

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**

**OF THE**

*One Hundred and Third  
Legislature*

**OF THE**

**STATE OF MAINE**

**Volume II**

**May 10 to June 15, 1967**

**KENNEBEC JOURNAL  
AUGUSTA, MAINE**

**HOUSE**

Thursday, June 8, 1967

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

Prayer by the Rev. Mr. Maurice Plourde of Wilton.

The journal of yesterday was read and approved.

**Papers from the Senate  
Reports of Committees  
Ought to Pass**

Report of the Committee on Appropriations and Financial Affairs reporting "Ought to pass" on Bill "An Act Appropriating Funds for Fort Fairfield Municipal Park" (S. P. 422) (L. D. 1076)

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed.

In the House, the Report was read and accepted in concurrence, the Bill read twice and tomorrow assigned.

**Divided Report**

Majority Report of the Committee on Taxation reporting "Ought not to pass" on Bill "An Act relating to the Rate of Sardine Tax and Use of Moneys Received" (S. P. 445) (L. D. 1125)

Report was signed by the following members:

Mr. WYMAN of Washington  
— of the Senate

Messrs. HANSON of Gardiner  
ROBINSON of Carmel  
ROSS of Bath  
COTTRELL of Portland  
DRIGOTAS of Auburn  
HARRIMAN of Hollis  
SUSI of Pittsfield

— of the House.

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

Report was signed by the following members:

Messrs. YOUNG of Hancock  
FARLEY of York  
— of the Senate

Came from the Senate with the Majority Report accepted.

In the House: Reports were read and the Majority "Ought not to

pass" Report accepted in concurrence.

**Divided Report**

Majority Report of the Committee on Taxation reporting "Ought not to pass" on Bill "An Act relating to Refunding of Unexpended Portion of the Sardine Tax Funds" (S. P. 464) (L. D. 1156), which was recommended.

Report was signed by the following members:

Mr. WYMAN of Washington  
— of the Senate.

Messrs. HANSON of Gardiner  
ROBINSON of Carmel  
ROSS of Bath  
COTTRELL of Portland  
DRIGOTAS of Auburn  
HARRIMAN of Hollis  
SUSI of Pittsfield  
— of the House.

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

Report was signed by the following members:

Messrs. YOUNG of Hancock  
FARLEY of York  
— of the Senate

Came from the Senate with the Majority Report accepted.

In the House: Reports were read, and the Majority "Ought not to pass" Report accepted in concurrence.

**Non-Concurrent Matter**

Bill "An Act to Clarify Errors and Inconsistencies in the Fish and Game Laws" (S. P. 660) (L. D. 1678) which was passed to be engrossed as amended by House Amendments "A", "B" and "C" in the House on June 2.

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

In the House:

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

Mr. RICHARDSON: Mr. Speaker, I move that we recede and concur.

The SPEAKER: The gentleman from Cumberland, Mr. Richardson,

moves that the House recede from its former action and concur with the Senate.

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

Mr. CROMMETT: Mr. Speaker and Members of the House: I am grateful to the members of this House for the courtesy extended to me in the past. I do want another shot at this bill and I would urge you to vote against the motion of the gentleman from Cumberland, Mr. Richardson, so that I may make the motion to insist and ask for a Committee of Conference.

Mr. Richardson of Cumberland then requested a division.

The SPEAKER: A vote has been requested. All those in favor of receding and concurring will vote yes; those opposed will vote no.

Mr. Crommett of Millinocket then requested a roll call.

The SPEAKER: 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 and voting. All of those desiring a roll call will vote yes; those opposed will vote no. The Chair opens the vote.

A vote of the House was taken, and more than one fifth of the members present having expressed a desire for a roll call, a roll call was ordered.

The SPEAKER: The Chair recognizes the gentleman from Kingman Township, Mr. Starbird.

Mr. STARBIRD: Mr. Speaker, may I inquire if there is a quorum within the Hall of the House?

The SPEAKER: A quorum has been questioned. The Chair will poll the House. Will every member in his seat please vote yes when the vote is open. The Chair opens the vote.

A poll of the House was taken.

The SPEAKER: One hundred and sixteen being present, seventy-six being a quorum, a quorum is present.

The pending question is on the motion of the gentleman from Cumberland, Mr. Richardson, that item four, L. D. 1678, that the House recede from its former action and concur with the Senate.

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

Mr. CROMMETT: Mr. Speaker, inasmuch as many members were not present when I spoke before, may I repeat myself that I want another shot at this bill and I would urge you to vote against the motion of the gentleman from Cumberland, Mr. Richardson, so that I might offer a motion to insist and ask for a Committee of Conference.

The SPEAKER: A roll call has been requested. All of those in favor of receding and concurring will vote yes; those opposed will vote no. The Chair opens the vote.

#### ROLL CALL

YEA—Allen, Baker, E. B.; Benson, Bragdon, Brown, Bunker, Cornell, Crockett, Crosby, Cushing, Dickinson, Drigotas, Drummond, Dunn, Durgin, Edwards, Evans, Ewer, Fuller, Gill, Hall, Hanson, B. B.; Hanson, P. K.; Harriman, Haynes, Henley, Hoover, Huber, Humphrey, Immonen, J a l b e r t, Jameson, Lewin, Lewis, Lincoln, Littlefield, Lycette, Maddox, McMann, McNally, Mosher, Pendergast, Pike, Rackliff, Richardson, G. A.; Richardson, H. L.; Rideout, Robinson, Ross, Scott, C. F.; Scott, G. W.; Shaw, Shute, Snow, P. J.; Snowe, P.; Soulas, Thompson, Townsend, Waltz, Watts, White, Williams, Wood.

NAY—Bedard, Belanger, Beliveau, Berman, Bernard, Binnette, Boudreau, Bourgoin, B r e n n a n, Buck, Burnham, Carrier, Carroll, Carswell, Champagne, Clark, Conley, Cote, Cottrell, Crommett, Curran, Darey, Eustis, Farrington, Fecteau, Gauthier, H a r n o i s, Hawes, Healy, Hennessey, Hunter, Keyte, Kyes, Lebel, Levesque, Martin, Miliano, Minkowsky, Nadreau, J. F. R.; Philbrook, Porter, Prince, Quimby, Rocheleau, Sawyer, Scribner, Starbird, Truman, Wheeler.

ABSENT — Baker, R. E.; Birt, Bradstreet, Carey, Cookson, Couture, D'Alfonso, Danton, Dennett, Dudley, Fortier, Foster, Fraser, Gaudreau, Giroux, Hanson, W. L.; Harvey, Hewes, Hichens, Hinds, Hodgkins, Jannelle, Jewell, Kilroy,

Meisner, Nadeau, N. L.; Noyes, Payson, Quinn, Robertson, Roy, Sahagian, Sullivan, Susi, Tanguay, Trask, Wight.

Yes, 63; No 49; Absent, 37.

The SPEAKER: Sixty-three having voted in the affirmative and forty-nine in the negative, the motion to recede and concur does prevail.

—————

**Non-Concurrent Matter  
Tabled Until Later in Today's  
Session**

Bill "An Act relating to the Financing of the State Liquor Commission" (H. P. 1147) (L. D. 1638) which was passed to be engrossed in the House on May 9.

Came from the Senate passed to be engrossed as amended by Senate Amendment "A" in non-concurrence.

In the House: On motion of Mr. Starbird of Kingman Township, tabled until later in today's session.

—————

**Orders**

On motion of Mr. Pendergast of Kennebunkport, it was

ORDERED, that Rev. Fred B. Holmberg of Kennebunk be invited to officiate as Chaplain of the House on Monday, June 12, 1967.

—————

(Off Record Remarks)

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**Tabled and Assigned**

Mr. Jalbert of Lewiston presented the following Order and moved its passage:

Ordered, the Senate concurring, that Bill "An Act Providing for a State Income Tax" (H. P. 290) (L. D. 410) be recalled from the Legislative Files.

(On further motion of Mr. Jalbert of Lewiston, tabled pending passage and specially assigned for tomorrow.)

—————

**Tabled and Assigned**

Mr. Jalbert of Lewiston presented the following Order and moved its passage:

ORDERED, the Senate concurring, that Bill "An Act to Remove Sales Tax Exemptions on Rentals, Repairs, Installation and Servicing of Tangible Personal Property" (H.

P. 123) (L. D. 149) be recalled from the Legislative Files.

(On further motion of Mr. Jalbert of Lewiston, tabled pending passage and specially assigned for tomorrow.)

—————

**Tabled and Assigned**

Mr. Jalbert of Lewiston presented the following Order and moved its passage:

ORDERED, the Senate concurring that Bill "An Act Repealing Trade-in Credit for Motor Vehicles under Sales Tax Law" (H. P. 121) (L. D. 147) be recalled from the Legislative Files.

(On further motion of Mr. Jalbert of Lewiston, tabled pending passage and specially assigned for tomorrow.)

—————

Mr. Trask of Milo presented the following Order and moved its passage:

ORDERED, the Senate concurring, that the Legislative Research Committee is directed to study the practice of transacting insurance in this State, through mail order facilities or organizations, for the purpose of formulating such operating procedures and implementing legislation as may be necessary or desirable; and be it further

ORDERED, that the Committee report the results of its study at the next regular session of the Legislature.

The Order received passage and was sent up for concurrence. (H. P. 1198)

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**House Reports of Committees  
Leave to Withdraw  
Covered by Other Legislation**

Mr. Gauthier from the Committee on Business Legislation on Bill "An Act Eliminating Abuses and Excessive Profit in Sale of Credit Life and Credit Accident and Health Insurance by Small Loan Agencies" (H. P. 965) (L. D. 1407) reported Leave to Withdraw, as covered by other legislation.

Report was read and accepted and sent up for concurrence.

—————

**Ought Not to Pass  
Tabled and Assigned**

Mr. Danton from the Committee on Judiciary reported "Ought not

to pass" on Bill "An Act Regulating Secondary Mortgage Loans" (H. P. 92) (L. D. 187)

Report was read.

(On motion of Mr. Ross of Bath, tabled pending acceptance and specially assigned for Monday, June 12.)

Mr. Dennett from the Committee on State Government reported "Ought not to pass" on Bill "An Act relating to Term of Office of Members of the State Liquor Commission" (H. P. 598) (L. D. 827)

Report was read and accepted and sent up for concurrence.

#### Ought to Pass in New Draft New Drafts Printed

Mr. Dennett from the Committee on State Government on Bill "An Act relating to Salaries of Members of Atlantic Sea Run Salmon Commission" (H. P. 383) (L. D. 530) reported same in a new draft (H. P. 1195) (L. D. 1698) under title of "An Act relating to Salary and Expenses of Third Member of Atlantic Sea Run Salmon Commission" and that it "Ought to pass."

Report was read.

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

Mr. NADEAU: Mr. Speaker and Members of the House: Along with other salary increases which I opposed, members of this Atlantic Sea Run Salmon Commission are department heads in one case and are already drawing a \$12,500 salary, is in for an additional \$5,000 salary; and here we are, we're now going along and going to add a third member to this who is going to be possibly another department head, which is going to take time away from where he should be in the first place, and again taking out good money which could be spent in another manner. I therefore move that this L. D. 1698 be indefinitely postponed.

The SPEAKER: The gentleman from Sanford, Mr. Nadeau, now moves that both reports and bill be indefinitely postponed.

The Chair recognizes the gentleman from Kingman Township, Mr. Starbird.

Mr. STARBIRD: Mr. Speaker and Members of the House: The State Government Committee went all over these arguments, we've cut out the first part of this bill on the redraft, on the amendment, and we all ten of us came to an agreement on this. I think you all will know that when the State Government Committee, all ten members of the State Government Committee, can come to an agreement on a subject that we must have been pretty well of one mind, we must have thrashed out all the pros and cons on it, and have settled that this was the right thing to do.

Ordinarily, if you will look at most of our reports, you will see that there are divisions. I am amazed that anyone would challenge the unanimous report from a committee that ordinarily is split. So I would move that you vote against Mr. Nadeau's motion.

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

Mr. RIDEOUT: Mr. Speaker and Members of the House: I concur with Mr. Starbird. This third member is not engaged as a department head. The reasons — or the stipend for the department heads was eliminated by the Committee. This is an independent third party who is not connected with state government in any way. So I would urge you to defeat the motion of the gentleman from Sanford, Mr. Nadeau, and let this bill go on its way.

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

Mr. NADEAU: Mr. Speaker, may I ask these distinguished members if this third member is being hired to do the work that the other two department heads are supposed to be doing?

The SPEAKER: The gentleman from Sanford, Mr. Nadeau—

Mr. NADEAU: Will you answer my previous question? Is it not so that some members are up there for a \$5,000 pay raise and he already receives a salary from this group?

The SPEAKER: The gentleman from Sanford, Mr. Nadeau, poses a question through the Chair to

some member of the State Government Committee, who may answer if they choose.

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

Mr. MARTIN: Mr. Speaker and Members of the House: It is true that when the original L. D. was presented two other members of the Sea Run Commission were department heads and they would have received a \$500 increase in their salary besides their other increases in salary. We decided that we would remove any of the department heads — and if you will note in the redraft of L. D. 1698 that the only increase is for the private member, who is not a State Government employee but who comes to the State House every so often to serve on the Sea Run Commission and is in no position to us to pay the burdens that he must carry with his function.

Second, that it is true that there are some department heads that want \$5,000 raises, but this at this time does not indicate that the State Government Committee has any intentions of giving them the \$5,000 raise, and I see no purpose to discuss this particular item with this L. D.

I certainly hope that you will vote against the motion to indefinitely postpone because I think that the State Government Committee has taken all these factors under consideration and I am sure that if they had seen fit at least this L. D. would have come out in a divided report.

Mr. Nadeau of Sanford was granted permission to speak a third time.

Mr. NADEAU: Mr. Speaker, I am glad at least this fine committee had the thoughtfulness in getting someone from the outside who may spend a little time to do his own duties. I am glad they also admit that there are people in there for \$5,000 increases. But I beg you, ladies and gentlemen, these are only ten legislators who are sent here by the majority of the people and I don't care if it's only \$1500 salary, this is only the start of it again. And why is it that they need another member

again? Now I feel that what we should remember is the people back home who elected us, and not just take the word of ten people who apparently might be applying for the job.

The SPEAKER: Is the House ready for the question? The question before the House is on the motion of the gentleman from Sanford, Mr. Nadeau, that the Report and Bill on L. D. 1698 be indefinitely postponed.

Mrs. Cornell of Orono then asked for a division.

The SPEAKER: A vote has been requested. All those in favor of indefinite postponement will vote yes; those opposed will vote no. The Chair opens the vote.

A vote of the House was taken.

12 having voted in the affirmative and 93 having voted in the negative, the motion did not prevail.

Thereupon, the Committee Report was accepted, the New Draft read twice and assigned for third reading tomorrow.

Mr. Wight from the Committee on Towns and Counties on Bill "An Act Increasing Salaries of County Officers of Franklin County" (H. P. 772) (L. D. 1119) reported same in a new draft (H. P. 1197) (L. D. 1700) under title of "An Act relating to Salaries of Jury Commissioners and County Officers in the Several Counties of the State and Court Messenger of Cumberland County" and that it "Ought to pass"

Report was read and accepted, the New Draft read twice and tomorrow assigned.

#### Ought to Pass Printed Bill

Mr. Starbird from the Committee on State Government reported "Ought to pass" on Resolve Proposing an Amendment to the Constitution Insuring Payment of Industrial Loans to Fisheries and Agriculture (H. P. 1035) (L. D. 1501)

Report was read and accepted, the Resolve read once, and tomorrow assigned.

### Ought to Pass with Committee Amendment

Mr. Berman from the Committee on Judiciary on Bill "An Act relating to Qualification of Witnesses and Repealing the Dead Man's Statute" (H. P. 510) (L. D. 723) 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:

**C O M M I T T E E   A M E N D M E N T**  
"A" to H. P. 510, L. D. 723, Bill "An Act Relating to Qualification of Witnesses and Repealing the Dead Man's Statute."

Amend said Bill in the Title by striking out the words "and Repealing the Dead Man's Statute"

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

**R. S., T. 16, §59, additional.** Title 16 of the Revised Statutes is amended by adding a new section 59 to read as follows:

**§ 59. Actions for injury to or death of persons**

**Notwithstanding any other provisions of the law, in actions to recover damages for injury to a person or for wrongfully causing the death of a person, every person is qualified to be a witness as to any material matter unless the judge finds that the proposed witness is incapable of expressing himself concerning the matter so as to be understood by the judge and jury either directly or through interpretation by one who can understand him, or the proposed witness is incapable of understanding the duty of a witness to tell the truth.'**

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

### Divided Report

Majority Report of the Committee on Judiciary on Bill "An Act relating to Highway Commission Land Taking" (H. P. 409) (L. D. 575) reporting same in a new draft (H. P. 1196) (L. D. 1699) under same title and that it "Ought to pass"

Report was signed by the following members:

Messrs. HILDRETH

of Cumberland  
MILLS of Franklin  
HARDING of Aroostook  
— of the Senate

Messrs. DANTON

of Old Orchard Beach  
FOSTER

of Mechanic Falls

HEWES of Cape Elizabeth

QUINN of Bangor

DAREY

of Livermore Falls

BERMAN of Houlton

— of the House.

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

Report was signed by the following member:

Mr. BRENNAN of Portland

— of the House.

Reports were read.

The SPEAKER: The Chair recognizes the gentlewoman from York, Mrs. Fuller.

Mrs. FULLER: Mr. Speaker, I would like to move that the Majority "Ought to pass" Report be accepted and to speak to my motion.

The SPEAKER: The gentlewoman from York, Mrs. Fuller, moves that the Majority "Ought to pass" Report be accepted and the gentlewoman may proceed.

Mrs. FULLER: Mr. Speaker and Members of the House: I would like to explain that the L. D. before us is L. D. 575, reported in new draft L. D. 1699, which was presented to the Judiciary Committee. I am fairly foolish, but I am not foolish enough to think I am an authority on eminent domain, and I hope if I make any mistake that some member of the Judiciary Committee will set the record straight. I think the easiest way for members of the House to understand this bill is that if I read it—it is very short.

"Notwithstanding any other provision of law, whenever the State or any agency thereof or any political subdivision of said State or any authority in the exercise of the power of eminent domain shall, by any preliminary act or



communication incidental to the actual taking of property, cause the owner or owners of such property pecuniary hardship involving a net loss of rent from such property or a diminution in the value of such property, prior to the taking, then the State or any agency thereof or any political subdivision of said State or any authority shall, by a separate award, reimburse such owner or owners when damages for the actual taking are paid. As an alternative remedy to any other available, said owner or owners may bring an action in the Superior Court in the county in which the taking occurred for recovery of said damages."

It is my understanding that at the present time the Highway Commission or any of these other State or political subdivisions, pays damages as of the day of taking. There is no consideration given to prior damages or losses experienced by the owner before the date of taking. Often as long as two years before the taking there will be knowledge that an area is affected. At present this evidence is not admissible in court, nor is it taken into consideration by the State or political subdivisions in the State. It seems reasonable and just that time and trouble should be taken to establish not only the proper appraisal on the day of taking, but consideration should also be given to losses and damages if they have occurred prior to this taking.

I hope that you will support the Majority "Ought to pass" Report.

Thereupon, the Majority "Ought to pass" Report was accepted, the New Draft read twice and assigned for third reading tomorrow.

#### Divided Report Tabled and Assigned

Majority Report of the Committee on State Government reporting "Ought not to pass" on Bill "An Act to Create a Department of Motor Vehicles" (H. P. 116) (L. D. 143)

Report was signed by the following members:

Mr. WYMAN of Washington  
— of the Senate.

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

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

Report was signed by the following members:

Messrs. LUND of Kennebec  
STERN of Penobscot  
— of the Senate.

Messrs. MARTIN of Eagle Lake  
STARBIRD of  
Kingman Township  
— of the House.

Reports were read.

(On motion of Mrs. Cornell of Orono, tabled pending acceptance of either Report and specially assigned for Monday, June 12.)

#### Divided Report

Majority Report of the Committee on State Government on Resolve Proposing Amendment to the Constitution Relating to Bond Issues to be Voted Upon by the People (H. P. 1033) (L. D. 1499) 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.

Messrs. MARTIN of Eagle Lake  
STARBIRD  
of Kingman Township  
RIDEOUT of Manchester  
Mrs. CORNELL of Orono  
— of the House.

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

Report was signed by the following members:

Mr. WYMAN of Washington  
— of the Senate.

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

Reports were read.

The **SPEAKER**: The Chair recognizes the gentleman from Machias, Mr. Watts.

Mr. **WATTS**: Mr. Speaker, at the request of the Committee chairman, I hope to recommit this bill to the Committee on State Government to study in new draft at an executive session this evening.

Thereupon, the Reports and Resolve were recommitted to the Committee on State Government and sent up for concurrence.

#### Divided Report

Majority Report of the Committee on State Government reporting "Ought not to pass" on Bill "An Act Prohibiting Legislators from Being Liquor Salesmen" (H. P. 425) (L. D. 589)

Report was signed by the following members:

Mr. **WYMAN** of Washington  
— of the Senate.  
Messrs. **DENNETT** of Kittery  
**MARTIN** of Eagle Lake  
**PHILBROOK**  
of South Portland  
**STARBIRD**  
of Kingman Township  
**WATTS** of Machias  
— of the House.

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

Report was signed by the following members:

Messrs. **LUND** of Kennebec  
**STERN** of Penobscot  
— of the Senate.  
Mrs. **CORNELL** of Orono  
Mr. **RIDEOUT** of Manchester  
— of the House.

Reports were read.

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

Mr. **RIDEOUT**: Mr. Speaker, I move that we accept the Minority "Ought to pass" Report.

Mr. Martin of Eagle Lake then requested a division.

The **SPEAKER**: Is the House ready for the question? A vote has been requested and the gentleman from Manchester, Mr. Rideout, moves that the House accept the Minority "Ought to pass" Report. All those in favor of accepting the Minority "Ought to pass" Report

will vote yes; those opposed will vote no. The Chair opens the vote.

A division of the House was taken.

50 having voted in the affirmative and 68 having voted in the negative, the motion did not prevail.

Thereupon, on motion of Mr. Martin of Eagle Lake, the Majority "Ought not to pass" Report was accepted and sent up for concurrence.

#### Divided Report

Report "A" of the Committee on Liquor Control reporting "Ought to pass" on Bill "An Act relating to Business Days and Hours as to Sale of Liquor on Sunday, January 1st" (H. P. 370) (L. D. 517)

Report was signed by the following members:

Mr. **BOISVERT**  
of Androscoggin  
— of the Senate.  
Messrs. **TANGUAY** of Lewiston  
**KYES** of Skowhegan  
**COTE** of Lewiston  
**ROY** of Winslow  
— of the House.

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

Report was signed by the following members:

Messrs. **BECKETT** of Washington  
**CURTIS** of Penobscot  
— of the Senate.  
Messrs. **HICHENS** of Eliot  
**SAHAGIAN** of Belgrade  
**MEISNER**  
of Dover-Foxcroft  
— of the House.

Reports were read.

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

Mr. **TANGUAY**: Mr. Speaker and Members of the House: I move that we accept Report "A" of the Committee.

The **SPEAKER**: The gentleman from Lewiston, Mr. Tanguay, moves that the House accept Report "A".

Mr. Sahagian of Belgrade then requested a division.

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

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

Mr. TANGUAY: Mr. Speaker and Members of the House: At the present time under the liquor laws six New Year's Eve out of seven, licensed liquor establishments operate until two a.m. It would be rather difficult to ask licensees to clear three or four hundred people off their premises at the gong of midnight. Instead of playing "Auld Lang Syne" at midnight at the present time, we have to play "Now is the Hour" at quarter of twelve.

This poses a lot of difficulty on our licensees. Therefore I would urge you to vote for Report "A" and the "Ought to pass."

The SPEAKER: The Chair recognizes the gentleman from Dover-Foxcroft, Mr. Meisner.

Mr. MEISNER: Mr. Speaker and Members of the House: A few weeks ago we voted against selling liquor on Sunday. Now this bill, any way you may look at it, this is selling liquor on Sunday. It is the opening wedge and I don't believe that we want to go on record as opening this hour, two hours, the worst hours of the day, Sunday. So I am going to move the indefinite postponement of this bill and all its papers and ask for the yeas and nays.

The SPEAKER: The gentleman from Dover-Foxcroft, Mr. Meisner, now moves the indefinite postponement of both Reports and Bill. The yeas and nays have been requested.

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

Mr. COTE: Mr. Speaker and Members of the House: We just talked about Sunday Sales, which was defeated in this House a few weeks ago — a few days ago. I would like to report to this House this morning the liquor is being sold on Sunday in this state, that some liquor stores are open on Sunday — there is one in Madawaska that's open all day Sunday, selling liquor. We have no jurisdiction over that because it's a Federal liquor store who sells liquor to export to Canada.

Now, we close our eyes to our licensees, we don't want them, to permit them to sell liquor. They

buy licenses, they operate legitimately, and we're punishing them, while we let out-of-state people come in here and sell liquor on Sunday. I am wondering how much injustice we are doing to our own people here in Maine by not permitting them to sell liquor on Sundays, when we are permitting outsiders to do the same thing. I hope that the motion to indefinitely postpone does not prevail.

The SPEAKER: The Chair recognizes the gentleman from Solon, Mr. Hanson.

Mr. HANSON: Mr. Speaker and Members of the House: I am not too familiar with this situation but it was my impression that the sale of liquor stopped at midnight, that people could still remain on the premises and finish their drinks. The gentleman from Lewiston, Mr. Tanguay, indicated that there are situations where you would have to clear two hundred patrons off the premises at midnight. I would pose a question through the Chair to any who may choose to answer, is this correct? Are the people required to leave the premises at midnight or does the sale of liquor stop and they can continue to stay there and finish their drinks?

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

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

Mr. TANGUAY: Mr. Speaker and Members of the House: Under our present law, sale of liquor must stop at quarter of twelve, under our present law consumption of liquor on licensed premises must stop at twelve o'clock. Therefore would people on premises — sorry to say at the present time we are not in a New Year's Eve spirit. I am sure that if you go back and recall last New Year's Eve, if anyone recalled that last New Year's Eve was a Sunday? Nobody mentions it. It's recalled in everybody's mind that last New Year's Eve was last New Year's Eve — no mention of Sunday. And if you have people on premises after midnight, it gives your licensees the jitters and some of the licensees still have the jitters from the last

one; and this year we have another New Year's Eve coming up with the same problem.

We have people on premises, and known to the licensee, people on premises have their little inside pockets; and the past few years we have ladies with large pocket-books. Now it may be a farce to us today, but it's not a farce to the licensees when New Year's Eve comes around and you end up with the jitters with a possible suspension of one year hanging at your ears, especially at the beginning of a year whereby you pay as much as \$820 for a license. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Auburn, Mr. Snowe.

Mr. SNOWE: Mr. Speaker and Members of the House: I don't think we should be concerned with the twelve o'clock aspect. The present law allows—I may be wrong, if I am I stand corrected. But I understand that the present law allows an establishment to stay open until two o'clock on New Year's Eve. And this bill would merely make it allowable on Sundays — when New Year's Eve falls on Sunday. This bill would only affect two hours every seven years. And I hope the motion to indefinitely postpone does not prevail.

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

Mr. LYCETTE: Mr. Speaker, I rise to ask a question. I notice there was quite a lot of raised eyebrows, and I thought that the gentleman from Lewiston said something about the sale of liquor in Madawaska, and I would like to see that clarified. I don't know what he meant.

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

Mr. COTE: Mr. Speaker, since I last spoke, it also has been brought to my attention that there is a store in Calais that has been open for four years. These are stores who sell to import or export — they don't even pay any licenses in Maine, they pay no taxes in Maine, this is tax-free liquor and so forth; and while we in Maine who

have licenses are being punished. Now as the gentleman from Auburn just said, it is about once in seven years that New Year's Eve falls on a Sunday.

Now I feel that that little extension, that little courtesy, should be given to the licensees who buy liquor in Maine, who sell liquor in Maine and pay taxes, and buy licenses and so forth. While we allow these people—I don't know how it can be stopped, I brought it to the attention of the Liquor Commission some time ago, but these outsiders coming in, they open up liquor stores, and they sell on Sunday and we don't allow our own people to sell on Sunday.

The SPEAKER: Is the House ready for the question? The pending question is on the motion of the gentleman from Dover-Foxcroft, Mr. Meisner, that both Reports and Bill "An Act relating to Business Days and Hours as to Sale of Liquor on Sunday, January 1st", House Paper 370, L. D. 517, be indefinitely postponed.

The yeas and nays have been requested. For the Chair to order a roll call it must have the expressed desire of one fifth of the members present and voting. All those desiring a roll call will vote yes; those opposed will vote no. The Chair opens the vote.

A vote of the House was taken, and more than one fifth of the members present having expressed a desire for a roll call, a roll call was ordered.

The SPEAKER: The pending question is on the motion of the gentleman from Dover-Foxcroft, Mr. Meisner, that L. D. 517 and both Reports be indefinitely postponed. All those in favor of indefinite postponement will vote yes; those opposed will vote no. The Chair opens the vote.

#### ROLL CALL

YEA — Allen, Baker, E. B.; Baker, R. E.; Berman, Birt, Bragdon, Buck, Bunker, Clark, Cookson, Crommett, Darey, Dickinson, Drummond, Dudley, Dunn, Durgin, Edwards, Eustis, Evans, Ewer, Farrington, Hall, Hanson, B. B.; Hanson, H. L.; Hanson, P. K.; Harriman, Hawes, Haynes, Henley, Hichens,

Hodgkins, Hoover, Huber, Humphrey, Keyte, Lewin, Lewis, Lincoln, Littlefield, Lycette, Maddox, McNally, Meisner, Miliano, Mosher, Philbrook, Pike, Porter, Prince, Quinn, Rackliff, Richardson, G. A.; Robertson, Robinson, Sahagian, Sawyer, Scott, C. F.; Scott, G. W.; Shaw, Snow, P. J.; Starbird, Susi, Thompson, Townsend, Trask, Waltz, Watts, White, Williams, Wood.

N A Y — B e d a r d , Belanger, Beliveau, Benson, B e r n a r d , Binnette, Boudreau, B o u r g o i n , Brennan, Brown, Burnham, Carey, Carrier, Carroll, C a r s w e l l , Champagne, Cornell, Cote, Cottrell, Crockett, Crosby, Curran, Cushing, Drigotas, Fecteau, Fortier, Fraser, Fuller, Gaudreau, Gauthier, Gill, Giroux, Harnois, Healy, Hennessey, Hinds, Hunter, Jalbert, Jameson, Kilroy, Kyes, Label, Levesque, Martin, McMann, Nadeau, J. F. R.; Nadeau, N. L.; Pendergast, Quimby, Rideout, Rocheleau, Ross, Roy, Scribner, Shute, Snowe, P.; Soulas, Tanguay, T r u m a n , Wheeler.

ABSENT — Bradstreet, Conley, Couture, D'Alfonso, D a n t o n , Dennett, Foster, Harvey, Hewes, Immonen, Jannelle, J e w e l l , Minkowsky, Noyes, P a y s o n , Richardson, H. L.; Sullivan, Wight.

Yes, 71; No, 60; Absent, 18.

The S P E A K E R : Seventy-one having voted in the affirmative and sixty in the negative, the motion to indefinitely postpone does prevail.

Sent up for concurrence.

**Divided Report**

Report "A" of the Committee on Liquor Control on Bill "An Act relating to the Sunday Sale of Liquor if January 1st Falls on Sunday or Monday" (H. P. 371) (L. D. 518) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Mr. BOISVERT  
of Androscoggin  
— of the Senate.  
Messrs. TANGUAY of Lewiston

KYES of Skowhegan  
COTE of Lewiston  
ROY of Winslow

— of the House.

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

Report was signed by the following members:

Messrs. BECKETT of Washington  
CURTIS of Penobscot  
— of the Senate.

Messrs. HICHENS of Eliot  
SAHAGIAN of Belgrade  
MEISNER  
of Dover-Foxcroft  
— of the House.

Reports were read.

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

Mr. HICHENS: Mr. Speaker, I would like to move that Report "B" "Ought not to pass" be accepted.

The SPEAKER: The gentleman from Eliot, Mr. Hichens, moves that Report "B" or "Ought not to pass" Report be accepted.

Mr. Snowe of Auburn then moved that the measure be tabled until tomorrow.

The SPEAKER: The gentleman from Auburn, Mr. Snowe, moves item thirteen be tabled until Friday, June 9, pending the motion of the gentleman from Eliot, Mr. Hichens, to accept Report "B".

Mr. Hichens then requested a division on the tabling motion.

The SPEAKER: A division on the tabling motion has been requested, and the Chair will open the vote. All those in favor of tabling will vote yes; those opposed will vote no.

A vote of the House was taken.

43 having voted in the affirmative and 83 having voted in the negative, the motion to table did not prevail.

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

Mr. JALBERT: Mr. Speaker, I would like to pose a question to any member of the Liquor Control Committee if they will answer if they so choose, does this bill here mean that if New Year's fell on a Monday that they could open at

nine or ten o'clock on Sunday night?

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, poses a question through the Chair to any member of the Committee who may answer if they choose.

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

Mr. COTE: Mr. Speaker, I understand that now the bill calls for 9:00 to 2:00 A.M., but there is an amendment prepared for this bill which would make it the hours from 10:00 on Sunday evening to 2:00 A.M., on Monday morning. Again it is an extension of two hours. Now if it opened at midnight it would stay open until 2:00 A.M., but it would give you a chance to open at ten o'clock and stay open until 2:00 A.M. The answer is in the affirmative, yes.

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

Mr. JALBERT: Mr. Speaker and Members of the House: Over the many many years I have not gotten up to speak one way or another on any liquor bills. A number of years ago I served on this Committee when it was named the "Temperance Committee," but when I withdrew myself from that committee I did not take any active participation in any debates concerning liquor laws. Like Dr. Meisner, Representative Hichens and others, I happen to be one of those also who do not imbibe in liquor. But that doesn't alter the fact that I don't have it in my home—I do associate myself with those who do.

I happen to be one of those also who take my religious duties very seriously. I honestly believe in my religious duties, one of those who faithfully attends the services of my choice, and strongly believes in prayers both morning and night.

This measure here would allow these institutions or these clubs or hotels or motels, if they so chose to open at ten o'clock till two instead of twelve o'clock till two providing the bill is kept alive and the amendment is put on which I would want done ten till twelve. This would be done on Sunday night at ten o'clock. It would allow

them to do this, it is merely permissive. This would be done after church services, after church services of all faiths are over; and certainly I think this bill should be given consideration, kept alive so that the amendment could be put on making it from ten o'clock till two instead of nine o'clock till two and I certainly hope the motion of the good gentleman from Elliot, Mr. Hichens, does not prevail, so this bill can be kept alive and the amendment till ten o'clock can be put onto the bill in its third reading.

The SPEAKER: The Chair recognizes the gentleman from Dover-Foxcroft, Mr. Meisner,

Mr. MEISNER: Mr. Speaker and Members of the House: I think the same argument for this one would go as used for the previous one. But this seems to be kind of a ridiculous bill to me in that this would not be effective in any way for ten years, from 1973, January 1st on Monday, until 1978, be on Sunday. I don't see the reason for cluttering up our books on laws ten years ahead. Some of us wouldn't be here at that time, probably, and there will be three sessions of the Legislature when probably there will be many other bills that will be presented and passed. I think that this bill, too, should be indefinitely postponed and I so move and call for the yeas and nays.

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

Mr. JALBERT: Mr. Speaker and Members of the House: I would take issue with my very dear friend from Dover-Foxcroft, Dr. Meisner, in that this bill, in my opinion, would take effect ninety days after the present session of the Legislature would adjourn as other bills are concerned, and I am positive that the good gentleman from Dover-Foxcroft, Mr. Meisner, will be around ten years from now; it's problematical if I will be. But I assure him and I know my own self, that whether we are around or not, we'll clutter up the books with laws just the same, ten years from now or twenty years from now.

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

Mr. TANGUAY: Mr. Speaker and Members of the House: I would stand to correct the most honorable Mr. Meisner, he has mentioned that this won't happen for another ten years. And look up the calendar, it's happening this year and it will happen eight years from now. So licensees, every time that this occurs, have the jitters. They have people on their premises and on local enforcement divisions and one of the most capable ones in New England, and they do a fine job of it, and there is no reason, whatsoever, why the taxpayers of this State are not protected.

Many of you don't realize, that on one single barrel of beer, that the Federal Government takes in \$9.00, the State coffers take in \$7.75. The licensees are chiefly responsible for the sale of this beer and liquor, and don't anyone care for the licensees? The State coffers take anywhere from 15 to \$25 million a year for the sale of beer and liquor and they should at least have a little consideration for the licensees who are chiefly responsible for this.

The SPEAKER: The Chair recognizes the gentleman from Kingman Township, Mr. Starbird.

Mr. STARBIRD: Mr. Speaker and Members of the House: A few moments ago I noticed my friend from Stonington earnestly thumbing over the World Almanac. He probably may be able to tell us how often this occurs within a few minutes, but regardless of that I think he will find that it occurs somewhere between six and eight years depending on how leap year occurs. I think the same argument could be used as was used on this previous bill. It is such a small few times that it occurs that it would be definitely cluttering up the books with a law that as far as I can see is unneeded, and therefore I think I shall go along, as I did before, with Mr. Meisner from Dover-Foxcroft.

The SPEAKER: Is the House ready for the question? The pending question is on the motion of the gentleman from Dover-Foxcroft, Mr. Meisner, that both

Reports and Bill "An Act relating to the Sunday Sale of Liquor if January 1st Falls on Sunday or Monday," House Paper 371, L. D. 518, be indefinitely postponed.

The yeas and nays have been requested. For the Chair to order a roll call it must have the expressed desire of one fifth of the members present and voting. All of those desiring a roll call will vote yes; those opposed will vote no. The Chair opens the vote.

A vote of the House was taken, and more than one fifth of the members present having expressed a desire for a roll call, a roll call was ordered.

The SPEAKER: The pending question is on the motion of the gentleman from Dover-Foxcroft, Mr. Meisner, that L. D. 518 be indefinitely postponed. All those in favor of indefinite postponement will vote yes; those opposed will vote no. The Chair opens the vote.

#### ROLL CALL

YEA—Allen, Baker, E. B.; Baker, R. E.; Benson, Berman, Birt, Bradstreet, Bragdon, Buck, Bunker, Carrier, Carroll, Clark, Cookson, Cottrell, Crockett, Crommett, Darey, Dickinson, Drummond, Dudley, Dunn, Durgin, Edwards, Eustis, Evans, Ewer, Farrington, Fortier, Gill, Hall, Hanson, B. B.; Hanson, H. L.; Hanson, P. K.; Harriman, Hawes, Haynes, Henley, Hichens, Hodgkins, Hoover, Huber, Humphrey, Hunter, Keyte, Lewin, Lewis, Lincoln, Littlefield, Lyette, Maddox, McNally, Meisner, Miliano, Minkowsky, Mosher, Philbrook, Pike, Porter, Prince, Quinn, Rackliff, Richardson, G. A.; Robertson, Robinson, Ross, Sahagian, Sawyer, Scott, G. W.; Shaw, Shute, Snow, P. J.; Snowe, P.; Starbird, Susi, Tanguay, Townsend, Trask, Waltz, Watts, White, Williams, Wood.

NAY—Bedard, Belanger, Beliveau, Bernard, Binnette, Boudreau, Bourgoin, Brennan, Brown, Burnham, Carey, Carswell, Champagne, Conley, Cornell, Cote, Curran, Cushing, Drigotas, Fecteau, Fraser, Fuller, Gaudreau, Gauthier, Giroux, Harnois, Healy, Hennessey, Hinds, Jalbert, Jameson, Kilroy, Kyes, Lebel, Levesque, Martin, McMann, Nadeau, J. F. R.;

Nadeau, N. L.; Quimby, Rideout, Rocheleau, Roy, Scribner, Soulas, Thompson, Truman, Wheeler.

**ABSENT**—Couture, Crosby, D'Alfonso, Danton, Dennett, Foster, Harvey, Hewes, Immonen, Jannelle, Jewell, Noyes, P a y s o n , Pendergast, Richardson, H. L.; Scott, C. F.; Sullivan, Wight.

Yes, 83; No 48, Absent, 18.

The **SPEAKER**: Eighty-three having voted in the affirmative and forty-eight having voted in the negative, the motion to indefinitely postpone did prevail. It will be sent up for concurrence.

The **SPEAKER**: The **Chair** recognizes the gentleman from Solon, Mr. Hanson.

Mr. **HANSON**: Mr. Speaker, might I make a motion to reconsider this matter at this time and urge all of the House members to vote against me?

The **SPEAKER**: The gentleman from Solon, Mr. Hanson, now moves that the House reconsider its action whereby this matter was just indefinitely postponed. All of those in favor of reconsidering whereby L. D. 518 was indefinitely postponed will vote yes; those opposed will vote no. The **Chair** opens the vote.

34 having voted in the affirmative and 86 having voted in the negative, the motion to reconsider did not prevail.

### Third Reader

#### Tabled and Assigned

Bill "An Act relating to Election of School Board of City of Old Town" (S. P. 352) (L. D. 936)

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

(On motion of Mr. Levesque of Madawaska, tabled pending passage to be engrossed and specially assigned for Monday, June 12.)

#### Passed to Be Engrossed

Bill "An Act Creating a State Planning Office" (S. P. 668) (L. D. 1696)

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

### Third Reader Indefinitely Postponed

Bill "An Act relating to Excise Tax on Motor Vehicles" (H. P. 1194) (L. D. 1697)

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

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

Mr. **LYCETTE**: Mr. Speaker and Members of the House: As you recall yesterday, I asked for a division on this. I am not going to do so today but I would like to say a few words on the bill and I am sure that if I do not convince anyone that there is nobody going to ask a division and I will know that I am entirely wrong.

I am speaking from the standpoint of the so-called common man. I'll give you just a few figures. I notice that my good friend, Mr. Lewin, had some figures that were applicable to his car and some others in the trucks and I am going to use one of the samples of myself as a so-called common man.

My 1964 car, I figure that the gasoline tax, the state tax, cost me I drive around 10,000 miles a year, it costs me \$45. The town excise tax will be \$35 this year, my insurance is around \$90 and depreciation is \$575 approximately, making a total of \$845 for one year. Now, you may say, well, why drive a car? My wife says that many times because she doesn't drive. I asked her where she would get today. I am wondering where I would get if I was down here in legislature without an automobile.

Now your house tax, the tax on your house, is based on for instance in Houlton, the millage is 70 mills, but it is only based on a forty percent tax, whereas your car is based on the f.o.b. price. I talked with several people the last time I was home, just out of curiosity to see what their reaction was to this excise tax, and one man, a pretty smart business man, he felt that it was very excessive. Now I suppose you will say, well, the town has voted to raise all these taxes, you've got to pay for them. That is true.



Under your present setup you want to relieve the towns of this subsidy on education. Now you have voted, I believe, against the one cent increase on gasoline and, believe it or not, it would only be \$3.45 on the basis of the mileage that I drive, in comparison to \$2.53 increase if this bill is enacted. I just wanted to give you these figures and, as I say, they may not mean a thing, but I think that — I say again, the common man is just taxed about all they can— should be right now on automobiles. Thank you.

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

Mr. RIDEOUT: Mr. Speaker and Members of the House: I rise to support the good gentleman from Houlton, Mr. Lycette. It doesn't seem to me to make sense when we defeated the cigarette tax, which I consider is a luxury, and add more tax to a necessity, the automobile. I would urge that you vote against this measure.

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

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

Mr. LEWIN: Mr. Speaker and Members of the House: I would like to make a few statements, if I may, in rebuttal to Mr. Lycette and his friend. I do not believe that this change proposed in L. D. 1697 will work any undue hardship on those who of necessity might buy a secondhand car. The average cost I believe at the present time would be less than \$2.00. May I review quickly like, the Ford car that I had yesterday on the paper, for your information, listed \$25.35 and in the sixth year \$10.14. That cost stays there.

If by chance I were to buy a small car, a compact car, in the sixth year, the cost is \$4.20. I would pay the minimum of \$5. If I have a large car, after the sixth year, it pays a maximum of \$15.00. There is just so much money available. When you mention the word tax, it's a naughty word. Mother-in-law to some is a naughty word, but we live with them.

Personal property tax, or otherwise, there has to be money available for services. Now, let me take just for a second, if I may, the matter of personal property tax. We have people in our respective towns that live in trailers, or they rent their homes. They do not pay a personal property tax. At the same time, however, they do expect the town or city to take care of their youngsters in school. Everything pertaining to the excise tax is contained in Title 36 in Maine Revised Statutes and I hope the motion as given does not prevail.

The SPEAKER: The pending question is on the motion of the gentleman from Manchester, Mr. Rideout, that item three, L. D. 1697, be indefinitely postponed. The Chair will order a vote. All those in favor of indefinite postponement will vote yes; those opposed will vote no. The Chair opens the vote.

A vote of the House was taken.

56 having voted in the affirmative and 48 having voted in the negative, the Bill was indefinitely postponed and sent up for concurrence.

### Amended Bills

Bill "An Act Adopting the Uniform Arbitration Act" (S. P. 263) (L. D. 644)

Bill "An Act relating to Competence to Stand Trial and Release of Persons Found Not Guilty by Reason of Mental Disease or Defect" (S. P. 361) (L. D. 965)

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.

### Third Reader

#### Tabled and Assigned

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

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

(On motion of Mr. Berman of Houlton, tabled pending passage to be engrossed and specially assigned for Monday, June 12.)

Bill "An Act relating to Hours of County Offices of Androscoggin County" (H. P. 1045) (L. D. 1517)

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.

#### Passed to Be Enacted

An Act relating to Compensation and Allowances for Members of the Indian Tribes at the Legislature (H. P. 89) (L. D. 186)

An Act Increasing Number of Visitors for Maine Maritime Academy (H. P. 382) (L. D. 529)

An Act to Change Date of Caucus Election of City of Biddeford (H. P. 665) (L. D. 920)

An Act relating to Restoration to Service under State Retirement Law (H. P. 1187) (L. D. 1688)

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

Mr. Soulas of Bangor was granted unanimous consent to address the House.

Mr. SOULAS: Mr. Speaker and Ladies and Gentlemen of the House: March progressively with the doers and capitalize on their sense of humor. Your knowledge of human nature and ability to transcend the ordinary to the extraordinary will always prevail. You, who are born today, are appreciative of opportunity and can grasp it and make an excellent showing where many would only bypass or do only the ordinary.

This, ladies and gentlemen, describes the gentleman from Bangor, the Honorable Dr. John Jameson, born today, June 8, 1898, age of 39. I hope you will all join me in wishing him a Happy McNamara's Birthday. (Applause)

#### Orders of the Day

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

An Act relating to the Appointment of Clerks of the Judicial Courts (H. P. 246) (L. D. 354)

Tabled — June 6, by Mr. Ross of Bath.

Pending — Motion of Mr. Shaw of Chelsea to indefinitely postpone.

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

Mr. ROSS: Mr. Speaker and Members of the House: This particular bill had the support of all of the judges and all of the clerks in the State. It was recommended by the Commission on Intergovernmental Relations. It had a unanimous "Ought to pass" Report from the State Government Committee. It is certainly not intended to weaken the county government. All of us who support this bill believe in the philosophy that servants of the people should be elected by the people, but we do not feel that this should cover certain jobs that require special technical skills.

Our clerks that we have now all stood for office and they all won, and I'm sure that they're all doing a very competent job. Still, in my opinion, this is not a logical way to select clerks, because there is always the possibility that in a political campaign an inferior candidate might be a very qualified candidate only because of personality and popularity. Now this is a most important, supervisory, managerial job. I don't consider it fair to force persons to run and touch all of the political bases, yet once they win an office their job has nothing more to do with politics. It is imperative to the efficiency of our Superior Court system that we have the most competent clerks possible.

Now when they run for office the voters really have no idea of the duties they are going to assume, and even if they did, the average voter would not be able to judge the supervisory qualifications of these persons. I would like to mention just a few of these duties because on this point I base my support of this idea.

They are responsible for the operation and supervision of the office; they keep extensive records — all of the law suits start here. They often advise lawyers on procedure; they assist the Superior Court Judges; they schedule hear-

ings and notify the attorneys; they prepare sentences and warrants; they administer oaths and collect fines; they attest records and they keep innumerable other records. In summary, I feel that public interest is best served if certain county officials like the Clerks of Court are appointed. Now this is in no way a reflection of the operation of county government. It is only a logical step to assure competency.

Now we already have a precedent in this matter because Clerks of the Law Court or the Supreme Court are already appointed by the Chief Justice. Now there's only one thing lacking in the bill today — there is no provision made for the tenure of the Clerks who are presently holding that office. This I believe should be taken care of, and I personally trust that the indefinite postponement motion is defeated, and if it is, then I will offer an amendment which is filed under Filing House 403, which says it is the intent of the Legislature that Clerks of the Judicial Courts shall continue in office until the expiration of their present terms. I trust the motion does not prevail.

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

Mr. QUINN: Mr. Speaker and Members of the House: The gentleman from Bath has learned his lesson so well, that I don't have to repeat a thing that he said; I wish to confirm everything he said, and as one who has practiced law a number of years I know the value of having somebody in the Clerk of Courts office that knows their business. It is a most valuable office; it's an office that handles most important matters, not only of the Superior Court but matters going to the Law Court, and the records of those courts are most important.

Now I do realize a lot of folks think that people should be elected to these jobs. Now a person elected to the job normally is a person that has no experience, no knowledge in the job. Under this procedure the Chief Justice, who knows all of the officers in the various counties, would select the best qualified person, and I believe the procedure might be that if

something happened to the Clerk of Courts, most of our Courts now have Deputy Clerks of Court and the normal thing to do would be to advance the Deputy to the higher grade because the Deputy would be a person that would have the most experience other than the Clerk itself. Therefore, I would go along and suggest that you go along with this change of procedure whereby the Clerks of Court are appointed by the Chief Justice of the Supreme Court. Now he, of course, will consult with other members of his Court and also with the Bar in the different counties before making the appointment, so that the most qualified person will be selected.

Now I understand, I don't recall, that this amendment has been offered yet by Brother Ross—yes—but I'm merely going to make reference—very good—thank you very much.

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

Mr. RIDEOUT: Mr. Speaker and Members of the House: I just rise briefly to support the gentleman from Bath, Mr. Ross, and point out one further thing—that not only are the Clerks of the Federal Courts appointed, but the Clerks of the District Courts are also appointed, so to be consistent it would be well if we appointed the Superior Court Clerks.

The SPEAKER: The Chair recognizes the gentleman from Rumford, Mr. Beliveau.

Mr. BELIVEAU: Mr. Speaker and Members of the House: I rise also to concur with the three previous speakers, and I don't believe I have too much more to add to what has already been said, but it is interesting to note that historically that in the first Constitution of Maine, the Clerks of Courts together with other county officials were all appointed by the Governor — it was only towards the latter part of the Nineteenth Century that the appointive power of the Governor was changed to elective office.

Now, in addition to being recommended by the Intergovernmental Relations Committee, this bill — or

the change was also suggested by Professor Edward Dow, in probably one of the earliest treatises on county government, and he felt that this was one of the very needed reforms; and again I concur with the other gentlemen, that it is very important that politics be divorced from our Judiciary and I strongly urge the Members of this House to vote against the motion to indefinitely postpone.

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

Mr. HENLEY: Mr. Speaker and Members of the House: I rise just to briefly concur with the previous gentlemen on this. I am a layman on the subject, but I feel that it is a good bill.

I would like to pose a question through the Chair. Does this change the status of payment of the Clerk of Courts?

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

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

Mr. ROSS: Mr. Speaker, in answer to the gentleman's question, this does not affect the salary of the Clerks.

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

Mr. COTE: Mr. Speaker and Members of the House: In looking over this bill I'm for indefinite postponement.

What we are going to do here is to create another mecca for lawyers. At present, you don't have to be a lawyer to be a candidate for Clerk of Courts, and I can guarantee you if this bill passes that at the next session of the Legislature or recommended by the Superior Court Judge, you'll be paying salaries of 16 and 18 thousand dollars a year for these clerks.

The SPEAKER: The Chair recognizes the gentleman from Kingman Township, Mr. Starbird.

Mr. STARBIRD: Mr. Speaker and Members of the House: Although this might be true, it is

not necessarily true, and it says nothing about the qualifications I believe in the bill. I think it is entirely left to the appointing agency as to what qualifications, or best qualifications that they might have, so, I might also remind you that it did have the unanimous report; the ten committee members were entirely in agreement on this matter and I would urge you to vote against indefinite postponement.

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

Mr. JALBERT: Mr. Speaker, I would ask of any member of the State Government Committee if they can answer, if they know the answer, I possibly would feel that there might be some research to be done, if they didn't know the answer. How many, in our counties, how many Clerks of Court are non-lawyers?

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, poses a question through the Chair to anyone who may answer if they choose.

The Chair recognizes the gentleman from Rumford, Mr. Beliveau.

Mr. BELIVEAU: Mr. Speaker and Members of the House: I don't intend to preempt any members of State Government, but I do know that there are only three members — three Clerks of Court in the State that are members of the Bar, and I don't know whether all three are practicing attorneys, but three are members of the Bar.

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

Mr. JALBERT: Mr. Speaker, on the basis of that contention, I'm wondering whether or not there should not be something spelled out if the bill failed of indefinite postponement. If the bill was passed, I was wondering if something should be spelled out in the measure to the effect that the Clerk of Courts does not necessarily — further spell out that a Clerk of Courts does not necessarily have to be a member of the Bar, because certainly no aspersion cast on the excellent gentleman, Chief Justice Williamson, but I mean it's fair to assume that as an attorney

himself he could conceivably have leanings towards members of the Bar, and in view of the fact that only three out of the sixteen are members of the Bar, then somewhere along the line it should be spelled out as to what the qualifications are in this measure.

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

Mr. BRAGDON: Mr. Speaker and Members of the House: As I sit here listening the question occurs to me also that I would like to pose to any member of the Committee or any member of the Bar who would feel qualified to answer it. If I understand correctly at the present time we have Clerks of Court in every county in the State. My question would be this. Under this new setup would it be possible, or feasible or practical if many of these small counties did not need a full-time Clerk of Courts that a smaller number of clerks of the various courts would be possible? In other words, many small counties might eliminate positions in this way?

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

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

Mr. QUINN: Mr. Speaker, a Clerk of Courts' position is a full time position in all the counties, and of necessity must be that way.

The salaries of the Clerks of Courts are established by the Legislature, so that there will be no question about changes in the salary of the Clerks of Courts other than it is done by the Legislature itself. In my experience at the Penobscot Bar of 43 years, the Clerk of Courts has been a civilian most of the time. There was one occasion when the Clerk of Courts died, that an attorney was appointed in the interim until the election of a new clerk, so that as far Penobscot County is concerned over the years only temporarily did we have an attorney of the Bar a Clerk of Courts.

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

Mr. ROSS: Mr. Speaker and Members of the House: Procedurally, so we will have the whole bill before us as suggested by the gentleman from Bangor, Mr. Quinn with the amendment, I now move that the rules be suspended.

The SPEAKER: The gentleman is debating this motion.

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

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

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, now moves this matter Bill "An Act relating to the Appointment of Clerks of the Judicial Courts," House Paper 246, L. D. 354, be tabled until Monday, June 12, pending the motion of the gentleman from Chelsea, Mr. Shaw, to indefinitely postpone.

Mr. Healy of Portland requested a division.

The SPEAKER: A vote has been requested. All those in favor of this matter being tabled until Monday, June 12, will vote yes and those opposed will vote no and the Chair opens the vote.

A vote of the House was taken.

57 having voted in the affirmative and 50 having voted in the negative, the tabling motion did prevail.

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

HOUSE MAJORITY REPORT (8)  
—Ought Not to Pass—Committee on State Government on Bill "An Act relating to Increasing Revenue of the Liquor Commission" (H. P. 1031) (L. D. 1497)—MINORITY REPORT (2)—Ought to Pass.

Tabled—June 6, by Mr. Levesque of Madawaska.

Pending—Acceptance of either Report.

The SPEAKER: The Chair recognizes the gentleman from Machias, Mr. Watts.

Mr. WATTS: Mr. Speaker, I move we accept the Majority "Ought not to pass" Report.

The SPEAKER: The gentleman from Machias, Mr. Watts, now moves the acceptance of the Majority Report.

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

Mr. LEVESQUE: Mr. Speaker, I move this matter be retabled until Monday, June 12.

The SPEAKER: The gentleman from Madawaska, Mr. Levesque now moves this matter be tabled pending the motion of the gentleman from Machias, Mr. Watts to accept the Majority Report and be specially assigned for Monday, June 12.

Mr. Hanson of Gardiner requested a division.

The SPEAKER: A vote has been requested. All those in favor of the tabling motion will vote yes, those opposed will vote no and the Chair opens the vote.

A vote of the House was taken.

67 having voted in the affirmative and 45 having voted in the negative, the tabling motion did prevail.

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

An Act Continuing Governor's Advisory Council on the Status of Women (H. P. 766) (L. D. 1113)

Tabled—June 7, by Mr. Richardson of Cumberland.

Pending—Ordering of Roll Call.

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

Mr. BIRT: Mr. Speaker and Ladies and Gentlemen of the House: This is one of two bills, the other one follows, which set up Governors' Advisory Councils. The amount of money involved in this is a very small amount of money, it is particularly in relation to the amount of money that we are going to be spending in this Legislature. I think the committee, as I understand from some of the reports, has done an effective job, and I would think it would be a very bad move on the part of the Legislature to indefinitely postpone this.

I think in reading some parts of the emergency preamble where it says: "Whereas, such council has studied the various aspects of the status of women in Maine and the contributions our female

population can and does make to the general well-being of the State; and Whereas, the continuity of the work of this council will be interrupted and it will be unable to function adequately unless funds are made available to it;" it would seem to me that this bill should have passage and I would certainly hope that the roll call vote will support the passage of this emergency legislation.

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

Mrs. WHITE: Mr. Speaker and Members of the House: I concur exactly with the words of Mr. Birt from East Millinocket, and I do feel that it has been an important council and that it does have further work to do and it should be allowed to do so. The bill did come out of the State Government Committee unanimous ought to pass and I hope very much that you will vote to continue it as an emergency.

The SPEAKER: The Chair recognizes the gentleman from Auburn, Mr. Snowe.

Mr. SNOWE: Mr. Speaker and Members of the House: I would like to pose a question through the Chair to any member that would answer. Just what does this council accomplish?

The SPEAKER: The gentleman from Auburn, Mr. Snowe, poses a question through the Chair to any member who may answer if they choose and the Chair recognizes the gentlewoman from Portland, Mrs. Carswell.

Mrs. CARSWELL: Mr. Speaker, for one thing, which I think is very important, equal rights for women insofar as jobs and pay and so forth, and if I may I will go a little bit further. Now that we have the Job Corps Training Center in the State of Maine, I think it is a valuable job for this committee to do for these women. I hope that the bill receives passage.

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

Mr. JALBERT: Mr. Speaker and Members of the House: The lady from Portland, Mrs. Carswell mentioned that this would bring

equal rights for women. It's the first time I ever heard they wanted to bring themselves down to our level. (laughter)

The SPEAKER: The House will be in order. The Chair recognizes the gentleman from South Portland, Mr. Gill.

Mr. GILL: Mr. Speaker, I understand from the gentlewoman from Portland, Mrs. Carswell that she wants to be brought down to our level, which I don't think can ever happen. However, according to the statement of Mr. Birt, he says they made valuable contributions. I believe that the taxpayers of the State of Maine are making a slightly valuable contribution to this committee and I am not completely satisfied with the answer that the gentleman Mr. Snowe received to his question.

The SPEAKER: The Chair recognizes the gentlewoman from Orono, Mrs. Cornell.

Mrs. CORNELL: Mr. Speaker, frankly I think we have equal rights; however, I may be one of the few members of the Legislature that has read one of the reports that came out of this committee, or council, and they do rather valuable studies I think, that industry is quite interested in having. With more industries coming in that need women on certain assembly line plants and so forth, they really can gain quite a lot from these reports because they investigate how many women are working, how many would like to work but cannot work because of certain problems, and suggestions as to what the State or the community could do to make it easier for some of these women to work, and I think if Mr. Snowe read the report, I believe it was sent to all the Legislative members, at least I received one, and I would have no other reason to receive one, he might gain very valuable information on what this work consists of. I never served on it, and it has just been the information that has come to us from the hearing and this report that has made the State Government Committee comes out with a unanimous ought to pass. Does that answer the question?

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

Mr. GILL: Mr. Speaker, as I understand it, the money that we appropriate goes for the printing of this report.

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

Mr. NADEAU: Mr. Speaker, from the words of our previous speaker, it seems like we are trying to eliminate the employment bureau. We have also others, we have the Maine Civic League who is now looking into murders and what not, I don't know, I had a list of about thirty things they want me to vote on to see if I went along with it.

This is just another board which I think is very unnecessary and as previously spoken our taxpayers are already contributing too much already, and I hope you will defeat this.

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

Mr. LITTLEFIELD: Mr. Speaker, Ladies and Gentlemen of the House: I am thoroughly convinced that the League of Women Voters can take care of the status of women, and I believe that this bill is unnecessary and we should defeat it.

The SPEAKER: The Chair recognizes the gentlewoman from Orono, Mrs. Cornell.

Mrs. CORNELL: The League of Women Voters has absolutely nothing to do with this council or any of the studies that they do. The League of Women Voters, all they study are legislative matters, and they don't study status of women or educational needs of women or any other things that the council studies. I have been a member of that so I do know what they study.

I might also point out, if you men are particularly interested in expenses, they also study exactly what women who are educated do with their education, and for all you know it might come out that it is worthless to educate these women and cut down on expenses you know. (laughter)

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

Mrs. BAKER: Mr. Speaker, some of you who served with me in the 102nd session remember probably that I sponsored the bill which passed and is now on our books which came out of this committee, this commission on the status of women, this was the so-called equal pay for equal work. The commission has done a wonderful job in their research finding out that many times women were not paid salaries comparable to men doing the same work, this is in office work, and as a result, this bill passed. I consider such things as this most worthwhile which have come out of the commission among many others.

Probably most of you know, it might be well to refresh our memory, that the original conception of the idea of the Commission on the Status of Women was started with President Kennedy on the National level. It was quickly adopted by all the states, most all the states I would presume, at least we were very happy to know that Maine went along with this and former Governor Reed appointed the first Commission on the Status of Women for the State of Maine. I have been connected with some of their studies and some of their work and they really do an outstanding job I feel for the State, and I hope you will send this along for passage on the roll call vote.

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

Mr. HEALY: Mr. Speaker and Ladies and Gentlemen of the House: I have never been able to shut off a woman and I don't expect to succeed right now, but I remind you that this bill calls for about \$1500 or something like that, and each day of the Legislature now costs the taxpayers of the State \$9,000, and my concern for the taxpayers I shouldn't say paramount to the women, but however, I believe it is about time for the previous question on this one.

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

Mrs. CARSWELL: Mr. Speaker, I think the taxpayers will be very well rewarded if they do keep this committee in action.

Now on page 2 of this L. D., Section 2: "Duties and activities. The council shall act in an advisory and consultative capacity and may promote and coordinate activities designed to meet the problems of women on the state and community levels, including information on effective programs elsewhere in the State and nation." Now as I said before, the Committee has an important job to do insofar as the State of Maine has one of the largest Job Corps Training Centers in the nation. Governor John Reed reported to the National Business and Professional Womens Club and in the magazine, their magazine that comes out monthly, he stated that there is a very important job for the Committee on the Status of Women to do at the Job Corps Training Center in cooperation with them. Thank you.

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

Mrs. WHITE: Mr. Speaker and Members of the House: I would like to reply to the gentleman, Mr. Gill from South Portland, that it is correct the money on this bill is to print the report. It is suggested, by the Federal Status of Women organization that there shall be a report brought out every several years. And also, I would reply to what concerns Mrs. Baker, the gentlewoman from Winthrop has said, that we do try to keep abreast and up to date concerning legislation which does benefit Maine women and the summary you will find in the report — there has been one report brought out, and in that summary you will find that there are legislative suggestions made, or suggestions made for legislation to be brought before the Legislature.

I hope very much that you will continue this Council.

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



Mr. NADEAU: Mr. Speaker and Members of the House: I didn't realize that this group was responsible for bringing in the Job Corps. I thought that was under Federal funds and now it's State funds. I know we have all heard of the Boston Tea Party; I would like to eliminate this Maine Tea Party. I would like one correction to make. It was said that this would cost \$1,500, but according to this bill here, it says it is going to cost \$1,000 the first year and two the next, and who knows the next and the next and the next. It says here, meetings, I would like to have you know what this bill says. This group shall meet not less than three times a year. Can you imagine what they are going to do three times a year? We have been here for over six months and we're still not going home. But this group is going to meet three times a year and they are going to get a thousand dollars. We're here six months for two. Let's eliminate this Maine Tea Party.

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

Mr. MARTIN: Mr. Speaker and Members of the House: I certainly don't want to get into an argument with my dear friend from Sanford, Mr. Nadeau, but I would make a few points.

This Committee or this Council is an advisory council and I would also make one further comment that the State Government Committee reported this bill out unanimously "ought to pass." And, as you may know we have one lady member on the Committee, the gentlewoman from Orono, Mrs. Cornell. She certainly did not use her influence, as a member of the fairer sex, to influence the State Government Committee to report this bill out unanimously "ought to pass." The nine male members on this Committee felt that this legislation should become law and that this Council should be continued and I certainly hope that if you don't agree with the gentlewoman from Orono that you do agree with the nine male members of the State Government Committee.

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

Mr. JALBERT: Mr. Speaker and Members of the House: I know the seriousness of this piece of legislation. By the same token I also know that life would be very, very dull if we didn't enjoy ourselves with a little piece of levity. Now, I might suggest to the gentleman from Eagle Lake, Mr. Martin, that he meet with some of us so we can possibly teach him a couple of lessons. As far as I am concerned, I would suggest to him that any time that you see a lady on a committee, it behooves me that somewhere along the line, particularly where it concerns a measure that reads the status of women, if he or anybody else doesn't think that the very presence of a lady member on that committee with a bill with that title would have no influence, and anyone who thinks that is about ready to be given a title by me.

Another lesson that I might give to the gentleman from Eagle Lake, Mr. Martin, is this. Insofar as I am concerned, I am waiting to see those lights go on and I want to see just who is going to vote against this thing. As far as I am concerned, I have been married for twenty-seven years and a few months. I still don't know the status of my wife. I am for further study. I'm for this bill.

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

Mrs. BOUDREAU: Mr. Speaker and Members of the House: To answer a remark of Mr. Nadeau from Sanford, maybe this Council only meets three times a year but that does not mean that the members are idle in between meetings. I belong to an organization, Credit Women International, and we have found Miss Baines from this group very helpful and I am sure all the other members are active in between as well as she is.

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

Mr. JALBERT: Mr. Speaker and Members of the House: I might further add that if you think that the lady from Portland, Mrs. Boud-

reau, says that even if these members only meet three times a year, I assure you of one thing, if these lady members of this Committee meet once a year, anyone that says that they are idle when they're meeting is making a masterful piece of understatement.

The SPEAKER: The Chair recognizes the gentleman from Gardiner, Mr. Hanson.

Mr. HANSON: Mr. Speaker and Members of the House: I voted against this bill yesterday, but I am going to support it today but I have one question in regards to — is there a Senate amendment on this, S-209?

The SPEAKER: The Chair would advise the gentleman that is correct.

Mr. HANSON: Possibly somebody on the Committee could explain just what this amendment does. I can see no difference between this amendment and the original bill.

The SPEAKER: The Chair recognizes the gentlewoman from Orono, Mrs. Cornell.

Mrs. CORNELL: Mr. Speaker and Members of the House: We took this up so long ago I have rather forgotten myself, but as I remember it the amendment actually didn't change the bill much, it just stated the appropriation in a separate part down at the bottom as requested by Appropriations.

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

Mr. COTTRELL: Mr. Speaker and Members of the House: I think this amendment puts this in as an emergency act to take effect July 1, 1967.

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

Mr. FARRINGTON: Mr. Speaker and Members of the House: If you will observe my seating position here, I seem to be surrounded more by the fairer sex than anyone else in the House. I just want to let the House know that I am voting my own convictions, even though I am voting for the bill. Thank you very much.

The SPEAKER: The Chair recognizes the gentleman from Naples, Mr. Burnham.

Mr. BURNHAM: Mr. Speaker and Members of the House: I would like to make the observation that if we don't pass this bill that we will probably be here all summer. Thank you.

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

Mr. LITTLEFIELD: Mr. Speaker, I have one question. Is this an emergency enactor?

The SPEAKER: The Chair would advise the gentleman in the affirmative.

The SPEAKER: All those desiring a roll call will vote yes and those opposed will vote no and the Chair opens the vote.

A vote of the House was taken, and more than one fifth of the members present having expressed a desire for a roll call, a roll call was ordered.

The SPEAKER: The pending question is on the enactment of an emergency measure of An Act Continuing Governor's Advisory Council on the Status of Women, House Paper 766, L. D. 1113.

All those in favor of this Bill being passed as an emergency measure will vote yes and those opposed will vote no and the Chair opens the vote.

#### ROLL CALL

YEA — Allen, Baker, E. B.; Baker, R. E.; Bedard, Belanger, Beliveau, Benson, Berman, Bernard, Binnette, Birt, Boudreau, Bourgoin, Bradstreet, Brennan, Brown, Buck, Bunker, Burnham, Carrier, Carroll, Carswell, Champagne, Clark, Conley, Cookson, Cornell, Cottrell, Crockett, Crommett, Crosby, Curran, Cushing, Darey, Dickinson, Drigotas, Dudley, Eustis, Evans, Ewer, Farrington, Fecteau, Fortier, Fraser, Fuller, Gaudreau, Giroux, Hall, Hanson, B. B.; Hanson, H. L.; Hanson, P. K.; Harnois, Hawes, Haynes, Healy, Hennessey, Hodgkins, Hoover, Humphrey, Hunter, Immonen, Jalbert, Jameson, Keyte, Kilroy, Kyes, Lebel, Levesque, Lewin, Lincoln, Lycette, Maddox, Martin,

McMann, Meisner, Miliانو, Minkowsky, Mosher, Pendergast, Philbrook, Pike, Porter, Prince, Quimby, Quinn, Richardson, G. A.; Rideout, Robertson, Robinson, Rocheleau, Ross, Sahagian, Sawyer, Scott, G. W.; Scribner, Shaw, Shute, Soulas, Starbird, Thompson, Townsend, Trask, Truman, Waltz, Watts, Wheeler, White, Wood.

**NAY**—Carey, Cote, Couture, Durgin, Edwards, Gill, Henley, Hichens, Hinds, Huber, Lewis, Littlefield, McNally, Nadeau, J. F. R.; Nadeau, N. L.; Rackliff, Snow, P. J.; Snowe, P.; Tanguay, Wight, Williams.

**ABSENT** — Bragdon, D'Alfonso, Danton, Dennett, Drummond, Dunn, Foster, Gauthier, Harriman, Harvey, Hewes, Jannelle, Jewell, Noyes, Payson, Richardson, H. L.; Roy, Scott, C. F.; Sullivan, Susi.

Yes, 108; No, 21; Absent, 20.

The **SPEAKER**: The Chair will announce the vote. One hundred and eight having voted in the affirmative and twenty-one having voted in the negative, the Bill is passed to be enacted. It will be signed by the Speaker and sent to the Senate.

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

An Act Appropriating Moneys for the Continuing Activities of the Committee on Aging (H. P. 866) (L. D. 1279)

Tabled—June 7, by Mr. Benson of Southwest Harbor.

Pending—Passage to be enacted. (Roll Call ordered)

The **SPEAKER**: The Chair recognizes the gentleman from Southwest Harbor, Mr. Benson.

Mr. **BENSON**: Mr. Speaker and Members of the House: I would only make the observation that if there is any segment of our population which needs our attention and consideration it is certainly the aging, and I would certainly hope that this House would go along with the passage of this as an emergency measure and, just for review, I would remind you that the appropriation is for \$3,000 in each year of the biennium and certainly

we can afford this amount of money for our aging population. Thank you.

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

Mr. **GILL**: Mr. Speaker and Members of the House: I am aware and I know when the tide is running against me, so I would be in favor of the passage of this bill.

The **SPEAKER**: The Chair recognizes the gentleman from Auburn, Mr. Snowe.

Mr. **SNOWE**: Mr. Speaker and Members of the House: Yesterday I voted against the passage of this bill. Since then I have done a little study on it and I can see where this Committee, unlike the one we just voted for, is doing a whale of good. I know they are doing a good job in Auburn and I am in favor of it so I will vote in favor of this bill.

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

Mr. **NADEAU**: Mr. Speaker and Members of the House: Having worked with Medicare, I hope everyone will vote in favor of this, especially since we just gave the girls \$3,000 for tea.

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

Mr. **JAMESON**: Mr. Speaker and Members of the House: This being my birthday today, I would like to ask a question before I vote. Am I included in the aged?

The **SPEAKER**: The Chair would consider this a facetious question, and will not pose the question to this body.

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

Mr. **McMANN**: Mr. Speaker and Members of the House: First I must apologize to Representative Benson for what I said yesterday on the tabling motion. And I was surprised at the vote on this for the simple reason that it passed twice here and we passed \$3,000 on the other emergency for another thousand which is \$4,000 instead of \$3,000 and it came back from the Chairman of the Appropriations Committee, Mr. Berry, who very

graciously put the amendment on, and I was surprised for several reasons. Unfortunately, whether some people believe it or not, they are going to grow old and after you get sixty years of age, you are among the aged, so I believe Brother Jameson is in that group.

This money takes care of the Three-quarter Century Club, primarily, also the Senior Citizens and the Golden Groups throughout the State. This morning I received a card — I did not receive it, it was just addressed to me in Augusta, that is all. It comes from Oxford, Maine; Three-Quarter Century Club, Augusta, Maine.

“As the 42nd Anniversary of the Club draws near, I am anxious for you to have my change of address from last year, 84 Pine Street, Portland, Maine, to Oxford, Maine, RFD 1. I hope this reaches the proper hands as I am not sure where to address you”. This is from Christine Ivory of Oxford. That has been running for 42 years and unfortunately if this money is not appropriated ladies and gentlemen, the Three-Quarter Century this year will not operate. So I ask you to please vote for that measure.

The SPEAKER: The Chair recognizes the gentleman from Gardiner, Mr. Hanson.

Mr. HANSON: Mr. Speaker, I'm a little confused at the present time. Hasn't the amendment presented by the gentleman from Bath, Mr. McMann under filing H-180 been presented and added to this bill which increases the price from \$3,000 to \$4,000 annually?

The SPEAKER: The gentleman from Gardiner Mr. Hanson, poses a question through the Chair to the gentleman from Bath, Mr. McMann who may answer if he chooses and the Chair recognizes that gentleman.

Mr. McMANN: Mr. Speaker and Ladies and Gentlemen: Originally the bill was for \$3,000 and it was passed, but as we have had \$4,000 — the Committee has had \$4,000 each year for the last two years and previous to that they had \$11,000 per year, when it went into the House, the Chairman of the Appropriations Committee in-

advertently did not take into consideration the amendment and he put it back to \$3,000 and then he apologized himself and he put the other amendment on, that's what makes it come back here now as an emergency measure again, so it is \$4,000 instead of \$3,000.

The SPEAKER: Is the House ready for the question? A roll call has been ordered. All those in favor of this Bill An Act Appropriating Moneys for the Continuing Activities of the Committee on Aging, House Paper 866, L. D. 1279, being passed to be enacted as an emergency measure will vote yes, those opposed will vote no and the Chair opens the vote.

#### ROLL CALL

YEA — Allen, Baker, E. B.; Baker, R. E.; Belanger, Beliveau, Benson, Berman, Bernard, Binnette, Birt, Boudreau, Bourgoin, Bradstreet, Brennan, Brown, Buck, Bunker, Burnham, Carey, Carrier, Carroll, Carswell, Champagne, Clark, Conley, Cookson, Cornell, Cote, Cottrell, Couture, Crockett, Crommett, Crosby, Curran, Cushing, Darey, Dickinson, Drigotas, Dudley, Dunn, Durgin, Edwards, Eustis, Evans, Ewer, Farrington, Fecteau, Fortier, Fraser, Fuller, Gaudreau, Gauthier, Gill, Giroux, Hall, Hanson, H. L.; Hanson, P. K.; Harnois, Hawes, Haynes, Henley, Hennessey, Hichens, Hinds, Hodgkins, Hoover, Huber, Humphrey, Hunter, Immonen, Jalbert, Jameson, Keyte, Kilroy, Kyes, Lebel, Levesque, Lewin, Lewis, Littlefield, Maddox, Martin, McMann, McNally, Meisner, Miliano, Minkowsky, Mosher, Nadeau, J. F. R.; Pendergast, Philbrook, Pike, Porter, Prince, Quimby, Quinn, Rackliff, Richardson, G. A.; Rideout, Robertson, Robinson, Rocheleau, Ross, Sahagian, Sawyer, Scott, G. W.; Scribner, Shaw, Shute, Snow, P. J.; Snowe, P.; Soulas, Starbird, Tanguay, Thompson, Townsend, Trask, Truman, Waltz, Watts, Wheeler, White, Wight, Wood.

NAY — Williams.

ABSENT — Bedard, Bragdon, D'Alfonso, Danton, Dennett, Drummond, Foster, Hanson, B. B.;

Harriman, Harvey, Healy, Hewes, Jannelle, Jewell, Lincoln, Lycette, Nadeau, N. L.; Noyes, Payson, Richardson, H. L.; Roy, Scott, C. F.; Sullivan, Susi.

Yes, 124; No, 1, Absent, 24.

The SPEAKER: The Chair will announce the vote. 124 having voted in the affirmative and one in the negative, the Bill is passed to be enacted as an emergency measure, it will be 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 relating to Use of Dealer Registration Plates (H. P. 124) (L. D. 150) (In House, indefinitely postponed on passage to be enacted)

(In Senate, passed to be engrossed as amended by House Amendment "A" (H-75) and Senate Amendment "A" (S-228) in non-concurrence)

Tabled — June 7, by Mrs. Lincoln of Bethel.

Pending — Further consideration.

On motion of Mr. Crosby of Kennebunk tabled pending further consideration and tomorrow assigned.

The Chair laid before the House a matter tabled earlier and assigned for later in today's session:

Bill "An Act relating to the Financing of the State Liquor Commission," H. P. 1147, L. D. 1683, tabled earlier by Mr. Starbird of Kingman Township pending further consideration.

On further motion of the same gentleman, retabled pending further consideration and specially assigned for Monday, June 12.

On motion of Mr. Benson of Southwest Harbor,

Adjourned until nine-thirty o'clock tomorrow morning.