

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, April 18, 1967

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

Prayer by the Rev. Mr. Cushman Bryant of Dover-Foxcroft.

The members stood at attention during the playing of the National Anthem by the Foxcroft Academy Band of Dover-Foxcroft.

The journal of the previous session was read and approved.

Conference Committee Report

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature on

Resolve in favor of the City of Augusta (H. P. 7) (L. D. 19) reporting that the House recede from its action whereby the Resolve was passed to be engrossed as amended by Committee Amendment "A" and from its action whereby Committee Amendment "A" was adopted, indefinitely postpone Committee Amendment "A", adopt Conference Committee Amendment "A" submitted herewith and pass the Resolve to be engrossed as amended by Conference Committee Amendment "A";

that the Senate recede from its action whereby it accepted Report "B" reporting "Ought not to pass" in non-concurrence and concur in the acceptance of Report "A", adopt Conference Committee Amendment "A" and pass the Resolve to be engrossed as amended by Conference Committee Amendment "A" in concurrence.

(Signed)

Messrs. HUMPHREY of Augusta
HANSON of Gardiner

—Committee on part of House

Messrs. KATZ of Kennebec
JOHNSON of Somerset
DUQUETTE of York

—Committee on part of Senate

Report was read and accepted. The House receded from its action whereby the Resolve was passed to be engrossed and from its action whereby Committee Amendment "A" was adopted. Committee Amendment "A" was indefinitely postponed.

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

CONFERENCE COMMITTEE AMENDMENT "A" to H. P. 7, L. D. 19, Resolve, in Favor of the City of Augusta.

Amend said Resolve in the 2nd line (same in L. D. 19) by striking out the figure "\$36,000" and inserting in place thereof the figure '\$28,000'

Conference Committee Amendment "A" was adopted.

The Resolve was passed to be engrossed as amended by Conference Committee Amendment "A" in non-concurrence and sent up for concurrence.

Papers from the Senate

From the Senate:

Bill "An Act relating to Computation of State Aid for School Administrative District No. 12 (Jackman and Moose River Plt.)" (S. P. 598) (L. D. 1579)

Came from the Senate referred to the Committee on Education.

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

Reports of Committees Leave to Withdraw

Report of the Committee on Towns and Counties on Bill "An Act Increasing Payments to Kennebec County Law Library" (S. P. 353) (L. D. 937) reporting Leave to Withdraw.

Came from the Senate read and accepted.

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

Ought Not to Pass

Report of the Committee on Business Legislation reporting "Ought not to pass" on Bill "An Act relating to Purchase of M. S. B. Fund Shares by Trustees, Officers and Employees of Mutual Savings Banks" (S. P. 391) (L. D. 1024)

Report of the Committee on Towns and Counties reporting same on Bill "An Act relating to Automobile Mileage Allowable to County Commissioners" (S. P. 417) (L. D. 1046)

Came from the Senate read and accepted.

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

Covered by Other Legislation

Report of the Committee on Highways reporting "Ought not to pass" on Bill "An Act relating to Payments to the State by Municipalities for Winter Maintenance on State Highways" (S. P. 10) (L. D. 16), as covered by other legislation.

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 Judiciary reporting "Ought to pass" on Bill "An Act relating to Examination to Determine Sanity of Accused in the District Court" (S. P. 191) (L. D. 426)

Report of the Committee on Retirements and Pensions reporting same on Resolve to Increase Retirement Benefit for Susie H. Yeaton of Harrington (S. P. 278) (L. D. 658)

Report of the Committee on State Government reporting same on Bill "An Act relating to Unindorsed Checks of Recipients of Aid to the Aged, Blind and Disabled" (S. P. 346) (L. D. 930)

Report of same Committee reporting same on Bill "An Act relating to the New England Compact on Radiological Health Protection" (S. P. 482) (L. D. 1203)

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

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

Ought to Pass with Committee Amendment

Report of the Committee on Agriculture on Bill "An Act Revising Laws on Dealers in Poultry" (S. P. 420) (L. D. 1074) 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.

Amended in Senate

Report of the Committee on Legal Affairs on Bill "An Act to Clarify the Motor Vehicle Laws" (S. P. 115) (L. D. 264) 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" and Senate 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. Senate Amendment "A" was read by the Clerk and adopted in concurrence.

Tomorrow was assigned for third reading of the Bill.

Divided Report Tabled and Assigned

Majority Report of the Committee on State Government reporting "Ought not to pass" on Bill "An Act Increasing Compensation of Members of the Legislature" (S. P. 167) (L. D. 338)

Report was signed by the following members:

Mr. WYMAN of Washington
—of the Senate.
Messrs. DENNETT of Kittery
WATTS of Machias
Mrs. CORNELL of Orono
Messrs. RIDEOUT of Manchester
PHILBROOK
of South Portland
STARBIRD
of Kingman Township
—of the House.

Minority Report of same Committee on same Bill reporting

"Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Messrs. STERN of Penobscot
LUND of Kennebec
—of the Senate.
Mr. MARTIN of Eagle Lake
—of the House.

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

In the House: Reports were read. (On motion of Mr. Martin of Eagle Lake, tabled pending acceptance of either Report and specially assigned for tomorrow.)

**Non-Concurrent Matter
Tabled and Assigned**

Bill "An Act relating to School Entrance Age Requirements" (S. P. 213) (L. D. 476) which was passed to be engrossed as amended by Committee Amendment "A" and House Amendments "A" and "B" in non-concurrence in the House on April 5.

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

In the House: On motion of Mr. Nadeau of Sanford, tabled pending further consideration and tomorrow assigned.

**Non-Concurrent Matter
Tabled and Assigned**

Bill "An Act relating to Windshield Wipers on Motor Vehicles" (H. P. 927) (L. D. 1335) on which the House substituted the Bill for the "Ought not to pass" Report of the Committee on Transportation and passed the Bill to be engrossed as amended by House Amendment "A" on April 6.

Came from the Senate with the Report accepted in non-concurrence.

In the House: On motion of Mr. Nadeau of Sanford, tabled pending

further consideration and tomorrow assigned.

Orders

On motion of Mr. Hewes of Cape Elizabeth, it was

ORDERED, that Dennett Buettner of Cape Elizabeth be appointed to serve as Honorary Page for today.

On motion of Mr. Champagne of Fairfield, it was

ORDERED, that Dana Kyes of Skowhegan be appointed to serve as Honorary Page for today.

On motion of Mr. Robinson of Carmel, it was

ORDERED, that Allan Fitch of Ellsworth be appointed to serve as Honorary Page for today.

On motion of Mr. Jannelle of Scarborough, it was

ORDERED, that Valerie Barris and Victoria Paige of Scarborough be appointed to serve as Honorary Pages for today.

On motion of Mr. Brennan of Portland, it was

ORDERED, that Richard Nadeau and John Nadeau of Sanford be appointed to serve as Honorary Pages for today.

Mr. Benson of Southwest Harbor presented the following Order and moved its passage:

WHEREAS, modern society is dependent upon efficient communication and modern communication rests largely in the hands of our office secretaries; and

WHEREAS, the secretary has become more and more a key person in the operation of an office and has come to be depended upon not merely for a high level of technical skills in the operation of complex machines and in taking of shorthand, but also has been given responsibility for countless details; and

WHEREAS, the important role that secretaries play in the economic and governmental life of America has been recognized

by establishing the last week in April as Secretaries Week; and

WHEREAS, the Governor of the State of Maine, Kenneth M. Curtis, has proclaimed the period from April 23rd through April 29th as SECRETARIES WEEK and Wednesday, April 26, 1967, as SECRETARIES DAY in the State of Maine and has urged that the citizens of Maine pay tribute to the secretaries of our State, and to their constant improvement of the secretarial profession which has made it truly a silent partner in American Business, now therefore be it

ORDERED, the Senate concurring, that the Maine State Legislature recognize and pay tribute to secretaries everywhere and to the more than 24,823 members of the National Secretaries Association, the largest professional women's association, with chapters throughout the United States and Canada, and affiliate chapters in four foreign countries. (H. P. 1115)

The Order received passage and was sent up for concurrence.

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

Mr. McMANN: Mr. Speaker, I would inquire if House Paper 866, L. D. 1279, An Act Appropriating Moneys for the Continuing Activities of the Committee on Aging, is in possession of the House?

The SPEAKER: The Chair would advise the gentleman in the affirmative. We do have it.

Thereupon, on motion of the same gentleman, the House voted to reconsider its action of April 14 whereby the Bill was passed to be enacted.

On further motion of the same gentleman, the House voted to suspend the rules and to reconsider its action of April 7 whereby the Bill was passed to be engrossed.

Mr. McMann 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. 866, L. D. 1279, Bill, "An Act Appropriating Moneys for the Continuing Activities of the Committee on Aging."

Amend said Bill in the 3rd line after the enacting clause (2nd line in L. D. 1279) by striking out the figure "\$6,000" and inserting in place thereof the figure "\$8,000"; and by striking out all of the 3rd line from the end (same in L. D. 1279) and inserting in place thereof the following line:

'All Other	\$4,000	\$4,000'
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House Amendment "A" was adopted and the Bill passed to be engrossed as amended in non-concurrence and sent up for concurrence.

House Reports of Committees Leave to Withdraw

Mr. Ewer from the Committee on Labor on Bill "An Act relating to Overtime for Class A Restaurants, Restaurants and Other Eating Establishments Under Minimum Wage Law" (H. P. 1086) (L. D. 1554) reported Leave to Withdraw.

Mr. Hoover from same Committee reported same on Bill "An Act Permitting Public Employees to Organize but not to Strike" (H. P. 14) (L. D. 26)

Mrs. Wheeler from the Committee on Legal Affairs reported same on Bill "An Act relating to the Manufacture of Certain Electronic and Mechanical Devices" (H. P. 796) (L. D. 1174)

Reports were read and accepted and sent up for concurrence.

Mr. Martin from the Committee on State Government on Bill "An Act to Create a Commission to Commemorate the Sesquicentennial Anniversary of the State of Maine" reported Leave to Withdraw (H. P. 380) (L. D. 527)

Report was read.

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

Mr. JALBERT: Mr. Speaker, I've had three queries on this measure. I would like to leave the thought that this does not necessarily mean that there will be no such a bill come before you for

your consideration. Two days after I presented my bill I found out that my good friend, the gentleman from East Millinocket, Mr. Birt, had also indicated that he was going to present such a bill; I had no knowledge of it. So when I went to the committee hearing I asked the Committee to withdraw my bill in favor of his. Both bills have items in them that might be of interest to the Committee in their deliberations, and in that event I bow to the good gentleman from East Millinocket, Mr. Birt. I do now, I move the acceptance of the Report.

Thereupon, the Report was accepted and sent up for concurrence.

**Ought Not to Pass
Tabled and Assigned**

Mr. Bernard from the Committee on Election Laws reported "Ought not to pass" on Bill "An Act Determining Position of Names of Candidates on Primary Ballot and General Election Ballot" (H. P. 984) (L. D. 1426)

Report was read.

The SPEAKER: The Chair recognizes the gentleman from Norway, Mr. Henley.

Mr. HENLEY: Mr. Speaker and Members of the House: Inasmuch as the sponsor of this bill is absent, I would think it would be a good idea if someone would request that it be tabled.

Thereupon, on motion of Mr. Benson of Southwest Harbor, tabled pending acceptance of the Report and tomorrow assigned.

Mr. Bourgoin from the Committee on Election Laws reported "Ought not to pass" on Bill "An Act relating to Election of Constables in City of Westbrook" (H. P. 788) (L. D. 1150)

Mr. Henley from same Committee reported same on Bill "An Act to Clarify Certain Election Law Procedures" (H. P. 981) (L. D. 1423)

Mr. Jannelle from same Committee reported same on Bill "An Act Determining Position of Names of Nominees on General Election Ballot" (H. P. 982) (L. D. 1424)

Reports were read and accepted and sent for concurrence.

Tabled and Assigned

Mr. Jannelle from the Committee on Election Laws reported "Ought not to pass" on Bill "An Act Determining Position of Names of Candidates on Primary Ballots" (H. P. 983) (L. D. 1425)

Report was read.

The SPEAKER: The Chair recognizes the gentleman from Norway, Mr. Henley.

Mr. HENLEY: Mr. Speaker, and Members of the House: I believe that if someone would table this, for the same reason that the sponsor of this bill is absent.

Thereupon, on motion of Mr. Richardson of Cumberland, tabled pending acceptance of the Report and tomorrow assigned.

Mr. Ewer from the Committee on Labor reported "Ought not to pass" on Bill "An Act Repealing Laws Relating to Preference to Maine Workmen and Contractors and Minimum Wages in Public Improvements" (H. P. 518) (L. D. 730)

Same gentleman from same Committee reported same on Bill "An Act Establishing the Public Employees Arbitration Law" (H. P. 675) (L. D. 947)

Mr. Hoover from same Committee reported same on Bill "An Act relating to Elevators Used on Farms" (H. P. 66) (L. D. 91)

Same gentleman from same Committee reported same on Bill "An Act relating to Steam Engineers and Firemen" (H. P. 712) (L. D. 1007)

Mr. Baker from the Committee on Legal Affairs reported same on Bill "An Act Prohibiting Gasoline and Heating Oils from Being Transported in Same Tank Truck" (H. P. 618) (L. D. 874)

Mr. Beliveau from same Committee reported same on Bill "An Act relating to Right to Vote on Approval of Final Urban Renewal Plans" (H. P. 829) (L. D. 1237)

Reports were read and accepted and sent up for concurrence.

Tabled and Assigned

Mr. Cushing from the Committee on Legal Affairs reported "Ought not to pass" on Bill "An

Act to Require Fencing of Un-sightly Public Dumps" (H. P. 679) (L. D. 951)

Report was read.

(On motion of Mr. Benson of Southwest Harbor, tabled pending acceptance of the Report and tomorrow assigned.

Mr. Richardson from the Committee on Legal Affairs reported "Ought not to pass" on Bill "An Act relating to the Retention of Trading Stamps on Retail Purchases" (H. P. 849) (L. D. 1263)

Report was read and accepted and sent up for concurrence.

Tabled and Assigned

Mr. Philbrook from the Committee on State Government reported "Ought not to pass" on Resolve Proposing an Amendment to the Constitution Relating to Disqualification of Legislators for Crimes (H. P. 615) (L. D. 857)

Report was read.

(On motion of Mr. Hennessey of West Bath, tabled pending acceptance of the Report and specially assigned for Thursday, April 27.)

Covered by Other Legislation

Mr. Ewer from the Committee on Labor reported "Ought not to pass" on Bill "An Act Establishing the Police Officers Arbitration Law" (H. P. 755) (L. D. 1102), as covered by other legislation.

Mrs. Wheeler from the Committee on Legal Affairs reported same on Bill "An Act relating to Enforcing Law Requiring Mufflers on Motorboats" (H. P. 716) (L. D. 1011), as covered by other legislation.

Reports were read and accepted and sent up for concurrence.

Referred to Committee on Legal Affairs

Mr. Hawes from the Committee on Election Laws on Bill "An Act relating to School Committee and Elective Officers of City of Saco" (H. P. 786) (L. D. 1148) reported that it be referred to the Committee on Legal Affairs.

Report was read and accepted, the Bill referred to the Committee on Legal Affairs and sent up for concurrence.

Ought to Pass in New Draft New Drafts Printed

Mrs. Baker from the Committee on Legal Affairs on Bill "An Act relating to Voting Rights in Protestant Episcopal Church in the Diocese of Maine" (H. P. 1015) (L. D. 1480) reported same in a new draft (H. P. 1112) (L. D. 1581) under same title and that it "Ought to pass"

Mr. Beliveau from same Committee on Bill "An Act Authorizing the Leasing of Air Rights by Municipalities" (H. P. 526) (L. D. 757) reported same in a new draft (H. P. 1113) (L. D. 1582) under same title and that it "Ought to pass"

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

Tabled and Assigned

Mrs. Cornell from the Committee on State Government on Bill "An Act Requiring Constructed Public Buildings be Made Accessible to the Physically Handicapped" (H. P. 857) (L. D. 1270) reported same in a new draft (H. P. 1114) (L. D. 1583) under same title and that it "Ought to pass"

Report was read.

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

Mrs. CARSWELL: Mr. Speaker and Members of the House: For the purpose of allowing me the opportunity to study this redraft. I would hope that somebody would table this matter until the next legislative day.

Thereupon, on motion of Mrs. Cornell of Orono, tabled pending acceptance of the Report and tomorrow assigned.

Ought to Pass Printed Bills

Mr. Benson from the Committee on Health and Institutional Services reported "Ought to pass"

on Bill "An Act Repealing Law Relating to Medical Care Accumulation Fund" (H. P. 987) (L. D. 1428)

Mr. Binnette from same Committee reported same on Bill "An Act relating to Maternity Homes or Hospitals" (H. P. 485) (L. D. 698)

Same gentleman from same Committee reported same on Bill "An Act relating to Claims Against Estates of Deceased Recipients of Aid to the Aged, Blind and Disabled" (H. P. 690) (L. D. 971)

Mrs. Carswell from same Committee reported same on Bill "An Act Authorizing Positions for Casework Services to the Blind" (H. P. 649) (L. D. 902)

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

Tabled and Assigned

Mrs. Carswell from the Committee on Health and Institutional Services reported "Ought to pass" on Bill "An Act relating to Appropriation to Maine Institution for the Blind" (H. P. 667) (L. D. 922)

Report was read.

(On motion of Mr. Crosby of Kennebunk, tabled pending acceptance of the Report and specially assigned for Tuesday, April 25.)

Mrs. Carswell from the Committee on Health and Institutional Services reported "Ought to pass" on Bill "An Act relating to Earned Income of Recipients of Aid to the Aged, Blind or Disabled and Aid to Dependent Children" (H. P. 706) (L. D. 1001)

Mr. Gill from same Committee reported same on Bill "An Act relating to Compensation of Patients and Inmates at State Institutions" (H. P. 446) (L. D. 621)

Same gentleman from same Committee reported same on Bill "An Act Making Mandatory the Reporting of Blindness to the Department of Health and Welfare" (H. P. 887) (L. D. 1301)

Same gentleman from same Committee reported same on Bill "An Act Providing for Volunteer Services within Department of Health and Welfare" (H. P. 988) (L. D. 1429)

Mr. Noyes from same Committee reported same on Bill "An Act relating to State Prison Prisoners' Attendance at Funerals or Death-bed Visits" (H. P. 740) (L. D. 1063)

Mr. Soulas from same Committee reported same on Bill "An Act relating to Rules and Regulations of Department of Health and Welfare Regarding Health of Employees" (H. P. 888) (L. D. 1302)

Same gentleman from same Committee reported same on Bill "An Act relating to Practitioners of Funeral Service, Funeral Directors and Embalmers" (H. P. 989) (L. D. 1467)

Mrs. White from same Committee reported same on Bill "An Act relating to Application for Aid to Aged, Blind or Disabled" (H. P. 603) (L. D. 847)

Mrs. Baker from the Committee on Legal Affairs reported same on Bill "An Act Amending Incorporation of and Extending Charter of R. and T. Cement Railroad Company" (H. P. 715) (L. D. 1010)

Mr. Beliveau from same Committee reported same on Bill "An Act to Clarify the Purposes of Northeast District of the Unitarian Universalist Association" (H. P. 759) (L. D. 1106)

Mr. Conley from same Committee reported same on Bill "An Act relating to Trespass on Lands Appurtenant to State Colleges" (H. P. 795) (L. D. 1173)

Mr. Shaw from same Committee reported same on Bill "An Act relating to Limit to Hold Property of the East Livermore Camp-meeting Association" (H. P. 758) (L. D. 1105)

Mrs. Wheeler from same Committee reported same on Bill "An Act relating to Salaries of Board of Trustees of Brunswick Sewer District" (H. P. 761) (L. D. 1103)

Mr. Rideout from the Committee on State Government reported same on Bill "An Act relating to Municipal Expenses in District Courts" (H. P. 597) (L. D. 826)

Mr. Watts from same Committee reported same on Bill "An Act relating to Published Records of Vital Statistics Purchased by the State Library" (H. P. 378) (L. D. 525)

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

Ought to Pass with Committee Amendment

Mrs. Boudreau from the Committee on Election Laws on Bill "An Act relating to Time of Municipal Election in City of Westbrook" (H. P. 787) (L. D. 1149) 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. 787, L. D. 1149, Bill, "An Act Relating to Time of Municipal Election in City of Westbrook."

Amend said Bill in the 7th line (6th line in L. D. 1149) by striking out the underlined word "Monday" and inserting in place thereof the underlined word "Tuesday"

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

Mr. Noyes from the Committee on Health and Institutional Services on Bill "An Act relating to Qualifications of Superintendents at the State Hospitals for the Mentally Ill" (H. P. 935) (L. D. 1351) 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. 935, L. D. 1351, Bill, "An Act relating to Qualifications of Superintendents at the State Hospitals for the Mentally Ill."

Amend said Bill in the Title by striking out the words "Hospitals for the Mentally Ill" and inserting in place thereof the words "Hospitals for the Mentally Ill and Mentally Retarded"

Further amend said Bill by inserting at the beginning of the first line the underlined abbreviation and figure 'Sec. 1.'

Further amend said Bill by striking out everything after the amending clause and inserting in place thereof the following: "The head of each hospital shall be called the superintendent and shall be a qualified psychiatrist or qualified hospital administrator."

Sec. 2. R. S., T. 34, §2151, amended. The first sentence of the 2nd paragraph of section 2151 of Title 34 of the Revised Statutes is amended to read as follows:

The head of the Pineland Hospital and Training Center shall be called the superintendent and shall be a qualified psychiatrist or, pediatrician or qualified hospital administrator.'

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

Mr. Conley from the Committee on Legal Affairs on Bill "An Act Providing for Paid Holidays for Municipal Employees of the City of Lewiston" (H. P. 392) (L. D. 539) 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. 392, L. D. 539, Bill, "An Act Providing for Paid Holidays for Municipal Employees of the City of Lewiston."

Amend said Bill by adding at the end the following underlined sentence:

'The holiday pay scale for all members of the Lewiston fire department shall be 1/5 of their average weekly salary.'

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

Divided Report Tabled and Assigned

Majority Report of the Committee on Judiciary on Bill "An Act relating to Mental Illness as a Ground for Divorce" (H. P. 319) (L. D. 453) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Messrs. MILLS of Franklin
HILDRETH of Cumberland
HARDING of Aroostook
—of the Senate.
Messrs. HEWES of Cape Elizabeth
FOSTER of Mechanic Falls
BRENNAN of Portland
DAREY
of Livermore Falls
—of the House.

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

Report was signed by the following members:

Messrs. QUINN of Bangor
DANTON
of Old Orchard Beach
BERMAN of Houlton
—of the House.

Reports were read.

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

Mr. QUINN: Mr. Speaker, I move that this matter lie on the table until Friday, April 21.

The SPEAKER: For what purpose does the gentleman arise?

Mr. SHUTE of Farmington: To question the date of tabling.

The SPEAKER: The gentleman may debate the tabling time, and the gentleman from Bangor, Mr. Quinn, moves that this matter be tabled until Friday, April 21, pending acceptance of either report.

The gentleman may debate the time; he may not debate the motion.

Mr. SHUTE: Mr. Speaker, because of the sensitive nature of this bill, we suggest that it be tabled until one day of next week, when school is in session.

Thereupon, on motion of Mr. Richardson of Cumberland, tabled pending acceptance of either report and specially assigned for Tuesday, April 25.

Divided Report Tabled and Assigned

Majority Report of the Committee on Sea and Shore Fisheries reporting "Ought to pass" on Bill "An Prohibiting Hauling Lobster

Pots on Sundays" (H. P. 240) (L. D. 348)

Report was signed by the following members:

Messrs. BECKETT of Washington
YOUNG of Hancock
RENY of York
—of the Senate.

Messrs. PRINCE of Harpswell
MADDOX of Vinalhaven
LOWERY of Brunswick
BUNKER of Gouldsboro
WATTS of Machias
HENNESSEY of West Bath
—of the House.

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

Report was signed by the following member:

Mr. MILIANO of Eastport
—of the House.

Reports were read.

The SPEAKER: The Chair recognizes the gentleman from Harpswell, Mr. Prince.

Mr. PRINCE: Mr. Speaker and Ladies and Gentlemen of the House: I move that we accept the Majority "Ought to pass" Report.

The SPEAKER: The gentleman from Harpswell, Mr. Prince, moves the House accept the Majority "Ought to pass" Report. Is this the pleasure of the House?

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

Mr. EWER: Mr. Speaker and Members of the House: There is one question that arises in my mind about this Majority Report, and I would like to ask a question through the Chair if I may of anyone who cares to answer it.

The SPEAKER: The gentleman may pose his question.

Mr. EWER: The question is this—would the fact that a storm warning is out Saturday night and lobstermen feel that they must go out and get their traps in order that they won't be washed away during the storm, which comes on a Sunday—would they be guilty of violation of this law under those conditions?

The SPEAKER: The gentleman from Bangor, Mr. Ewer, poses a question through the Chair to any member who may answer if they choose.

The Chair recognizes the gentleman from Harpswell, Mr. Prince.

Mr. PRINCE: Mr. Speaker, to answer that question, to the best of my ability, we have had more or less the assurance from the Department of Sea and Shore Fisheries that if a hurricane, or some unforeseen storm should arise, that anyone would have permission to move their traps, we'll say, in deeper water.

Of course this Act if passed would take place only in the months of June, July and August, which are the three months with the best weather of the year.

The SPEAKER: Does the gentleman consider his question answered?

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

Mr. LEWIS: Mr. Speaker and Members of the House: I move that this item be tabled until April 20.

The SPEAKER: The gentleman from Bristol, Mr. Lewis, now moves that this item be tabled until Thursday, April 20, pending the motion of the gentleman from Harpswell, Mr. Prince, to accept the Majority "Ought to pass" Report.

Mr. Prince of Harpswell then asked for a division.

The SPEAKER: A vote has been requested on the tabling motion. All those in favor of tabling until Thursday, April 20, will vote yes; those opposed will vote no.

A vote of the House was taken. 83 having voted in the affirmative and 33 having voted in the negative, the tabling motion prevailed.

Passed to Be Engrossed

Bill "An Act Creating a Capitol Planning Commission" (S. P. 520) (L. D. 1340)

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

Bill "An Act to Appropriate Moneys for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1968 and June 30, 1969 (S. P. 597) (L. D. 1575)

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

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

Mr. JALBERT: Mr. Speaker and Members of the House: To supplement the explanation that was made last week by the House Chairman of the Committee, the Representative from Perham, Mr. Bragdon, I would state that this report is different from previous years in that instead of having a Current Services Budget and a Supplemental Budget under two separate measures, we have one bill made up of Section A and Section B.

The budget as submitted by the Governor amounted to \$227,000,000 and this is substantially not changed insofar as the report of the committee is concerned in amounts. However, what the committee did in many instances was refer some of the items in the supplemental to L. D.s. Also the Committee went as a sub-committee to the Health and Welfare Department and asked them to cut where they wished the supplemental budget wherein it concerns their department. Also, the same thing was done insofar as the Mental Health and Corrections is concerned, and in some phases wherein it concerned the Department of Education, which makes up the three large departments.

This was done, and also the \$2,000,000 was inserted into the budget, into the operation end of the budget wherein it concerns school construction aid, which would even off the amounts as deleted by the cuts made through the cooperation of the departments.

Some members of the Committee have been approached, and I have been approached wherein it concerns this measure insofar as inequities and so far as amendments are concerned.

It is the hope of the Senate and the House chairmen and the Committee that this bill would be allowed to go on its way in its present form, with the understanding that subsequently there would be

an Omnibus Bill that would correct inequities, if any, where they are on the upgrading and downgrading of the financial picture. The passage of this bill finally, however, would allow us to know pretty much where we stand financially. I hope that this is a sufficient explanation and supplement to the good explanation made by the House Chairman, Mr. Bragdon.

Thereupon, on motion of Mr. Jalbert, the Bill was passed to be engrossed and sent to the Senate.

Third Reader Amended

Bill "An Act Granting Knox Agricultural Society Right to Construct Grandstand Across St. George River" (H. P. 832) (L. D. 1240)

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

Mr. Hawes of Union 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. 832, L. D. 1240, Bill, "An Act Granting Knox Agricultural Society Right to Construct Grandstand Across St. George River."

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

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

Whereas, the Knox Agricultural Society Fair will be held in August 1967; and

Whereas, the following legislation is vitally necessary to begin the construction of the grandstand as soon as possible in order for it to be completed in time for the 1967 Fair; and

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

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

'Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.'

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

Resolve Designating Certain Bridges of the Interstate System Across the Penobscot River as "Vaughan M. Daggett Memorial Bridges" (H. P. 1058) (L. D. 1531)

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

Amended Bills

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

Bill "An Act relating to Expending Aroostook County Funds for Ricker College" (H. P. 77) (L. D. 102)

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

Engrossed in Non-Concurrence

Bill "An Act relating to Housing and Meal Expenses for Legislators" (S. P. 586) (L. D. 1551)

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

Passed to Be Engrossed Emergency Measure

An Act relating to Ricker Classical Institute and Ricker College (S. P. 397) (L. D. 1030)

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. 122 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.

**Enactor
Tabled and Assigned**

An Act relating to Limited-user Highways (S. P. 340) (L. D. 873)

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

(On motion of Mr. Richardson of Cumberland, tabled pending passage to be enacted and tomorrow assigned.)

Passed to Be Enacted

An Act to Amend the Charter of the Union Mutual Life Insurance Company (S. P. 393) (L. D. 1026)

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

An Act relating to Clarification of Resident Requirements for Candidates for Aldermen in City of Lewiston (S. P. 570) (L. D. 1440)

An Act relating to Keeping a Live Bear in Captivity (H. P. 315) (L. D. 449)

An Act Amending the Charter of the City of Augusta (H. P. 323) (L. D. 457)

An Act relating to Use of Otter or Beam Trawls in Washington County (H. P. 377) (L. D. 524)

An Act relating to Licenses under Harness Racing Law (H. P. 522) (L. D. 753)

An Act Clarifying the Law Relating to Serving Liquor to Minors in the Home (H. P. 527) (L. D. 758)

An Act to Require Lobster and Crab Fishing License Applicants to Describe Their Buoy Colors on License Application and Display Colors on Boat (H. P. 545) (L. D. 777)

An Act relating to Disability Compensation for Members of Maine State Guard (H. P. 567) (L. D. 799)

An Act to Correct Errors and Inconsistencies in Uniform Commercial Code and to Amend Certain Statutes to Conform Thereto (H. P. 582) (L. D. 814)

An Act relating to Keeping Dogs within an Enclosure under Kennel Licenses (H. P. 610) (L. D. 853)

An Act relating to Exemption from Sales Tax on Materials Used in Repairs of Transient Boats Owned by Nonresidents (H. P. 770) (L. D. 1117)

An Act relating to Parking Facilities for Handicapped Persons (H. P. 1062) (L. D. 1388)

An Act relating to War Orphans (H. P. 1107) (L. D. 1574)

Finally Passed

Resolve Authorizing Seaward Construction Company, Inc. to Bring Civil Action Against the State of Maine (H. P. 513) (L. D. 726)

Resolve Allocating Money to Rebuild Fish Screen at Outlet of China Lake (H. P. 936) (L. D. 1352)

Resolve Regulating Ice Fishing on Messalonskee Lake, Kennebec County (H. P. 937) (L. D. 1353)

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

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

An Act relating to Powers of Attorneys in Taking Acknowledgments for Instruments for Recording (S. P. 430) (L. D. 1084)

Tabled—April 11, by Mr. Conley of Portland.

Pending—Passage to be enacted.

The SPEAKER: The Chair recognizes the gentleman from Eagle Lake, Mr. Martin.

Mr. MARTIN: Mr. Speaker and Members of the House: After many consultations with and suggestions by my friends, the attorneys at law, I move the pending question.

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

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

Resolve Proposing an Amendment to the Constitution Pledging

Credit of State and Providing for the Issuance of Bonds Not Exceeding, at Any One Time Issued and Outstanding, Twenty-Five Million Dollars for Loans to Private Colleges for Construction and Expansion of Facilities (S. P. 60) (L. D. 73)

Tabled—April 12, by Mr. Carroll of Limerick.

Pending—Final passage.

On motion of Mrs. Hanson of Lebanon, retabled pending final passage and specially assigned for Friday, April 21.

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

An Act Creating the Maine Higher Education Loan Authority Act (S. P. 59) (L. D. 72)

Tabled—April 12, by Mrs. Hanson of Lebanon.

Pending—Passage to be enacted.

On motion of Mrs. Hanson of Lebanon, retabled pending passage to be enacted and specially assigned for Friday, April 21.

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

An Act Increasing the Number of Justices of the Superior Court (S. P. 222) (L. D. 485)

Tabled—April 12, by Mrs. Wheeler of Portland.

Pending—Passage to be enacted.

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

The Chair laid before the House the fifth 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—April 12, by Mr. JAlbert of Lewiston.

Pending—Motion of Mr. Dickinson of Mars Hill to reconsider indefinite postponement.

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

Mr. DICKINSON: Mr. Speaker and Members of the House: Since this matter was last tabled, my principal objections have been removed since we have just received answers to my question about the official action by the Canadian Government. I learned this morning that the Canadian Government has already passed similar legislation which becomes effective concurrent with the passage.

This matter has been of more than a passing concern to me because of our location on East Grand Lake, which places us in a position to become victims of circumstances in cross-fire between Maine and New Brunswick law enforcement officers and resulting loss of privileges previously enjoyed under unwritten laws governing international relations. Before the international incident in '65 the holder of either a Maine or New Brunswick fishing license was allowed to fish anywhere on this international body of water. A conference between Maine Fish and Game Department heads and their New Brunswick counterparts followed this incident when holders of Maine licenses were apprehended and fined by New Brunswick wardens on the ground that they were fishing on the New Brunswick side of the channel or technical international boundary. A verbal agreement during the conference restored some of the previous privileges, allowed holders of either Maine or New Brunswick licenses to fish anywhere on the lake except in coves. It was my hope that this agreement might be written, but such hopes are apparently wishful thinking.

However, since our Department heads have learned about this action by the Canadian Government, I will withdraw my objection and now move for reconsideration of my indefinite postponement action and hope this time you will vote with me. Thank you.

The SPEAKER: The gentleman from Mars Hill, Mr. Dickinson, moves the House reconsider its action whereby it indefinitely postponed this bill on April 5. All those in favor will answer yes, those opposed, no.

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

Whereupon, Mr. Dickinson of Mars Hill withdrew his motion to indefinitely postpone, and the Bill was assigned for third reading tomorrow.

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

An Act relating to Sale of Certain Biologics (H. P. 789) (L. D. 1151)

Tabled—April 12, by Mr. Hall of Windham.

Pending—Motion of Mr. Gill of South Portland to reconsider passage to be enacted.

On motion of Mr. Richardson of Stonington, retabled pending the motion to reconsider enactment and specially assigned for Wednesday, April 19.

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

HOUSE REPORT—Ought Not to Pass—Committee on Retirements and Pensions on Bill “An Act relating to Disability Retirement and Retirement Allowances Under State Retirement System” (H. P. 807) (L. D. 1183)

Tabled—April 13, by Mr. Jannelle of Scarborough.

Pending—Acceptance.

On motion of Mr. Richardson of Cumberland, retabled pending acceptance and specially assigned for Thursday, April 20.

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

HOUSE REPORT—Ought Not to Pass—Committee on Retirements and Pensions on Bill “An Act Establishing Social Security Benefits for State Classified Service Employees” (H. P. 720) (L. D. 1015)

Tabled—April 13, by Mr. Jalbert of Lewiston.

Pending—Acceptance.

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

Mr. JALBERT: Mr. Speaker and Members of the House: I have

checked out the motion I will make with the Speaker, the leaders of both parties and last but not least the gracious lady from Guilford, Mrs. White, the House Chairman of the Retirements and Pensions Committee, and I now move this bill be recommitted to the Committee on Retirements and Pensions.

Thereupon, the Bill was recommitted to the Committee on Retirements and Pensions and sent up for concurrence.

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

HOUSE REPORT—Ought to Pass with Committee Amendment “A” (H-168)—Committee on Indian Affairs on Bill “An Act Appropriating Funds to Update the Surveys of Penobscot Tribal Lands” (H. P. 751) (L. D. 1098)

Tabled—April 13, by Mr. Starbird of Kingman Township.

Pending—Acceptance.

On motion of Mr. Binnette of Old Town, retabled pending acceptance and specially assigned for Thursday, April 20.

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

An Act to Allow the State of Maine to Arbitrate Disputes in Contracts (H. P. 517) (L. D. 804)

Tabled — April 13, by Mr. Huber of Rockland.

Pending — Passage to be enacted.

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

Mr. HUBER: Mr. Speaker and Members of the House: I reluctantly move the indefinite postponement of L. D. 804 and the attached amendment and I would like to speak on the motion.

This bill was designed to cover a problem that the contractors obviously have in building and constructing State buildings and highways and bridges and so forth, and I regret to say that after considerable consideration I don't have any solution to offer, but I would like to go over this with

you and wish you would check it with me.

L. D. 804, and remember it has been amended, it is not permissive now, it says shall: If in the construction of any public work, including buildings, highways, bridges, dams and drainage structures, which the State of Maine does by contract, there arises a dispute between the State of Maine and the contractor which cannot be settled, then this dispute may be submitted to arbitration and both the State of Maine and the contractor shall be bound by the decision of the arbitrator."

Now there are three points here that disturb me considerably. There are many times, sitting in this seat, when I wish I had studied a little bit of law. "Does by contract," most of us sign contracts now and then and we generally assume that they are final, so perhaps the legal question should be—can you arbitrate a signed contract? You generally bargain and arbitrate first and then sign a contract. I realize, however, before the debate starts that this is actual practice, that changes are made in construction from the original contract and the original specifications and they are made right on the spot. My question to you though is, should we recognize and legalize the practice? Now no contractor should be expected to absorb a financial loss because of changes made during construction, but at the same time I would question whether the State or any Governmental entity could be or should be bound by the process of arbitration.

The State of Maine is all of the people, including incidentally the architects and the contractors. In truth aren't we, the elected representatives of the people, truly a board of arbitration? We are the people and we are the government, and we are responsible for the welfare of all of the people of the State of Maine. Now this seems to me as though we are abdicating some of that responsibility with this bill.

Finally, consider this if you will. The Legislature of course approves the expenditure of mon-

ey, tax money which belongs to the people of the State of Maine. Assuming we have approved a contract to build a building for a million dollars and the bid is advertised and let to someone who bids perhaps pretty close to a million dollars and they go to work. Somewhere three-quarters of the way through the construction we discover that the architect, the B.P.I., State of Maine have moved enough doors, moved enough stair wells, changed windows, made enough changes actually on the spot from the original contract so that the contractor finds himself pretty much in debt maybe, it would be in the neighborhood of several thousand dollars. Now this is possible, it doesn't say in the bill that it isn't possible, it is possible that this could occur under this. Now suppose it ran to \$50,000, that's a high figure probably, and this is over and above the million dollars that you voted to build the building. Now where does the \$50,000 come from? It comes back here in the State House, because money has to be spent with the approval of the State Legislature. Now I submit that this kind of puts this bill in a difficult spot if we are bound by arbitration and also bound by decision of the Legislature. As I said earlier, I don't know what the solution is to this problem, but I really don't think that this is it.

The SPEAKER: The Chair recognizes the gentleman from Ellsworth, Mr. McNally.

Mr. McNALLY: Mr. Speaker and Members of the House: I do not want at this time to go into the merits of this bill which is a proposal that would prove beneficial to a large and important segment of our Maine economy. It seems to me however, that the fact that this bill was unanimously reported ought to pass by the Legal Affairs Committee and that there has been no opposition at all during its several readings in both branches, would indicate that it should continue to receive your favorable consideration, and I hope the motion of the gentleman from Rockland does not prevail,

and when the vote is taken I request a division.

The SPEAKER: The pending question is the motion of the gentleman from Rockland, Mr. Huber, that An Act to Allow the State of Maine to Arbitrate Disputes in Contracts, L. D. 804, be indefinitely postponed. All those in favor of indefinite postponement will vote yes, those opposed will vote no, and the Chair will open the vote.

A vote of the House was taken.

30 having voted in the affirmative and 89 having voted in the negative, the motion did not prevail.

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

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

SENATE REPORT—Ought to Pass as amended by Committee Amendment "A" (S-53)—Committee on Natural Resources on Bill "An Act relating to Membership of State Soil and Water Conservation Committee" (S. P. 50) (L. D. 40) (In Senate, Bill indefinitely postponed)

Tabled—April 14, by Mr. Benson of Southwest Harbor.

Pending—Acceptance.

On motion of Mr. Birt of East Millinocket, retabled pending acceptance and specially assigned for Tuesday, April 25.

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

Bill "An Act relating to Unity Institute" (H. P. 934) (L. D. 1350)

Tabled—April 14, by Mr. Benson of Southwest Harbor.

Pending—Motion of Mr. Levesque of Madawaska to indefinitely postpone.

Mr. Levesque of Madawaska withdrew his motion to indefinitely postpone the bill.

Mr. Lebel of Van Buren offered House Amendment "C" and moved its adoption.

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

HOUSE AMENDMENT "C" to H. P. 934, L. D. 1350, Bill, "An Act Relating to Unity Institute.

Amend said Bill in the Title by striking out the period at the end and inserting in place thereof the following: 'and John F. Kennedy Institute.'

Further amend said Bill by inserting at the beginning of the first line (same in L. D. 1350) the underlined abbreviation and figure 'Sec. 1.'

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

'Sec. 2. John F. Kennedy Institute designated John F. Kennedy College. Notwithstanding the Revised Statutes, Title 20, section 2203, John F. Kennedy Institute in Fort Kent shall henceforth be designated John F. Kennedy College and shall be eligible for state and federal surplus property. It shall be eligible for aid under any Maine Higher Education Loan Authority Act, notwithstanding any provision to the contrary in said Act.'

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

Mr. ROSS: Mr. Speaker, the gentleman from Fort Kent, Mr. Bourgoin, offered House Amendment "A" under filing 167. We later indefinitely postponed that. My question now is, how does this amendment differ from that other one?

The SPEAKER: The gentleman from Bath, Mr. Ross, poses a question through the Chair to any member who may answer if they choose.

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

Mr. BOURGOIN: Mr. Speaker and Members of the House: I wish to advise Mr. Ross of Bath that the amendment is the same as the one that I proposed. I wish to bring to the House, make them aware that the Institute at Unity is in a Republican segment of the country whereas the John F. Kennedy at Fort Kent is a Democratic segment of our state. For those conditions, because of the conditions that they

are under the same principle that they need the word college, both of them, for their enrollment and for their financial support, I don't see any difference between the two institutes and I hope that you will accept the amendment.

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

Mr. SUSI: Mr. Speaker and Members of the House: Recognizing the strength and the knowledgeability of the opposition to this bill, I can clearly see that this bill has great difficulties ahead of it before it ever possibly can become a law. The process which this bill is being submitted to right now is probably the most effective way that is known in parliamentary circles to kill a bill. I would hope that you would allow this bill on Unity Institute to proceed on its hazardous way without the killing burden of issues which are in my opinion completely extraneous to the subject of the bill as it is written.

Now please let each of these subjects stand on its own merit, and allow this bill to proceed on its difficult way without the amendment. Thank you.

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

Mr. ROSS: Mr. Speaker, I now move that House Amendment "C" be indefinitely postponed.

The SPEAKER: The gentleman from Bath, Mr. Ross, now moves that House Amendment "C" be indefinitely postponed.

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

Mr. RICHARDSON: Mr. Speaker, in view of the statement that was made earlier, I think it should be made perfectly clear that I voted against my good friend from Pittsfield, Mr. Susi, on the substituting of the bill for the report, and I probably would again, but I do not believe that inserting the second time exactly the same amendment as we had before is a responsible way to attempt to kill this bill off. I agree with my friend from Pittsfield, Mr. Susi, that we should

approach Unity Institute on its own merits. I deplore this well-known parliamentary tactic of amending a bill to death, and therefore, I hope that you will vote in favor of the indefinite postponement of House Amendment "C".

The SPEAKER: The pending question is the motion of the gentleman from Bath, Mr. Ross, that House Amendment "C" be indefinitely postponed. Is the House ready for the question? All those in favor will answer yes, those opposed will answer no.

A viva voce vote being doubted by the Chair, a vote of the House was had.

83 having voted in the affirmative and 38 voted in the negative, the motion did prevail.

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

Mr. SUSI: Mr. Speaker and Members of the House: The last day that we considered this bill there was opposition voiced here on the floor to the bill due to the fact there was no provision in the bill for audit, public audit submitted to our State Department here in Augusta. I indicated at the time that we had no objection to this audit, and for this purpose I would offer House Amendment "B" filed under H-181 and would move its adoption.

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

HOUSE AMENDMENT "B" to H. P. 934, L. D. 1350, Bill, "An Act Relating to Unity Institute."

Amend said Bill by inserting at the beginning of the first line the underlined abbreviation and figure 'Sec. 1.'

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

'Sec. 2. **Audit.** The institution shall file annually, with the Secretary of State, an audit report prepared and signed by a qualified independent public accounting firm for the preceding fiscal year.'

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

Mr. D'Alfonso of Portland was granted unanimous consent to address the House.

Mr. D'ALFONSO: Mr. Speaker, Ladies and Gentlemen of the House: What should we say about the anti-war demonstrations so contemptuously exercised in New York City by the burning of the United States Flag? Ladies and Gentlemen, it is disgusting and contrary to our Constitutional rights of peaceful assembly.

We should never dismiss, nor ever condone flag burning. This crusade among the Doves to perish or persuade is a downright disservice to the great efforts of the United States to defend and insure the rights and freedoms of the peoples who have asked for our help.

This Legislature should, and must go on record, as deploring the symbolic means that have been and are being employed, particularly flag burning, to dramatize the anti-war expressions of such people as the peace marchers that demonstrated on April 15 and 16.

This Legislature should, and must go on record, that it supports 100 percent the United States' commitment to defend, protect and preserve the embattled people of South Viet Nam; indeed, any people who are or would be oppressed by tyrants.

This Legislature should, and must go on record, that it disagrees with those political, military and diplomatic charlatans that do nothing more than undermine their own cause and that of their country by being misled pretenders to peace, justice and freedom.

Civil rights is not a license to practice or dictate foreign policy. Not to express our feelings would be no less than wrong.

Mr. Speaker, I now move that this statement be adopted by this House.

The SPEAKER: The Chair would advise the gentleman that it is a matter of record.

On motion of Mr. Richardson of Cumberland,

Adjourned until nine-thirty o'clock tomorrow morning.