

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Third
Legislature*

OF THE

STATE OF MAINE

1967

KENNEBEC JOURNAL
AUGUSTA, MAINE

SENATE

Thursday, March 23, 1967

Senate called to order by the President.

Prayer by Rev. Everett Scruton of Fairfield.

Reading of the Journal of yesterday.

Papers from the House

Non-concurrent Matters

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

In Senate, March 8, Passed to be Engrossed.

Comes from the House, recommended to the Committee on State Government in non-concurrence.

On motion by Mr. Harding of Aroostook, tabled and specially assigned for Wednesday, March 29 pending consideration.

Bill "An Act Relating to Religious Faith of Foster and Adoptive Homes." (S. P. 246) (L. D. 606)

In Senate, March 15, Passed to be Engrossed As Amended by Committee Amendment "A".

Comes from the House, Passed to be Engrossed As Amended by Committee Amendment "A" (S-15), as amended by House Amendment "A" (H-94) thereto in non-concurrence.

On motion of Mr. Snow of Cumberland, the Senate voted to recede and concur with the House.

House Papers

Bill "An Act Relating to Evidence in Prosecutions for Perjury." (H. P. 1078) (L. D. 1541)

Comes from the House referred to the Committee on Judiciary.

Bill "An Act Creating the State Witness Immunity Act." (H. P. 1079) (L. D. 1542)

Comes from the House referred to the Committee on Judiciary.

Which were referred to the Committee on Judiciary in concurrence.

Order

On motion by Mr. Duquette of York ORDERED, the House concurring, that there be printed three thousand (3,000) additional

copies of the Senate and House Registers. (S. P. 581)

Which was read and passed.
Sent down for concurrence.

Committee Reports House

Ought Not to Pass

The Committee on Transportation on Bill "An Act Relating to List of Recipients of Aid to the Blind for Determining Eligibility for Motor Vehicle Operators' Licenses." (H. P. 174) (L. D. 237)

Reported that the same Ought not to Pass.

Comes from the House, report read and accepted.

The Committee on Transportation on Bill "An Act Relating to Operation of Motorcycles While Learning to Drive." (H. P. 434) (L. D. 598)

Reported that the same Ought not to Pass.

Comes from the House, report read and accepted.

The Committee on Transportation on Bill "An Act Permitting Municipalities to Regulate the Operation of Bicycles." (H. P. 612) (L. D. 905)

Reported that the same Ought not to Pass.

Comes from the House, report read and accepted.

Which reports were read and accepted in concurrence.

Ought to Pass

The Committee on Health and Institutional Services on Bill "An Act Increasing Fees for Registration of Barbers." (H. P. 487) (L. D. 700)

Reported that the same Ought to Pass.

Comes from the House, report read and accepted and the Bill Passed to be Engrossed.

The Committee on Judiciary on Bill "An Act Relating to the Guardianship of Mentally Retarded Persons." (H. P. 408) (L. D. 574)

Reported that the same Ought to Pass.

Comes from the House, report read and accepted and the Bill Passed to be Engrossed.

The Committee on Judiciary on Resolve "Authorizing Attorney General to Convey Interest of the State in Certain Islands in Little

Sebago Lake to Merton A. Look.” (H. P. 367) (L. D. 514)

Reported that the same Ought to Pass.

Comes from the House, report read and accepted and the Bill passed to be Engrossed.

The Committee on Judiciary on on Bill “An Act Relating to Filing Abstract of Record of Divorce with Superior Court.” (H. P. 684) (L. D. 955)

Reported that the same Ought to Pass.

Comes from the House, report read and accepted and the Bill Passed to be engrossed.

The Committee on Judiciary on Resolve “Permitting R. De a n Sequin of South Paris to Take the Examination for Admission to Practice Law.” (H. P. 514) (L. D. 727)

Reported that the same Ought to Pass.

Comes from the House, report read and accepted and the Bill Passed to be Engrossed.

The Committee on Legal Affairs on Bill “An Act Relating to Investment of Funds of Credit Unions.” (H. P. 414) (L. D. 580)

Reported that the same Ought to Pass.

Comes from the House, report read and accepted and the Bill passed to be engrossed.

The Committee on Legal Affairs on Resolve “To Change the Name of Long Pond, Sandy River Plantation, Franklin County, to Beaver Mountain Lake.” (H. P. 324) (L. D. 458)

Reported that the same Ought to Pass.

Comes from the House, report read and accepted and the Bill Passed to be Engrossed.

The Committee on Retirements and pensions on Bill “An Act Relating to Retirement Benefits for Police Officers Under State Retirement System.” (H. P. 719) (L. D. 1014)

Reported that the same Ought to Pass.

Comes from the House, report read and accepted and the Bill passed to be engrossed.

The Committee on Retirements and pensions on Resolve “Providing for a Retirement Allowance

for Lois Blackwell Goodwin.” H. P. 721) (L. D. 1016)

Reported that the same Ought to Pass.

Comes from the House, report read and accepted and the Bill Passed to be Engrossed.

Which reports were read and accepted in concurrence, the Bill and Resolves read once and tomorrow assigned for second reading.

Ought to Pass — As Amended

The Committee on Business Legislation on Bill “An Act Prohibiting Use of the Name Industrial Bank.” (H. P. 467) (L. D. 680)

Reported that the same Ought to Pass As Amended by Committee Amendment “A” (H-74)

Comes from the House, report read and accepted and the Bill Passed to be engrossed, As Amended.

The Committee on Judiciary on Bill “An Act Relating to Divorce Actions by Military Non-residents Stationed in Maine.” (H. P. 104) (L. D. 131)

Reported that the same Ought to Pass As Amended by Committee Amendment “A” (H-88)

Comes from the House, report read and accepted and the Bill Passed to be Engrossed, As Amended.

The Committee on Judiciary on Bill “An Act to Correct Errors and Inconsistencies in Uniform Commercial Code and to Amend Certain Statutes to Conform Thereto.” (H. P. 582) (L. D. 814)

Reported that the same Ought to Pass As Amended by Committee Amendment “A” (H-87)

Comes from the House, report read and accepted and the Bill Passed to be Engrossed, As Amended.

The Committee on Public Utilities on Bill “An Act Creating the Paris Utility District.” (H. P. 640) (L. D. 906)

Reported that the same Ought to Pass As Amended by Committee Amendment “A” (H-90)

Comes from the House, report read and accepted and the Bill Passed to be Engrossed, As Amended.

The Committee on Public Utilities on Bill “An Act to Create

the Solon Water District." (H. P. 595) (L. D. 832)

Reported that the same Ought to Pass As Amended by Committee Amendment "A" (H-89)

Comes from the House, report read and accepted and the Bill Passed to be Engrossed As Amended.

The Committee on Transportation on Bill "An Act Relating to Permits for Motorcycle Operation," (Emergency) (H. P. 566) (L. D. 798)

Report that the same Ought to Pass as Amended by Committee Amendment "A" (H-91)

Comes from the House, report read and accepted and the Bill passed to be engrossed As Amended.

Which reports were read and accepted in concurrence.

Committee Amendments "A" were read and adopted in concurrence, the Bills read once and tomorrow assigned for second reading.

Ought to Pass in New Draft

The Committee on Public Utilities on Bill "An Act to Incorporate the Bethel Water District." (H. P. 281) (L. D. 401)

Reported that the same Ought to Pass in New Draft under same title. (H. P. 1075) (L. D. 1510)

Comes from the House, report read and accepted and the Bill, in New Draft, Passed to be Engrossed.

The Committee on Retirements and Pensions on Bill "An Act Relating to Retirement Benefits to Widows of State Police Members Retired Under non-contributory Statute." H. P. 543) (L. D. 775)

Reported that the same Ought to Pass in New Draft under same title." (H. P. 1077) (L. D. 1540)

Comes from the House, report read and accepted and the Bill, in New Draft, Passed to be Engrossed.

Which reports were read and accepted in concurrence, the Bills in New Draft read once and tomorrow assigned for second reading.

Daived Report

The majority of the Committee on Business Legislation on Bill "An

Act Prohibiting Fictitious Grouping in the Business of Insurance." (H. P. 474) (L. D. 687)

Reported that the same Ought to Pass As Amended by Committee Amendment "B" (H-84)

(signed)

Senators:

HARDING of Aroostook
MacLEOD of Penobscot
KATZ of Kennebec

Representatives:

SCOTT of Wilton
GAUTHIER of Sanford
SCOTT of Presque Isle
FECTEAU of Biddeford
TRASK of Milo
SULLIVAN of Portland

The Minority of the same committee on the same subject matter reported that the same Ought not to Pass.

(signed)

Representative:

HARRIMAN of Hollis

Comes from the House, Majority — Ought to Pass As Amended by Committee Amendment "B" report read and accepted, and the Bill passed to be Engrossed, As Amended.

Which report was read and accepted. Committee Amendment "B" was read and adopted, and the bill, as amended, tomorrow assigned for second reading.

Divided Report

The Majority of the Committee on State Government on Resolve "Proposing an Amendment to the Constitution Changing the Tenure of Office of Senators to Four-Year Terms." (H. P. 43) (L. D. 62)

Reported that the same Ought to Pass in New Draft under same title (H. P. 1063) (L. D. 1399)

(signed)

Senators:

WYMAN of Washington
LUND of Kennebec
STERN of Penobscot

Representatives:

MARTIN of Eagle Lake
STARBIRD of Kingman
Township
CORNELL of Orono

The Minority of the same Committee on the same subject

matter reported that the same Ought not to Pass.

(signed)

Representatives:

DENNETT of Kittery
 WATTS of Machias
 RIDEOUT of Manchester
 PHILBROOK of South
 Portland

Comes from the House, Majority Report — Ought to Pass in New Draft, Read and Accepted.

The Resolve Indefinitely Postponed.

Mr. JOHNSON of Somerset: Mr. President, I now move that this Resolve and accompanying papers be indefinitely postponed.

Mr. LUND of Kennebec: Mr. President and members of the Senate: As this worthwhile legislation goes down to defeat, I would hope that this body might consider the action taken by the legislature in Indiana as reported in the New York Times, which I would like to read at this time:

“Indianapolis, Ind., March 8 (UPI)—The Indiana Senate passed a resolution today urging that the Indiana House be abolished.

“The resolution’s title said it would provide ‘for reduced cost of state government, expediting the Indiana legislative process and creating a modern and efficient Indiana General Assembly.’

“If the House would only concur, the Senate resolution said, all current House members would be dismissed forthwith. But they would be allowed a 6-cent-a-mile allowance to get home and ‘would be eligible for unemployment compensation for a period of 30 days.’”

The PRESIDENT: The pending question is on the motion of the Senator from Somerset, Senator Johnson, that this item and accompanying papers be indefinitely postponed. All those in favor of the motion will say aye; contrary-minded no.

A viva voce vote being taken, the motion prevailed and the resolve was indefinitely postponed in concurrence.

Senate

Leave to Withdraw

Mr. Norris for the Committee on Claims on Resolve “To Reimburse Joaquin S. Bettencourt of Liberty for Well Damage in Highway Maintenance.” (S. P. 447) (L. D. 1127)

Reported that the same should be granted leave to withdraw.

Which report was read and accepted.

Sent down for concurrence.

Ought Not to Pass

Mr. Farley for the Committee on Inland Fisheries and Game on Bill “An Act Empowering Commissioner of Inland Fisheries and Game to Supervise Water Level of Mooselookmeguntic Lake.” (S. P. 427) (L. D. 1081)

Reported that the same Ought not to Pass.

Which report was read and accepted.

Sent down for concurrence.

Committee Reports

Ought to Pass

Pursuant to Joint Order S. P. 579, Mr. Berry for the Committee on Appropriations and Financial Affairs on Bill “An Act Appropriating Moneys for Research Study of Pesticides.” (Emergency) (S. P. 582) (L. D. 1546)

Reported that the same Ought to Pass.

Mr. Duquette for the Committee on Appropriations and Financial Affairs on Bill “An Act Relating to Nonlapsing Funds for Development of Swan Island.” (Emergency) (S. P. 242) (L. D. 602)

Reported that the same Ought to Pass.

Mr. Brewer for the Committee on Claims on Resolve “In Favor of Loudon C. Minor of Cape Elizabeth for Automobile Damage by Escapee from Boys Training Center.” (S. P. 469) (L. D. 1161)

Reported that the same Ought to Pass.

Mr. Farley for the Committee on Inland Fisheries and Game on Bill “An Act Prohibiting the Use of Dogs for the Hunting of Wild Animals in Lincoln County.” (S. P. 189) (L. D. 424)

Reported that the same Ought to Pass.

Mr. Hoffses for the Committee on Inland Fisheries and Game on Resolve Allocating Money to Repair Fish Screen at Outlet of Thompson Lake. (S. P. 230) (L. D. 555)

Reported that the same Ought to Pass.

Which reports were read and accepted, the Bills and Resolves read once and tomorrow assigned for second reading.

Second Readers

House

Bill "An Act Repealing the Law Relating to Labeling of Imported Meats Sold in Retail Stores." (H. P. 652) (L. D. 907)

Bill "An Act Relating to Salaries of Members of Board of Optometry and Increasing License Renewal Fees of Optometrists." (H. P. 492) (L. D. 705)

Bill "An Act Relating to Definition of the Practice of Barbering." (H. P. 488) (L. D. 701)

Bill "An Act Relating to Social Security Payments to Beneficiaries after Death of Individual." (H. P. 137) (L. D. 201)

On motion by Mr. Greeley of Waldo, tabled pending second reading.

Bill "An Act Providing for Voluntary Foster Home Placement of Children." (H. P. 184) (L. D. 273)

Bill "An Act Repealing Non-contributory Pension Plan for Police Department of City of Brewer." (H. P. 452) (L. D. 627)

Bill "An Act Relating to Issuance of Notes by Clinton Water District." (H. P. 375) (L. D. 522)

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

On motion by Mr. Viles of Somerset, tabled pending second reading.

Which were read a second time and Passed to be engrossed in concurrence.

House — As Amended

Bill "An Act Establishing Long Lake Game Management Area, Aroostook County." (H. P. 501) (L. D. 714)

(Title changed by Amendment)

Resolve "Providing Funds for Fisheries Instruction and Litera-

ture Publication and Dissemination." (H. P. 641) (L. D. 896)

Resolve "Designating U. S. Route No. 1-A in Maine as a Blue Star Memorial Highway." (H.P. 628) (L. D. 884)

Which were read a second time and passed to be engrossed, As Amended, in concurrence.

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

Which was read a second Time and Passed to be Engrossed in non-concurrence.

Sent down for concurrence.

Bill "An Act Relating to Reimbursement for Driver Education and Special Education." (H. P. 310) (L. D. 444)

Which was read a second time and passed to be engrossed in non-concurrence.

Sent down for concurrence.

Senate — As Amended

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

Which was read a second time and passed to be engrossed, As Amended.

Sent down for concurrence.

Enactors

The Committee on Engrossed Bills reported as truly and strictly engrossed the following Bills:

"An Act Relating to Compensating Counsel for Indigents Accused of Crime." (S. P. 315) (L. D. 861)

On motion by Mr. Berry of Cumberland, placed on the Special Appropriations Table.

An Act Relating to Liens and Certificate to be Filed with Register of Deeds." (S. P. 338) (L. D. 871)

An Act Establishing a Master Mortgage Recording Act." (S. P. 363) (L. D. 959)

"An Act Increasing Membership from Five to Seven in City Council and Board of Education of City of South Portland." (H. P. 112) (L. D. 139)

"An Act to Clarify the Charter of the City of South Portland." (H. P. 113) (L. D. 140)

"An Act to Limit Fishing Lobster Traps on Trawls in Certain Water." (H. P. 241) (L. D. 349)

“An Act Controlling the Marketing, Grading and Labeling of Maple Products.” (H. P. 340) (L. D. 488)

Which were passed to be enacted and having been signed by the President, were by the Secretary presented to the Governor for his approval.

Bills Recalled from the Legislative Files

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

Committee on Taxation reported — Leave to Withdraw. Report accepted. Bill recalled to Senate pursuant to Joint Order S. P. 577.

Mr. YOUNG of Hancock: Mr. President, I move that the Senate reconsider its action whereby it accepted the Leave to Withdraw report of the committee.

The PRESIDENT: Is it the pleasure of the Senate to reconsider its action whereby it accepted the Leave to Withdraw report of the committee?

Mr. GOOD of Cumberland: Mr. President, I rise to a point of parliamentary inquiry.

The PRESIDENT: The Senator may state his point.

Mr. GOOD: Mr. President, in order to reconsider a motion, it has to be done on the same day or the next succeeding day, and I think it would be in order at this time to suspend the rules for the purpose of reconsideration.

The PRESIDENT: The Chair would state that the motion to reconsider was made timely and that the present motion to reconsider our action whereby we accepted the Leave to Withdraw report does not require suspension of the rules.

The Senate then voted to reconsider its action whereby it accepted the Leave to Withdraw report of the committee. On further motion by Mr. Young of Hancock, the bill was recommitted to the Committee on Taxation in non-concurrence and sent down for concurrence.

(S. P. 464) (L. D. 1156) Bill, “An Act Relating to Refunding of Unexpended Portion of the Sardine Tax Funds.”

Committee on Taxation Reported — Leave to Withdraw. Report Accepted.

Bill recalled to Senate pursuant to Joint Order S. P. 578.

On motion by Mr. Young of Hancock, the Senate voted to reconsider its action whereby it accepted the Leave to Withdraw report of the committee; and on further motion by the same Senator, the bill was referred to the Committee on Taxation. Sent down for concurrence.

Orders of the Day

The President laid before the Senate the first tabled and specially assigned matter, (H. P. 655) (L. D. 910) House Report, Ought Not to Pass from the Committee on Agriculture on Bill, “An Act Appropriating Money for Additional Marine Worm Inspection in the Department of Agriculture,” tabled on March 21 by Senator Sproul of Lincoln, pending acceptance of report. On further motion by the same Senator, the bill was retabled and specially assigned for Thursday, March 30. pending acceptance of report.

The President laid before the Senate the second tabled and specially assigned matter, (S. P. 3) (L. D. 6) Bill, “An Act Establishing Two Zones for Open Season on Deer,” tabled March 22 by Senator Hoffses of Knox, pending passage to be engrossed.

On motion by Mr. Hoffses, the Senate voted to reconsider its action whereby it adopted Committee Amendment “A”, and on further motion by the same Senator, Committee Amendment “A” was indefinitely postponed. The same Senator offered Senate Amendment “A” and moved its adoption. Senate Amendment “A” was read by the Secretary as follows:

SENATE AMENDMENT “A” to S. P. 3, L. D. 6, Bill, “An Act Establishing Two Zones for Open Season on Deer.”

Amend said Bill by striking out all of the 6th paragraph (same in L. D. 6) and inserting in place thereof the following:

‘Northern Zone: October 15th to Saturday following Thanksgiving.’

Senate Amendment "A" was adopted.

Mr. HILDRETH of Cumberland: Mr. President, for some reason unknown to me, I have been getting a certain amount of letters on this bill complaining about the changes that the bill establishes. Now I have never shot a deer in my life and I really do not have much personal interest in it, but I would like to inquire of the Senator from Knox, Senator Hoffses, if he could briefly educate me and perhaps some of the other members of the Senate, as to just what change this bill does accomplish.

The PRESIDENT: The Senator from Knox, Senator Hoffses, hears the inquiry and may answer if he so desires.

Mr. HOFFSES of Knox: Mr. President and members of the Senate: I am indeed alarmed that the good Senator from Cumberland has never shot a deer in his life.

The purpose of this amendment is to provide an open deer hunting season in the northern zone from October 15th to the Saturday following Thanksgiving, and it further provides that the southern zone shall have an open season for the month of November. Now the reason for the change from October 21 back to October 15, was, as I understand it and as the committee understood it, is that there is a tremendous herd of deer in the northern zone, and it is their desire there to afford the people of the State of Maine, and all of our sportsmen who come into the State this tremendous and wonderful opportunity to harvest that large herd of deer in the northern zone. We are not quite as fortunate in the southern zone, therefore we must of necessity limit our harvest to the month of November or an equal time. It has been from November 5 to December 5, but, due to the advent of the snowmobile, the possibility of a heavy snowstorm the very last part of November and the first day or two in December, it could have a serious effect upon the deer herd, and an exceptionally large harvest could possibly jeopardize the limited herd of deer

which we have in the southern zone.

Does that answer the Senator's question?

Mr. HILDRETH of Cumberland: I hasten to assure Senator Hoffses that the reason I have not shot a deer is that I am a very poor marksman.

I do want to reassure myself on one point, and that is that the season in the northern zone is not going to be shortened by this legislation.

The PRESIDENT: The Senator from Knox, Senator Hoffses, hears the inquiry and may answer if he so desires.

Mr. HOFFSES: Mr. President, actually about all this does is it makes the time about the same as it is at the present time. The proposal was to change the date from October 15th to October 21st, and we have compromised and moved that date back to October 15th to afford them an earlier time that they may harvest this large herd of deer. The testimony has been that in that northern area at about the time of Thanksgiving the deer hunting is no longer practical, due to the extreme cold weather and heavy snow, and they have graciously consented to allow this compromise of cutting off their hunting season the Saturday following Thanksgiving.

Thereupon the bill was passed to be engrossed as amended.

Mr. BARNES of Aroostook: Mr. President, I would like to ask if H. P. 369, L. D. 516, Bill, "An Act Prohibiting Aliens Employed in Lumber Operations to Possess Firearms" is in the possession of the Senate?

The PRESIDENT: The Chair will reply in the affirmative, it having been held at the request of that Senator.

On motion by Senator Barnes, the Senate voted to reconsider its action whereby it accepted the Ought Not to Pass report of the Committee, and on further motion by the same Senator the Bill was tabled pending acceptance of the report.

Mr. BECKETT of Washington: Mr. President, I would like to ask if H. P. 1040, L. D. 1512, Bill, "An Act to Provide Graduated License Fees for Retail Stores Selling Malt Liquor" is in the possession of the Senate?

The PRESIDENT: The Chair will reply in the affirmative, it having been held at the request of the Senator.

On motion by Mr. Beckett, the Senate voted to reconsider its action whereby it referred the bill to the Committee on Taxation. On further motion by the same Senator, the Bill was referred to the Committee on Liquor Control in non-concurrence. Sent down for concurrence.

Mr. WYMAN of Washington: Mr. President, I would like to ask if S. P. 108, L. D. 179, Bill, "An Act Relating to Legal Size of Salmon Taken from Green Lake and Alligator Lake, Hancock County" is in the possession of the Senate.

The PRESIDENT: The Chair will reply in the affirmative, this measure having been held at the request of the Senator, and the Chair will state further that in the House, this measure was passed to be engrossed as amended by House Amendment "A" in non-concurrence, the Senate having previously engrossed the bill, as amended, by Committee Amendment "A". The Senate yesterday voted to recede and concur.

On motion by Senator Wyman the Senate voted to reconsider its action where by it passed the bill to be engrossed. On further motion by the same Senator, the Bill was tabled pending passage to be engrossed.

On motion by Mr. Ross of Piscataquis, the Senate voted to take from the table the 13th tabled and unassigned matter (S. P. 6) (L. D. 12) Senate Report Ought not to Pass from the Committee on Inland Fisheries and Game on Bill, "An Act Prohibiting the Hunting of Muskrat, Mink, Otter and Fisher with Firearms or Bow and Arrow." Tabled March 16 by Senator Ross of Piscataquis pending acceptance of report.

Mr. ROSS of Piscataquis: Mr. President, thirteen being my lucky number, and noting that this is Item 13, I am now going to move that we substitute the bill for the report and I would like to speak briefly to my motion.

The PRESIDENT: The Senator from Piscataquis, Senator Ross, now moves that we substitute the bill for the Ought Not to Pass report of the Committee. The Senator may proceed.

Mr. ROSS: Mr. President, this bill was one of two that I sponsored for the Maine Trappers Association, of which I am proud to be a member. There are any number of Fish and Game Clubs and Associations in the State of Maine but there is only one Trappers Association, and their motto is: "The Voice of the Trapper." Well, it seems as though, being the only member of the legislature that belongs to that association, I guess I am that voice.

They came up with several pieces of legislation that they would like to have introduced and I refused to introduce them. However, I did introduce two for them, one of which passed without a bit of trouble and was one of the first bills signed into law. This other one came out Ought Not to Pass, and I am going to explain a few things to you.

The opposition was mainly about shooting the fisher, because a lot of hunters like to hunt them, they hunt them with dogs. Frankly, a fisher will kill a fawn deer, so I am not going to hold out for the fisher.

The other objection was that a lot of boys, and adults too, like to go around and "plink," as they call it, with twenty-twos at a muskrat. I am not going to oppose that either; I will take the muskrat out of the bill.

You would have to attend one of these Fish and Game hearings to know what takes place in there. The only major opponent to this bill had a trap, and I mean a big trap, so big, and he had it set. His main point was that a trap would hurt an animal. Well, anybody would know that. He didn't say that shooting the animal would do any more harm to it

than it getting caught in that trap. If he had ever stumbled we would have had a catastrophe here in the State House.

The beaver is definitely protected, you cannot go out and hunt and shoot a beaver. Now the trapper would like the same protection for the otter and the mink. If you shoot an otter you are reducing the value from twenty-five or thirty dollars down to eight dollars or even less; it is according to how badly you blow him apart, you might not get anything for him. We all know the size of the mink, it is a little animal: if you shoot a mink you get nothing.

Seriously, I would like to substitute the bill for the report and then offer an amendment eliminating these other two objectionable animals and protect the trapper in his main source of revenue outside of the beaver.

Mr. BREWER of Sagadahoc: Mr. President, may I pose a question through the Chair? I would like to ask the good Senator from Piscataquis if he would start all over again.

The PRESIDENT: The Chair recognizes the Senator from Piscataquis, Senator Ross, who may answer if he chooses.

Mr. ROSS: Mr. President, I had rather not. I have a lot of stuff written down here but I skipped a lot of it.

The PRESIDENT: The pending question is on the motion of the Senator from Piscataquis, Senator Ross, that we substitute the bill for the Ought not to Pass report of the committee. Is this the pleasure of the Senate?

The motion prevailed and the bill was substituted for the Ought not to Pass report of the committee. The bill was given its first reading.

Mr. Ross then presented Senate Amendment "A" and moved its adoption. Senate Amendment "A" was read by the Secretary as follows:

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

Amend said Bill by striking out all of the Title and inserting in place thereof the following new Title:

'AN ACT Prohibiting the Hunting of Mink and Otter with Firearms or Bow and Arrow.'

Further Amend said Bill by striking out all of the 4th, 5th and 6th lines (3rd, 4th and 5th lines of L. D. 12) and inserting in place thereof the following:

'§2362. **Hunting mink and otter**
It shall be unlawful to hunt mink and otter with firearms or bow and arrow.'

Further amend said Bill by striking out all of the last 5 lines (last 4 lines of L. D. 12) and inserting in place thereof the following:

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

Senate Amendment "A" was adopted and the bill as amended was tomorrow assigned for second reading.

Mr. HOFFSES of Knox: Mr. President, I would first like to clear up any disillusion which may be floating around here. I can assure the members of this august body that the hearings in the Fish and Game Department are conducted with the utmost dignity and decorum.

On motion by Mr. Hoffses of Knox, the Senate voted to take from the table the 20th tabled and unassigned matter (H. P. 317) (L. D. 451) Bill, "An Act Regulating the Daily Limit of Certain Fish Taken from Inland Waters of the State." Tabled March 21 by Senator Hoffses pending Passage to be engrossed.

Mr. HOFFSES: Mr. President, I now will yield to the distinguished Senator from Aroostook, Senator Albair.

Mr. Albair of Aroostook presented Senate Amendment "A" and moved its adoption. Senate Amendment "A" was read by the Secretary as follows:

SENATE AMENDMENT "A" to H. P. 317, L. D. 451, Bill, "An Act Regulating the Daily Limit of Certain Fish Taken from Inland Waters of the State."

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

'No person shall take, catch, kill or have in possession more than 15 12 fish of the salmon, trout, togue or black bass species during any one day of any open season, from any or all of the inland waters of Aroostook County except as provided for by rules and regulations of the department under section 1960.'

Senate Amendment "A" was adopted and the bill, as amended, was passed to be engrossed. Sent down for concurrence.

On motion by Mr. Mills of Franklin, the Senate voted to take from the table the 12th tabled and unassigned matter (H. P. 38) (L. D. 58) House Report Ought Not to Pass from the Committee on Inland Fisheries and Game on Bill, "An Act Providing for Life Preservers for Canoes Operated on Inland Waters of the State." Tabled March 16 by Senator Mills pending acceptance of report.

On further motion by the same Senator, the Ought Not to Pass report of the Committee was accepted in concurrence.

On motion by Mr. Katz of Kennebec, the Senate voted to take from the table the 18th tabled and unassigned matter (H. P. 662) (L. D. 917) House Report Ought Not to Pass from the Committee on Business Legislation on Bill, "An Act to Incorporate the Down East Life Insurance Company." Tabled March 21 by Senator Katz pending acceptance of report.

On further motion by the same Senator, The Ought not to pass report of the Committee was accepted in concurrence.

On motion by Mr. Johnson of Somerset, the Senate recessed for fifteen minutes.

Recess

Called to order by the President.

Additional Paper from the House

Out of order and under suspension of the rules:

Enactor

The committee on Engrossed Bills reported as truly and strictly engrossed the following Bill:

Bill "An Act Relating to Construction, Maintenance of Boat Facilities, Public Access and Marking the Waters." (H. P. 60) (L. D. 85)

Mr. HILDRETH of Cumberland: Mr. President and Members of the Senate: This bill does not have, perhaps, the importance that taking it up out of order would seem to warrant, except for the fact there is an emergency situation here as far as the time element is concerned. Several towns are affected by this, towns which have set up facilities for boat access sites and launching ramps under the present state and federal Law, that allows matching funds. The reason that this should go through as emergency is so that the towns, seven or eight of which are having their towns meetings next week or so, some next Monday, will be able to take advantage of this act if it passes this week, as I understand it will. I move it be passed to be enacted.

This being an emergency measure and having received the affirmative vote of 26 members of the Senate, was passed to be Enacted, and having been signed by the President, was by the Secretary presented to the Governor for his approval.

On motion by Mr. Ross of Piscataquis,

Adjourned until 9:30 tomorrow morning.