill, Mr. Dickinson, now moves that the House reconsider its action whereby it indefinitely postponed this bill.

The same gentleman then asked for a division.

The SPEAKER: A vote has been requested.

The Chair recognizes the gentleman from Lewiston, Mr. Gaudreau.

Mr. GAUDREAU: Mr. Speaker and Ladies and Gentlemen of the House: There has been a lot of conflict between the borders on the fishing, fishermen who go in, and they don't know on which side they are; one side they're not in violation, they fish a little further and they are in violation subject to the Canadian laws. The Fish and Game Department has worked quite a while to try to come to

some compromise to get a uniform fishing, and I hate to see this bill go down the drain without somebody getting up and trying to explain their position. So, I hope that the motion to indefinitely postpone does not prevail.

The SPEAKER: The Chair recognizes the gentleman from Glenburn, Mr. Cookson.

Mr. COOKSON: Mr. Speaker, Ladies and Gentlemen of the House: I was late getting back in here and I didn't get the first of this, but I too am very interested in this bill. It has had a very good hearing, there is a definite problem up there between the two countries on the river and lakes on the boundary, and I do wish that somebody would attempt again to table this until one week from today.

The SPEAKER: The pending question is the motion of the gentleman from Mars Hill, Mr. Dickinson, to reconsider the indefinite postponement of this bill.

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

Mr. DICKINSON: I would hope that my position in that location up there would qualify me to explain this bill. I would still stick to my original motion and to clarify the situation I request that it be—that is my motion for reconsideration, and request that members vote against me, or vote no.

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

Mr. JALBERT. Mr. Speaker and Members of the House: I move this item lie on the table until a week from today.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, moves that this be tabled until Wednesday, April 12, pending the motion to reconsider.

For what purpose does the gentleman rise?

Mr. DICKINSON: I request a division on this tabling motion.

The SPEAKER: A vote has been requested on the tabling motion. The pending question is the motion of the gentleman from Lewiston,

Mr. Jalbert, that this be tabled until Wednesday, April 12, pending the motion of the gentleman from Mars Hill, Mr. Dickinson, to reconsider our action whereby this matter was indefinitely postponed. All those in favor of tabling the motion of reconsideration will vote yes; those opposed will vote no, and the Chair opens the vote.

A vote of the House was taken.

72 having voted in the affirmative and 52 having voted in the negative, the tabling motion did prevail.

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

Bill "An Act Establishing Two Zones for Open Season on Deer" (S. P. 3) (L. D. 6) (In Senate, passed to be engrossed as amended by Senate Amendment "A") (S-32)

Tabled—March 29, by Mr. Birt of East Millinocket.

Pending—Passage to be engrossed.

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

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

Bill "An Act relating to Reimbursement for Driver Education and Special Education" (H. P. 310) (L. D. 444) (In House, passed to be engrossed without Amendment) (In Senate, passed to be engrossed as amended by Senate Amendment "A" in non-concurrence) (S-30)

Tabled—March 29, by Mr. Richardson of Stonington.

Pending—Further consideration.

On motion of Mr. Richardson of Stonington, retabled pending further consideration and specially assigned for Thursday, April 6.

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

SENATE REPORT "A" (5) — Ought to Pass—Committee on In-

land Fisheries and Game on Bill "An Act Repealing Bounty on Bobcat and Canada Lynx" (S. P. 47) (L. D. 37)—REPORT "B" (5)—Ought Not to Pass. (In Senate, indefinitely postponed)

Tabled—March 30, by Mr. Haynes of Camden.

Pending—Motion of Mr. Birt of East Millinocket to accept Report "B".

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

Mr. BIRT: Mr. Speaker and Members of the House: I had some questions on this bill which are going to be covered by an amendment which will later be introduced, and so I would like to move to withdraw my motion to accept the Report "B" and then will move to accept Report "A".

Thereupon, Mr. Birt of East Millinocket was granted permission to withdraw his motion to accept Report "B".

Report "A" "Ought to pass" was then accepted in non-concurrence and the Bill read twice.

The SPEAKER: The Chair recognizes the gentleman from Camden, Mr. Haynes.

Mr. HAYNES: Mr. Speaker, I offer House Amendment "B" and move its adoption.

The SPEAKER: The Chair would inquire if the gentleman has had it reproduced?

Mr. HAYNES: This has been turned in for reproduction. It has not been distributed yet.

Thereupon, on motion of Mr. Richardson of Cumberland, tabled pending reproduction of House Amendment "B" and assigned for later in today's session.

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

HOUSE MAJORITY REPORT (6)—Ought Not to Pass—Committee on Liquor Control on Bill "An Act relating to Hours of Sales of Liquor" (H. P. 594) (L. D. 824)—MINORITY REPORT (3)—Ought to Pass.

Tabled—March 30, by Mr. Hichens of Eliot.

Pending—Acceptance of either Report.

The SPEAKER: The Chair recognizes the gentleman from Eliot, Mr. Hichens.

Mr. HICHENS: Mr. Speaker and Members of the House: This bill states that the hours of selling or delivering liquor shall be in the prevailing local time. For some many years it has been a State law, more recently it has been a Federal law, that Daylight Saving Time shall prevail in certain months of the year. In the State of Maine, it is stated from the last Sunday of April until the last Sunday of October. All of our industries, our transportation facilities, and every other means in the State as far as I know, go along with this law, except the liquor industry. We have taverns, we have bar-rooms, who under the present law can keep open an hour later because it so states of Eastern Standard Time.

I believe that this is an indirect violation of State law and that but for the slight additional income of a very few who operate these places that we are having serious results within our State, to traffic problems, to the idea of parents getting home later to their homes, their children, their responsibilities, and also for the many moral problems that arise. I also believe that this is in violation of our Sunday Liquor Law which states that no liquor shall be sold or transported for twenty-four hours on Sunday. That law, in my opinion, is the prevailing law of our Daylight Saving Time.

For these and for many other reasons, I urge you to accept the Minority Report on this bill.

The SPEAKER: The gentleman from Eliot, Mr. Hichens, moves that the House accept the Minority "Ought to pass" Report.

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

Mr. COTE: Mr. Speaker and Members of the House: This bill received a 6 to 3 Majority "Ought not to pass" Report from the Committee on Liquor Control. This would hurt our beaches, our summer people who've come here.

travelled through the State of Maine, and it would deny this extra hour that they have been enjoying now for the past eight or ten years, and I think it would be very detrimental to our recreation industry, and I feel that it would greatly hinder, further hinder the Department of Economic Development.

I would like to move that this bill and its accompanying papers be indefinitely postponed.

The SPEAKER: The gentleman from Lewiston, Mr. Cote, now moves that the Reports and Bill be indefinitely postponed on item 5, Bill "An Act relating to Hours of Sales of Liquor." Is the House ready for the question? All those in favor of indefinite postponement of both Reports and Bill will say aye; those opposed will say no.

A *vivi voce* vote being doubted by the Chair, a vote of the House was taken.

69 having voted in the affirmative and 56 having voted in the negative, the motion to indefinitely postpone prevailed.

Sent up for concurrence.

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

Bill "An Act Reclassifying Certain Inland Waters of the Saco River Basin" (S. P. 164) (L. D. 335) (In Senate, passed to be engrossed)

Tabled—March 30, by Mr. Dunn of Denmark.

Pending—Passage to be engrossed.

The SPEAKER: The Chair recognizes the gentleman from Kennebunkport, Mr. Pendergast.

Mr. PENDERGAST: Mr. Speaker and Members of the House: I offer an Amendment under Filing H-135 to L. D. 335 and move its adoption and would speak briefly to my motion.

The SPEAKER: The gentleman from Kennebunkport, Mr. Pendergast, offers House Amendment "A" and moves its adoption.

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

HOUSE AMENDMENT "A" to S. P. 164, L. D. 335, Bill, "An Act

Reclassifying Certain Inland Waters of the Saco River Basin."

Amend said Bill, in the Title, by inserting at the end before the period the words 'and Mousam River Basin'

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

'Sec. 3. R. S., T. 38, §368, amended. Subsection 6 of that part of section 368 of Title 38 of the Revised Statutes, which relates to waters captioned **Mousam River Basin**, is amended to read as follows:

6. Mousam River, Middle Branch, from bridge near Yeaton Hill to junction with West Branch—Class B-2.'

House Amendment "A" was adopted.

The SPEAKER: The Chair recognizes the same gentleman.

Mr. PENDERGAST: Mr. Speaker and Ladies and Gentlemen of the House: I would speak briefly to my motion. During the last session of the Legislature I was requested by the York County Commissioners to sponsor legislation which would enable the County to borrow money to construct a sewage system to take care of the waste material from the Court House and jail in Alfred, Maine, as the Water Improvement Commission had told the County that they were in violation in polluting the Middle Branch of the Mousam River in Alfred.

I was requested a short time ago by the present County Commissioners after the cloture date in this session to upgrade this stream as the construction of this sewage plant will be completed by September when this bill would become law. And for this reason I move this bill be passed to be engrossed.

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

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

Bill "An Act relating to Abandonment of Highways" (S. P. 340) (L. D. 873) (In Senate, passed to be engrossed as amended by Committee Amendment "A") (S-34)

Tabled — March 30, by Mr. Bragdon of Perham.

Pending — Passage to be engrossed.

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

Mr. BRAGDON: Mr. Speaker and Members of the House: I offer House Amendment "A" to L. D. 873, and move its adoption. After the reading of the amendment I would possibly like to speak briefly.

The SPEAKER: The gentleman from Perham, Mr. Bragdon, offers House Amendment "A" and moves its adoption.

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

HOUSE AMENDMENT "A" to S. P. 340, L.D. 873, Bill, "An Act Relating to Abandonment of Highways."

Amend said Bill by striking out all of the Title and inserting in place thereof the following Title: 'AN ACT Relating to Limited-user Highways.'

Further amend said Bill by striking out everything after the amending clause and inserting in place thereof the following: '\$2068. Limited-user Highways

Where any public highway, road, street, town or county way, but not including roads or ways under the jurisdiction of the State Highway Commission, shall, after public notice, be found by the municipal officers of cities and towns with regard to such ways located within their respective boundaries, in organized territory, and the county commissioners in the case of such ways, located within their jurisdiction, in unorganized territory, to be of limited use and value to the traveling public, said city, town or county shall not be required to expend any further public funds on such ways, but such ways shall be deemed public ways, and not abandoned and the general public shall have the right to use same, and any person, firm, corporation or association may expend their funds for the upkeep of same on a purely voluntary basis. No city, town or county shall be liable for defects in such ways, and the determination of limited use

shall not impair the right of any public utility or other person or corporation having facilities lawfully located within any such way from continuing to operate, maintain and repair such facilities within such ways. A finding of limited use shall not be deemed to be a discontinuance.'

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

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

An Act relating to Use of Dealer Registration Plates (H. P. 124) (L. D. 150)

Tabled—March 30, by Mr. Crosby of Kennebunk.

Pending—Passage to be enacted.

The SPEAKER: The Chair recognizes the gentleman from Sidney, Mr. Drummond.

Mr. DRUMMOND: Mr. Speaker and Members of the House: I'm sure we've already discussed L. D. 150 quite a bit, so I'm going to be very brief.

L. D. 1533 is steam-rolling along and if passed will repeal and replace this and the rest of the dealer plate laws. I doubt very much if there is a member of this House this morning who has been contacted by anybody other than the members of the third house or dealers concerning this bill. The people other than dealers in my area think that the dealers are already getting away with a lot, and more than fifty percent of the dealers in my towns don't want this bill passed.

I wonder why I should get a call at eleven o'clock at night from a fellow Rotarian saying that he has received a call from a dealer in a town fifty miles away, asking him to get hold of that "so-and-so" of a Drummond to get him to stop this bill. Once more I say if we pass L. D. 150, and we are doing so, for 387 new car dealers in this State, this will do absolutely nothing for the public, and it will be a detriment to the public.

Please give this plenty of consideration before you vote. Therefore I move that we indefinitely postpone this bill and all its accompanying papers, and I hope you will join me in the interest of fair play to all. Thank you.

The SPEAKER: The gentleman from Sidney, Mr. Drummond, now moves that Bill "An Act relating to Use of Dealer Registration Plates, House Paper 124, L. D. 150, be indefinitely postponed.

The Chair recognizes the gentleman from Kennebunkport, Mr. Pendergast.

Mr. PENDERGAST: Mr. Speaker, as the piece of legislation that Mr. Drummond mentioned a moment ago has its public hearing next Thursday, I would table this matter until next Friday, please, week from Friday.

The SPEAKER: The pending question is indefinite postponement of item 8.

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

Mr. JEWELL: Mr. Speaker and Ladies and Gentlemen of the House: I rise to support the motion of the gentleman from Sidney, Mr. Drummond, and I would like to make a few remarks of my own.

Last week I went down to see the Attorney General; I wanted to ask him whether this bill conformed with the law or not, and he assured me that it did. He also told me that it was a bad bill and by using the words "nominal service charge" was just a slick way of getting around the law, against dealers hiring cars and using their dealer plates.

In all my dealings with automobile dealers, I found that most of them are sharp, shrewd businessmen, and they're doing business for just one purpose—and that is to make money. And when they loan a car free of charge to a customer, that's good business too; they expect that these—the only reason that they're doing this is to keep him coming back, buying more cars, getting his car serviced and getting it repaired, and on an average he probably makes

three or four hundred dollars a year profit. So, it's a very small thing to my mind, to let the customer have a car free of charge perhaps one or two days a year.

Now, it's been mentioned several times that this was only permissive legislation, that the dealer could charge for this car or not—just as he liked. By the same token, he doesn't have to loan a car free of charge to these people who he claims are always misusing his cars. And I found out the last week or so, that we have about twenty-five hundred service station operators in the State, and it seems as if there's quite a few of those people who want to get on the bandwagon. They'd like to have some dealers' plates. They generally have a few cars around that they want to sell—many of you have seen them, and they generally have a wrecker and a pick-up truck, and they perhaps own a car of their own. If this Act is passed they can get dealers' plates at very little cost, and the car, they won't have to pay any sales tax, they're going to be in the car business, they can buy a secondhand car and not pay any sales tax, any excise tax, any registration; and ninety-five percent of these service station operators who go into this business, which I think they will, we're going to have about eighteen hundred more dealers' plates on the road that will drop in another loss of another \$150,000 to the State and the towns. And when you figure up the whole business, new automobile dealers, secondhand dealers, service station operators, it's going to figure around \$400,000 that the State, the municipalities are going to be losing in sales taxes, registrations, and excise taxes, and this of course will all go to a few automobile dealers.

It always seems as if we're searching for new ways to raise money, and it doesn't seem to me it makes sense to pass this bill, and in this case, it seems to me that this whole bill is just a matter of dollars and cents. In this case I would spell cents s-e-n-s-e, and when the vote is taken I move it be taken by a roll call.

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

Mr. JALBERT: Mr. Speaker, I would pose a question through the Chair to the gentleman from Monticello, Mr. Jewell, and he can answer if he chooses. Am I to understand that the Attorney General told him that this was a bad bill?

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, poses a question through the Chair to the gentleman from Monticello, Mr. Jewell, who may answer if he chooses.

Mr. JEWELL: Absolutely right.

Mr. JALBERT: For an obvious reason I move that this be tabled until a week from Friday.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, moves that this matter be tabled until Friday, April 14, pending the motion of the gentleman from Sidney, Mr. Drummond, to indefinitely postpone.

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

Mr. JEWELL: Mr. Speaker, I'll ask for a vote on this.

The SPEAKER: A vote has been requested on the tabling motion. All those in favor of this matter being tabled until Friday, April 14, will vote yes; those opposed will vote no, and the Chair opens the vote.

A vote of the House was taken.

44 having voted in the affirmative and 81 having voted in the negative, the motion to table did not prevail.

The SPEAKER: Is the House ready for the question? The question before the House now is the motion of the gentleman from Sidney, Mr. Drummond, that item 8, An Act relating to Use of Dealer Registration Plates, House Paper 124, L. D. 150, be indefinitely postponed. A roll call has been requested. For the Chair to order a roll call it must have the expressed desire of one fifth of the members present. All those desiring a roll call will vote yes; those opposed will vote no, and the Chair opens the vote.

A vote of the House was taken.

90 having voted in the affirmative and 32 having voted in the negative, a roll call was ordered.

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

Mr. JALBERT: Mr. Speaker, on two occasions I have declared myself in favor of this measure. This morning, in my humble opinion, a new wrinkle has been introduced, wherein it concerns this bill. My only purpose to have made the motion that I made to table, was because to me in direct answer to the question as posed to my friend from Monticello, Mr. Jewell, that the Attorney General had voiced the definite opinion that this was a bad bill, I could not conceive of this approach. I think this is extremely serious, whether it would pertain to this bill or any other measure; whether this claim is true or not. I think this very definitely requires further explanation; I think this comment is of a very very fair nature, and before a vote is taken, in view of the fact that I am speaking on the motion, I presume, Mr. Speaker, that this reopens the problem all over again. For this reason, regardless of the pros and cons of the measure, for this reason and no other reason, I certainly hope, regardless of the time, that this matter will lie upon the table for further explanation, in view of the seriousness of the comment made.

The SPEAKER: The Chair recognizes the gentleman from Kennebunkport, Mr. Pendergast.

Mr. PENDERGAST: Mr. Speaker, as I said before and apparently I was out of order at the time, L. D. 1533 has a similar provision in it. This bill will be heard next Thursday before our Transportation Committee. I would respectfully request that this lie on the table until a week from Friday.

The SPEAKER: Is the House ready for the question? The question before the House is the indefinite postponement of this bill and a roll call has been ordered. For what purpose does the gentleman arise?

Mr. JALBERT: Mr. Speaker, to make a motion.

The SPEAKER: A roll call has been ordered by the House.

Mr. JALBERT: Mr. Speaker, I would make a motion that this roll call be tabled, roll call request which has been entertained be withdrawn for the purpose of a motion.

The SPEAKER: The gentleman may make his motion.

Mr. JALBERT: I move this item lie upon the table until a week from Friday.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, now moves this matter be tabled until Friday, April 14 pending the motion of the gentleman from Sidney, Mr. Drummond, to indefinitely postpone.

Mr. Jewell of Monticello requested a vote.

The SPEAKER: A vote has been requested. The Chair recognizes the gentleman from Kennebunk, Mr. Crosby.

Mr. CROSBY: Mr. Speaker, when I introduced—

The SPEAKER: The gentleman may not debate the tabling motion.

Mr. CROSBY: I do not intend to.

The SPEAKER: The gentleman may proceed. Does he wish to debate the time?

Mr. CROSBY: Mr. Speaker, I merely wish to go along with the gentleman from Lewiston, Mr. Jalbert in his tabling motion, because at the time—

The SPEAKER: The gentleman may not debate the tabling motion. All those in favor of tabling this matter "An Act relating to Use of Dealer Registration Plates," House Paper 124, L. D. 150, until Friday, April 14, pending the motion of Mr. Drummond of Sidney to indefinitely postpone will vote yes; those opposed to the tabling motion will vote no, and the Chair opens the vote.

A vote of the House was had.

70 having voted in the affirmative and 62 having voted in the negative, the tabling motion did prevail.

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

SENATE REPORT—Ought Not to Pass—Committee on Inland Fisheries and Game on Bill "An Act Prohibiting the Hunting of Muskrat, Mink, Otter and Fisher with Firearms or Bow and Arrow" (S. P. 6) (L. D. 12) (In Senate, Bill substituted for Report and passed to be engrossed as amended by Senate Amendment "A") (S-24)

Tabled—March 30, by Mr. Haynes of Camden.

Pending—Acceptance.

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

Mr. GAUDREAU: Mr. Speaker, has Senate Amendment "A" been read?

The SPEAKER: In order to have Senate Amendment "A" read, the House must first vote to substitute the Bill for the "Ought not to pass" Report. Does the gentleman so move?

Thereupon, on motion of Mr. Gaudreau of Lewiston, the House voted to concur with the Senate in substituting the Bill for the Report, and the Bill was read twice. Senate Amendment "A" was read by the Clerk.

Mr. Gaudreau of Lewiston offered House Amendment "A" to Senate Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to SENATE AMENDMENT "A" to S. P. 6, L. D. 12, Bill, "An Act Prohibiting the Hunting of Muskrat, Mink, Otter and Fisher with Firearms or Bow and Arrow."

Amend said Amendment by striking out all of the last 4 lines and inserting in place thereof the following:

"1-A. Mink. Whoever violates section 2362 shall be punished by a fine of not less than \$50 and costs and \$50 additional for each mink skin involved, or by imprisonment for not more than 90 days, or by both."

House Amendment "A" to Senate Amendment "A" was adopted.

Senate Amendment "A" as amended by House Amendment "A" thereto was adopted and the Bill assigned for third reading tomorrow.

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

Bill "An Act relating to Use of Power Boats on Big Nesowadnehunk (Sourdnahunk) Lake, Piscataquis County" (H. P. 1088) (L. D. 1555)

Tabled—March 31, by Mr. Dickinson of Mars Hill.

Pending—Passage to be engrossed.

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

Mr. DICKINSON: Mr. Speaker, Ladies and Gentlemen of the House: First, I would like to point out that I have no personal interest in the Sourdnahunks; I do not fish there. However, I am familiar with this remote area. This bill would prohibit use of motors over ten horsepower, and I am thinking of one, either resident or non-resident with larger boats which require horsepower more than ten, boats which have been registered, after travelling a great distance to fish only to find it impossible because of horsepower restrictions, and I have some serious reservations about attempting to prescribe the size of motors to be purchased by residents and non-residents. Therefore, I move indefinite postponement of this bill and request that the vote be by division.

The SPEAKER: The gentleman from Mars Hill, Mr. Dickinson, now moves indefinite postponement of this bill.

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

Mr. BIRT: Mr. Speaker, Ladies and Gentlemen of the House: I rise this morning in support of the motion of the gentleman from Mars Hill, Mr. Dickinson, and I would like to bring out several points on this particular bill.

In the first place, the size of the boats in relation to the size of the motors is not considered, and you could have a large motor on a small boat which would be an altogether different circumstance to a small motor on a large boat. Another factor is the licensing of motors, and this is the one that is probably brought out to me the more strongly up in the area where I come from. It is peculiar that at the present time the law says that all motors above ten horsepower have to be licensed, so for people who pay a fee for the licensing of their motor, they would not be allowed to use their motor on this lake.

I realize that there is some need of a form of policing on many of these lakes, but I certainly don't believe that the limiting of the size of the motors is the proper way to do it. I know that on the highways we have speedometers and we can limit the speed, but eventually there will probably have to be some policy developed, but at the present time this doesn't seem to be the way that this should be approached. This seems to be a bad precedent.

There is another item coming up a little further on in the calendar regulating boating which eliminates motors entirely on a very small lake that is adjacent to Big Sourdnahunk which is Little Sourdnahunk. If you were going to go to the extent of limiting motors, the size of them, it might be preferable to eliminate motors altogether on there, and I believe at the present time that the approach that has been suggested in the bill is not proper, and I would support the motion to indefinitely postpone.

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

Mr. CROMMETT: Mr. Speaker and Ladies and Gentlemen of the House: This bill was sponsored by me at the request of Mr. Emerson who owns Camp Phoenix on Sourdnahunk Lake. It has the backing and the endorsement of the Department of Inland Fisheries and

Game. It came out unanimous it ought to pass by the Committee on Inland Fish and Game. It is considered a conservation measure, conservation for the fish as well as human life, and as long as we have cowboys it certainly needs some policing, and we have the Bureau of Watercraft which regulates the use of motors on the inland waters. Certainly as I recall the remarks of my friend from Gardiner, Mr. Hanson, saying that he had a thirteen foot boat with an eighty-five horsepower motor, certainly I wouldn't want to ride in that, and talk about a nosedive, here if you were to open that up you would take a dive the wrong way; either way it wouldn't be very good, but I know the gentleman is prudent and wouldn't do such a thing as that. So, with the endorsement of the Department and the Committee, I would oppose the indefinite postponement of this bill.

The SPEAKER: The Chair recognizes the gentleman from Houlton, Mr. Lycette.

Mr. LYCETTE: Mr. Speaker, I feel motivated to say a few words in regard to this bill because I mentioned my objection to the gentleman from Mars Hill, Mr. Dickinson, I do not have a ten horsepower motor and I do not expect to go back to Big Nesowadnehunk because the road is narrow and the fire warden up there told me some of them took more beer than they took food, but there is a principle involved here, and I think that I may want to go fishing in some of the other lakes. Now I don't know what the objection is to this thing; if it is speed, you can take a ten horsepower motor or you can take a certain type of boat and put a ten horsepower motor on it and you can really travel. Now if we are talking about noise, in my travels up the Allagash and on the St. John and up through those waters, when you hear some of these small older motors coming you would think there were seventeen Indian devils in the trees after you, so you are not eliminating noise if you allow ten horsepower motors or under, and that's about all I have to say on it.

I say it is a principle and I feel that this lake in my judgment is around two and one-half or three miles long and I would guess that it is a mile wide, and when you get — how many lakes are there much larger than that, I mean the average lake is around that size, that's the only thing I have to say on it. I hope this bill will not pass.

The SPEAKER: The Chair recognizes the gentleman from Woolwich, Mr. Harvey.

Mr. HARVEY: Mr. Speaker, Ladies and Gentlemen of the House: It is the passing of this type of a bill that makes us the laughing stock of the State. There is no way possible that you can control speed by limiting horsepower. If one of you has got a skipjack a five horsepower on the back end of that thing and you can go thirty-five miles an hour, and they can cause more trouble with that little boat and that five horsepower motor than you can imagine, so I go along with the motion to indefinitely postpone this bill.

The SPEAKER: The Chair recognizes the gentleman from Belfast, Mr. Thompson.

Mr. THOMPSON: Mr. Speaker and Members of the House: I would like to say a few words in defense of this bill. Perhaps many of you have never visited Sourdnahunk Lake, but it is what I call a remote but accessible lake, remote because it is not near any center of population and accessible because there are several good gravel roads leading to it. I would like to read from the survey of the Inland Fisheries and Game Department of August, 1956, Sourdnahunk Lake should be managed exclusively for brook trout. It is one of the few large lakes where there are practically no feeding species and where other conditions are very favorable for brook trout production.

Now those of you who have never visited Sourdnahunk Lake, it is on the western boundary of Baxter State Park about fifty miles from Greenville and thirty-five miles from Millinocket and about the same from Patten. At the foot

of the lake is a large well-patronized public camp ground where a great many people come from far places to vacation and fish. There is also a sporting camp on the lake which caters to a clientele from many states who come to enjoy the fishing in this beautiful wilderness lake.

I suspect that among the people who come to the public campground there is an occasional large motor, and when dad comes in from fishing, junior wants to take a spin, and he is more interested in seeing how quick he can make it to the other end of the lake and back and perhaps on the way make a few figure eights and cut a few circles. Nothing can upset a fisherman any more than one of these cowboys with the throttle wide open and going nowhere.

I suppose this situation might be controlled by passing some kind of speed regulations, but that presents an enforcement problem. In order to enforce this it would probably require an officer to be assigned permanently during the summer months and in addition to that it is next to impossible to get sufficient evidence to bring about a conviction without expensive equipment, at least a motor as large as the one you are trying to catch.

Limiting the size of the motor to ten horsepower or less seems to me the most sensible way to preserve this beautiful lake for the enjoyment of most people. There are plenty of lakes in the area where fast boats will not spoil the pleasure of the dedicated fisherman and others who seek a quiet and peaceful vacation.

The SPEAKER: The Chair recognizes the gentleman from Camden, Mr. Haynes.

Mr. HAYNES: Mr. Speaker, I would like to rise in support of the gentleman from Millinocket, Mr. Crommett. This bill was heard and given very careful consideration with all of these problems considered and I believe that this will be a good bill.

The SPEAKER: The Chair recognizes the gentleman from Glenburn, Mr. Cookson.

Mr. COOKSON: Mr. Speaker and Ladies and Gentlemen of the

House: As House Chairman of the Committee that put this out unanimous ought to pass. I must rise in support of the committee, I suppose. This is quite a unique lake in that there are all sorts of places in the area that they can race all they want to with boats. This is an exceptionally fine trout lake along with Little Sourdnehunk which is nearby, and we felt that it should have some protection, and this is what we have done and so we will stand with it.

The SPEAKER: The Chair recognizes the gentleman from Guilford, Mrs. White.

Mrs. WHITE: Mr. Speaker, I rise to concur with the statements of the gentleman from Belfast, Mr. Thompson, and I would further add that the best trout I have ever eaten in my life came from Sourdnehunk Lake, and if this is a measure to conserve that good lake and those good trout I am for it.

The SPEAKER: The Chair recognizes the gentleman from Fort Kent, Mr. Bourgoin.

Mr. BOURGOIN: Mr. Speaker and Members of the House: I would like to bring out a couple of points about the bill that we are presently discussing. We have a lot of non-residents that come in that territory and with various sizes of motors, and if they wish to use their motors decently they will not disturb the fishermen very much. Until we are ready to establish certain lakes in each locality, I mean in each County and preserve them for the fishermen, this bill should go down the drain, because we have a lot of non-residents coming in and they don't know about certain restrictions and fifty percent of them will be paying fines and leaving very much dissatisfied and not return back to Maine for their next vacations.

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

Mr. COTE: Mr. Speaker, I rise in support of indefinite postponement of this bill. I can just picture myself coming from another state, New Jersey, New York or

Pennsylvania, picking up a newspaper or a periodical advertising the State of Maine's recreation industry, they say we want you to come to Maine, but please leave your boat and motor at home, we won't tolerate them in our state, and I think that's what this amounts to. If you start with one or two lakes limiting them to small motors and pretty soon in the entire State of Maine you won't be able to get on any of our waters. If we are going to get people from out of state to come here, I think we should allow them the privileges of enjoying themselves.

Mr. Lewin of Augusta requested a vote.

The SPEAKER: A vote has been requested. The Chair recognizes the gentleman from Gardiner, Mr. Hanson.

Mr. HANSON: Mr. Speaker and Members of the House: I suppose in defense of the remarks of the gentleman from Millinocket, Mr. Crommett, that I was in the jet age, I had a jet boat or something, I would like to correct the record, that it is a sixteen foot boat with a fifty-five Homelite on it. I also own a fourteen foot Duratech with a ten horse motor which is used on it occasionally. You put these two boats out together and open them up and the small boat with the ten horse motor on it will go faster than my sixteen with the fifty-five horse motor on it.

I think it should be pointed out that a ten horsepower motor on a twelve foot boat will travel faster than a twenty-five horse motor on a fourteen foot boat, now I am speaking of aluminum boats. He mentioned conservation and so forth, I had the privilege of going fishing on one of our lakes down in Washington County in a canoe and that day I know that we caught over fifty fish. Naturally, they were not kept, but we had a great deal of fun, and in fact I became exhausted in catching fish and suggested that we return to camp.

I have no quarrel with the Fish and Game Committee or the Department or anything else. I think there should be a courtesy

extended to any of our visitors that come into Maine. It is advertised as has been mentioned before as a recreational state and so forth. I definitely support the motion to indefinitely postpone.

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

Mr. RICHARDSON: Mr. Speaker, I am a fisherman, I enjoy fishing, and I think one of the things that has been totally overlooked here and hasn't been mentioned is the fact that a little bit larger boat is far safer on rough water, and I would certainly support the motion for indefinite postponement just from the safety point of view.

The SPEAKER: The pending question is the motion of the gentleman from Mars Hill, Mr. Dickinson, to indefinitely postpone Bill "An Act relating to Use of Power Boats on Big Nesowadnehunk (Sourdnahunk) Lake, Piscataquis County," L. D. 1555. All those in favor of indefinite postponement will vote yes and those opposed will vote no, and the Chair will open the vote.

A vote of the House was had.

96 having voted in the affirmative and 33 having voted in the negative, the motion did prevail. Sent up for concurrence.

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

Bill "An Act to Establish and Appropriate Funds for a Youth Community Activities Section in the Department of Mental Health and Corrections" (S. P. 221) (L. D. 484) (In Senate, passed to be engrossed as amended by Senate Amendment "A") (S-45)

Tabled—March 31, by Mr. Harriman of Hollis.

Pending—Passage to be engrossed.

On motion of Mr. Harriman of Hollis, passed to be engrossed as amended by Senate Amendment "A" and sent to the Senate.

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

An Act Prohibiting the Use of Dogs for the Hunting of Wild Animals in Lincoln County (S. P. 189) (L. D. 424)

Tabled—March 31, by Mr. Lewis of Bristol.

Pending—Passage to be enacted.

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

Mr. LEWIS: Mr. Speaker and Members of the House: I tabled this bill last week because it involves Lincoln County, the County in which I live, and because of the fact that I received any number of telephone calls, letters and one petition in opposition to this bill. Now the opposition came primarily from bird hunters and rabbit hunters. I contacted the Department of Inland Fisheries and Game on two occasions, and it is surprising what one can learn by contacting the various departments here in Augusta. I found that in Lincoln County we also have an open season during October where the use of bow and arrow is allowed for hunting deer. I was more or less in a quandry regarding the definition of animal, and Mr. Marsh, Chief Warden, told me this morning that all birds are considered animals but all animals are not considered birds. Now that sounds logical to me because I couldn't conceive anybody considering an elephant a bird.

I think that there are too many discrepancies in this bill and I have contacted my friend, the Senator from Lincoln County, and she doesn't feel too strongly either way in regard to this bill. The Department of Inland Fisheries and Game told me that any conservation law was difficult to control and that in Mr. Marsh's opinion we would still have this trouble of dogs chasing deer during the open season. I would like at this time to ask for the indefinite postponement of this bill.

The SPEAKER: The question now before the House is the motion of the gentleman from Bristol, Mr. Lewis, that this bill be indefinitely postponed.

The Chair recognizes the gentleman from Woolwich, Mr. Harvey.

Mr. HARVEY: Mr. Speaker, I rise to make a few comments myself. I was asked to introduce this bill to start with, some fish and game clubs in Lincoln County, however, it not being my county I referred them to Mrs. Sproul or some of the representatives. The purpose of this bill was to get the dogs out of the woods during deer hunting season and to try to control the professional deer hunters who were using dogs. It is a well known fact that several people down in Lincoln County have got from thirty to fifty deer with a pack of dogs under the guise of hunting rabbits. I don't think this should be indefinitely postponed. I think an amendment could be adapted to this where the bird hunters could hunt for birds and so forth and this could be made something useful. I recommend this isn't indefinitely postponed, but tabled until an amendment can be added to make this a good bill. Thank you.

Thereupon, on motion of Mr. Cookson of Glenburn, tabled pending the motion of Mr. Lewis of Bristol to indefinitely postpone, and specially assigned for Friday, April 7.

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

An Act to Regulate Boating on Little Nesowadnehunk (Sourdnehunk) Lake, Piscataquis County (H. P. 447) (L. D. 622)

Tabled—March 31, by Mr. Scott of Presque Isle.

Pending—Passage to be enacted.

Thereupon, on motion of Mr. Scott of Presque Isle, passed to be enacted, signed by the Speaker and sent to the Senate.

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

An Act Prohibiting Hunting Deer with Certain Firearms (H. P. 31) (L. D. 51)

Tabled—March 31, by Mr. Harvey of Woolwich.

Pending—Passage to be enacted.

On motion of Mr. Shute of Farmington, the House voted to sus-

pend the rules and to reconsider its action of March 24 whereby the House voted to recede and concur with the Senate.

Mr. Shute of Farmington offered House Amendment "B" and moved its adoption.

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

HOUSE AMENDMENT "B" to H. P. 31, L. D. 51, Bill, "An Act Prohibiting Hunting Deer with Certain Firearms."

Amend said Bill by adding at the end before the period the following: **' , but not including the .22 cal. rim fire magnum'**

The SPEAKER: The Chair recognizes the gentleman from Woolwich, Mr. Harvey.

Mr. HARVEY: Mr. Speaker and Ladies and Gentlemen of the House: I would speak very briefly to this amendment, I would go along with it. It is the same amendment that I put on and was killed in the other House. For your education, in case this is again killed in the Senate, I will just give you a brief demonstration—

The SPEAKER: The Chair would interrupt the gentleman and remind him that he may not use the action of the other body to influence or govern the actions of this House. The gentleman may proceed.

Mr. HARVEY: Thank you sir. The two little culprits that the argument is all about is a little .22 long rifle cartridge which was referred to as having the same effects as an ice pick, this little fella here. Here is a cake of soap which is somewhere near the composition of the human body with an ice pick hole; you can just about see it. Now ladies and gentlemen how would you like to get hit with this? This is a .22 long rifle, this little fellow here. So don't go rushing home and say a .22 is nothing, we will buy it for our youngster and he can go out and shoot chickadees. That at fifty yards will kill a man or a deer just as quick as a high powered rifle in the hands of an expert, explosive action. And I might add

that this little carton of bullets doesn't have the same shocking power and isn't as powerful as these on this card. This is just a few as many others. These also should be outlawed. They are not deer bullets, but you can use it even with this bill the way it will be passed. Now here is a little .22 rim fire Magnum that everyone sneezed at, they probably never used it, they don't know what it will do. It's small but potent. That's what it will do to the human body, or an animal or a deer or a human, some of your self-defense weapons of the state police carry this with a hollow-point bullet, it will kill a man quicker than a .38 special will. They are no toys. By the same token that's a .38 special I just mentioned as carried by the state police, that's the hole it will make in game or man, a little straight hole right through. Now which would you rather be hit by? You've got a chance of living with this one; you've got no chance with the other one. There's the .45 Government, used in the armed forces, straight hole through your target, you've got a good chance of surviving. With a hole in you like the other why you don't have much of a chance. Here is a card of bullets, look at the size of those. None of those have the same penetration, ballistics or explosive action as the little .22 rim fire Magnum. Don't let size fool you. This is one of the most potent cartridges in the United States Armed Forces today, it's a 223. In many states this is outlawed, you can't use it for deer hunting. The range on this, effective killing range is five hundred yards, .22 caliber bullet. This is the old one, the 30.06. That will kill at a thousand yards. This is obsolete. Then we go to the little fella. Isn't it cute? Don't let it fool you. So one of the worst things in the woods are all these popular caliber bullets, there is eight millimeter, seven millimeter, 30.06, eight millimeter Mauser, and the little Carbines, but these are different. These are solid jackets. They were made to produce wounds and

casualties without killing. It takes four men to take care of one casualty on the battlefield. You can buy these by the hundreds, Army surplus bullets. They will produce a nice neat little hole through a deer and the deer won't even know he is hit and keep on going. These should be outlawed also. They should never be used on game.

These are what you find used in the Maine woods, we call them county guns, you can put on a ten power scope and shoot a deer from one county to the other. Aren't they beautiful? No need for them in the Maine woods, seven millimeter Magnum, 300 H&H Magnum, 448 and nine millimeter and so on and so forth. As far as I'm concerned you can outlaw those because you can be on one side of the forest and one of those bullets will penetrate the forest and kill you deader than heck. They're dangerous.

Now in relation to size, if someone holds you up a small bullet, don't be fooled by the size of the bullet, there's four. Looking at those you'd think the biggest one was the most powerful — it isn't. It's the least powerful. The one on this end, the bottleneck is the most powerful, and next to that is the 351 which is outlawed for deer hunting in the United States, and next to that is your great new caliber .44 Magnum which everyone raves about. However, that is not as powerful as the old 351 caliber. So if this comes back in the House again why I hope that you will go along — if this comes back in the House without this amendment which Mr. Shute has put on reluctantly, I will try to get it killed again, and here's another demonstration of this rim fire Magnum that I want excluded. I have cut the soap open so you can see it with a backstop of plywood, they say it blows up and has no effect, and there is the hole in the plywood ladies and gentlemen after it has opened and expanded and blown, there's your crater in your flesh and that would be the rib canyon of bones

and go out through the other side. So I hope you will go along with Mr. Shute's amendment and thank you very much for your interest, and if you want to know anything else about it, I sell books down there for \$3.98 apiece that cover ballistics.

The SPEAKER: Is it now the pleasure of the House that House Amendment "B" be adopted?

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

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

HOUSE REPORT — Ought to Pass — Committee on Indian Affairs on Bill "An Act relating to Compensation and Allowances for Members of the Indian Tribes at the Legislature" (H. P. 89) (L. D. 186)

Tabled — March 31, by Mr. Rideout of Manchester.

Pending — Acceptance.

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

Mr. RIDEOUT: Mr. Speaker, because of correspondence in transit and some further negotiations, I would respectfully request that this be tabled until April 12.

Thereupon, on motion of Mrs. Carswell of Portland, tabled pending acceptance and specially assigned for Wednesday, April 12.

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

SENATE REPORT — Ought Not to Pass — Committee on Sea and Shore Fisheries on Bill "An Act relating to Taking Herring by Use of Artificial Lights" (S. P. 307) (L. D. 746)

Tabled — April 4, by Mr. Watts of Machias.

Pending — Acceptance in concurrence.

Thereupon, the "Ought not to pass" Report was accepted in concurrence.

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

HOUSE REPORT — Ought Not to Pass — Committee on Transportation on Bill "An Act relating to Windshield Wipers on Motor Vehicles" (H. P. 927) (L. D. 1335)

Tabled — April 4, by Mr. Nadeau of Sanford.

Pending — Acceptance.

The **SPEAKER**: The Chair recognizes the gentleman from Sanford, Mr. Nadeau.

Mr. NADEAU: Mr. Speaker, Ladies and Gentlemen of the House: I move to substitute the bill L. D. 1335, for the report, and wish to speak on it briefly.

The **SPEAKER**: The gentleman from Sanford, Mr. Nadeau, moves that the House substitute the bill for the "ought not to pass" report on Bill "An Act relating to Windshield Wipers on Motor Vehicles." The gentleman may proceed.

Mr. NADEAU: Mr. Speaker, Ladies and Gentlemen of the House: I am fully aware of how busy we are, and I will not belate this. However, it has been said that our early childhood, that we hang onto our mother's apron-strings. That was a good suggestion in my opinion. However, the time has come when we must remember why the people voted for us—not to feather our nest — but to protect their rights and amend, pass and provide good legislation that favors the majority, not just a few.

I am greatly disturbed that even the lobbyists are allowed in executive sessions on certain committees. This we all know to be a fact. We must now stand on our own two feet. Let us take time and ask ourselves why we vote for or against certain things, why we vote for or against certain legislative documents.

I don't want to be here 'til next fall, nor can I afford to be, but we must allow more deliberation on certain bills.

I therefore ask all of you, you the learned majority of this body to exercise your rights granted to us and allow Maine to be a State,

to have on our own statutes the Uniform Code of the United States.

I have here in front of me the Uniform Code of the United States. This is simply what my bill wants us to do, to join the Uniform Code of the United States.

Mr. Slosberg stated that we don't have this on our statutes, and if you check your statutes you will see that he is correct. Mr. Stanton Weed, Director of the Motor Vehicle Department, agrees that this has been strictly an oversight, and it should be on the books. This is not just a statement, this is a fact.

I therefore submit House Amendment "A" to L. D. 1335, under Filing H-145, and move its adoption. This has been discussed and has the approval of the Motor Vehicle Department, and my final statement is: Let Maine and put Maine and let Maine join the Uniform Vehicle Code.

The **SPEAKER**: The question before the House is the motion of the gentleman from Sanford, Mr. Nadeau, to substitute the bill for the "Ought not to pass" report on Bill, "An Act relating to Windshield Wipers on Motor Vehicles" House Paper 927, L. D. 1335.

Mr. NADEAU: I request a vote.

The **SPEAKER**: A vote has been requested. Is the House ready for the question? All those in favor of substituting the bill for the report will vote yes; those opposed will vote no, the Chair opens the vote.

A vote of the House was taken. 99 having voted in the affirmative and 12 having voted in the negative, the motion prevailed.

The Bill was then given its two several readings.

Mr. Nadeau of Sanford then offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to H. P. 927, L. D. 1335, Bill, "An Act Relating to Windshield Wipers on Motor Vehicles."

Amend said Bill by adding at the end the following new paragraph:

'This section shall not apply to those tractors not equipped with windshields or to motorcycles.'

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

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

An Act Appropriating Moneys for Research Study of Pesticides (S. P. 582) (L. D. 1546)

Tabled—April 4, by Mr. Benson of Southwest Harbor.

Pending—Passage to be enacted.

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

Mr. HINDS: Mr. Speaker and Members of the House: I hope you go along with your vote of yesterday and do not enact this particular bill. I haven't said much on it during the session; however, I was earlier in the session in favor of some type of a study concerning the effects of DDT. However, after reading information sent to me recently by the University of Maine, I found out that there have been Federal studies and State studies on this subject and they have files full of information on this. They are continuing studies and I guess probably that's what this money might be used for to continue some of their other studies.

However, in the letter that was sent to our Majority Leader the Dean may have stressed that he would like to have \$30,000 rather than the \$10,000 that we are appropriating on this document. Personally, I would like to see us invest this \$10,000 in the Pesticides Control Board which controls this type of thing. The past Legislature has established the Pesticides Control Board and there are requests from them this year for money for limited staff to operate this Board and I would rather see us put this money into control of the use of DDT and other insecticides rather than just donate it for this particular purpose.

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

Mr. BRAGDON: Mr. Speaker, I do not intend to say any more on

this bill. I will simply call attention to the fact that this bill did originate in the Appropriations Committee and at the time it came out it had the unanimous support of that committee. Of course I recognize the right of any member to change their thinking in light of new developments, but at the time that we considered it, it did have the unanimous backing of the committee.

Thereupon, this being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken. 56 voted in favor of same and 62 against, and accordingly the Bill failed of enactment.

It was ordered placed on file and sent up for concurrence.

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

An Act relating to Notice of Removal of Name from the Voting List (S. P. 588) (L. D. 1553)

Tabled—April 4, by Mr. McMann of Bath.

Pending—Passage to be enacted.

Thereupon, passed to be enacted, signed by the Speaker and sent to the Senate.

The Chair laid before the House the matter tabled earlier in the day and later assigned:

Bill "An Act Repealing Bounty on Bobcat and Canada Lynx," (L. D. 37) (S. P. 47)

Tabled earlier in the day pending reproduction of House Amendment "B."

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

HOUSE AMENDMENT "B" to S. P. 47, L. D. 37, Bill, "An Act Repealing Bounty on Bobcat and Canada Lynx."

Amend said Bill in the Title by striking out the words "Bobcat and"

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

'R. S., T. 12, §2901, amended. Section 2901 of Title 12 of the Re-

vised Statutes, as revised, is amended to read as follows:

§ 2901. Bobcat

There shall be a bounty of \$15 for every bobcat and Canada lynx which is killed within the State, to be paid by the Treasurer of State to the person killing the same upon compliance with the following conditions. No bounty shall be paid unless the claimant, within 10 days after he has killed such animal, exhibits to the warden or warden supervisor in whose district the animal was killed the entire skin thereof, with the ears, nose and tail thereon in as perfect a state as when killed, except for natural decay, and signs a certificate under oath stating that he killed such animal and the time and place within the State. Such certificate must be approved by and bear the signature of the warden or warden supervisor in whose district the animal was killed, stating that he believes the cat to have been killed at the time and place stated therein, and the person claiming the bounty shall thereupon cut off the whole of the tail from the skin and forward the same to the commissioner, together with the claimant's certificate in the following form:

Claimant's Certificate

To the Commissioner of Inland Fisheries and Game:

I hereby certify that on the day of A. D., 19.... at in the State of Maine, I killed the bobcat or Canada lynx, the skin of which I now exhibit to you, and I claim the bounty allowed by law for killing the same.

Dated at this day of A. D., 19

(P. O. Address of Claimant)

..... Claimant

Subscribed and sworn to before me the day and year aforesaid.

Notary Public Justice of the Peace

It is believed that the cat was killed at the time and place stated herein.

This day of

.....

Game Warden

DEPARTMENT OF INLAND FISHERIES AND GAME

Augusta, Maine, 19....

I hereby certify that I have received from claimant, the tail of the bobcat or Canada lynx described in the foregoing certificate.

.....
For Inland Fish and Game
Commissioner

Note—Claim for bounty must be made within 10 days after the killing of the animal.

Upon receipt by the State Controller of a certificate from the commissioner showing that said commissioner has received the tail of the bobcat or Canada lynx from the claimant, said controller shall audit the claim for bounty and the same shall be paid forthwith by the Treasurer of State to the claimant from fines and penalties recovered and money received or collected under any provision of the inland fish and game laws or amendments thereof, or for sale of any seized or confiscated articles. After the foregoing funds have been exhausted, any further bounties shall be paid from the revenues of the Department of Inland Fisheries and Game.'

A viva voce vote being taken, House Amendment "B" was adopted and the Bill assigned for third reading tomorrow.

Mr. Jalbent was granted unanimous consent to briefly address the House.

Mr. JALBERT: Mr. Speaker and Members of the House: Four years ago today, along with the former Speaker of the House, Dana Childs, and others, I was privileged to attend a very fine ceremony—the wedding of our fine young lady, Kitty Hendricks, now Kitty Hendricks Carswell.

For she and Charles it has proven to be a — I know from seeing and observing, a very fine and happy union, and I know that the House joins me in wishing them well for forty more years. (Applause)

The Chair recognizes the gentlewoman from Portland, Mrs. Carswell.

Mrs. CARSWELL: Mr. Speaker, I thank the Members of the House. (Applause)

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

Mr. COTE: Mr. Speaker and Members of the House: I want to point out this morning that history was made in this House by the

gentleman from Woolwich, Mr. Harvey, when he introduced the first commercial in presenting a bill, and I hope that the other members take heed for the future and that we all are allowed at some time or other to present our own commercials. Thank you.

On motion of Mr. Richardson of Cumberland,

A d j o u r n e d until nine-thirty o'clock tomorrow morning.