

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Fourth
Legislature*

OF THE

STATE OF MAINE

1969

KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Tuesday, April 15, 1969

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

Prayer by the Rev. Mr. David Glusker of Hallowell.

The members stood at attention during the playing of the National Anthem.

The journal of the previous session was read and approved.

**Papers from the Senate
Reports of Committees
Leave to Withdraw**

Report of the Committee on Agriculture on Bill "An Act to Create a State-wide Milk Marketing and Producer Pool" (S. P. 323) (L. D. 1085) reporting Leave to Withdraw.

Came from the Senate read and accepted.

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

Ought Not to Pass

Report of the Committee on State Government reporting "Ought not to pass" on Bill "An Act Revising County Government" (S. P. 353) (L. D. 1218)

Came from the Senate read and accepted.

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

**Ought to Pass
Tabled and Assigned**

Report of the Committee on Health and Institutional Services reporting "Ought to pass" on Bill "An Act relating to Solicitation of Eye Services and Appliances" (S. P. 265) (L. D. 869)

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

In the House, the Report was read.

The SPEAKER: The Chair recognizes the gentleman from Hope, Mr. Hardy:

Mr. HARDY: Mr. Speaker and Members of the House: This item bothers me a little bit and I would ask a question through the Chair of a member of the Committee. I can understand why the optometrists don't advertise because they are professional people, but why

is it that the opticians who are simply the manufacturers of glasses, who are craftsmen, aren't permitted to advertise?

The SPEAKER: The gentleman from Hope, Mr. Hardy, poses a question through the Chair to any Member of the Committee who may answer if they desire.

Whereupon, on motion of Mr. Carey of Waterville, tabled pending acceptance in concurrence and specially assigned for tomorrow.

**Ought to Pass with
Committee Amendment**

Report of the Committee on Legal Affairs on Bill "An Act to Change the Name of Eastern Maine General Hospital to Eastern Maine Medical Center" (S. P. 361) (L. D. 1225) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

In the House, the Report was read and accepted in concurrence and the Bill read twice. Committee Amendment "A" (S-73) was read by the Clerk and adopted in concurrence, and tomorrow assigned for third reading of the Bill.

Non-Concurrent Matter

An Act Exempting Sales to Certain Children Treatment Centers from the Sales Tax (H. P. 182) (L. D. 221) which was passed to be enacted in the House on April 4 and passed to be engrossed on March 21.

Came from the Senate indefinitely postponed in non-concurrence.

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

**Petitions, Bills and Resolves
Requiring Reference**

The following Bills, approved by a majority of the Committee on Reference of Bills for appearance on House Calendar, were received and referred to the following Committees:

Taxation

Bill "An Act to Extend the Sales Tax to Barber and Beauty Shop

Services" (H. P. 1125) (Presented by Mr. Benson of Southwest Harbor)

Bill "An Act to Extend the Sales Tax to Laundry and Dry Cleaning Services" (H. P. 1126) (Presented by Mr. Birt of East Millinocket)

Bill "An Act Providing for a Tax on Soft Drinks" (H. P. 1127) (Presented by Mr. Bragdon of Perham)

Bill "An Act Increasing the Sales Tax and the Cigarette Tax and Removing the Sales Tax Exemption on Trade-in Credit for Vehicles" (H. P. 1128) (Presented by Mr. Lund of Augusta)

(Ordered Printed)

Sent up for concurrence.

Orders

On motion of Mr. Hardy of Hope, it was

ORDERED, that Dean Erickson of Warren be appointed to serve as Honorary Page for today.

On motion of Mr. Snow of Caribou, it was

ORDERED, that Roberta Gaston, Janice Reardon and Leona Elfving of Yarmouth be appointed to serve as Honorary Pages for today.

On motion of Mrs. Boudreau of Portland, it was

ORDERED, that Robert D'Alfonso of Portland be appointed to serve as Honorary Page for today.

The SPEAKER: The Chair recognizes the gentleman from Winslow, Mr. CARTER.

Mr. CARTER: Mr. Speaker, is the honorable Clerk of the House in possession of L. D. 1099, House Paper 857, Bill "An Act Providing for Adequate Fishways in Dams and other Obstructions"?

The SPEAKER: The Chair would advise the gentleman in the affirmative; the paper is in the possession of the House. The Report and Bill were indefinitely postponed yesterday.

Mr. CARTER: Mr. Speaker, there are several conflicting points that I would like to clear up on this bill, and I would move that we reconsider our action whereby the Bill and the Report was indefinitely postponed.

Whereupon, on motion of Mr. Carey of Waterville, tabled pending the motion of Mr. Carter of Winslow to reconsider and specially assigned for Thursday, April 17

House Reports of Committees Leave to Withdraw

Mr. Bourgoin from the Committee on Inland Fisheries and Game on Bill "An Act relating to Open Season on Deer in Northern Zone for 1970" (H. P. 116) (L. D. 132) reported Leave to Withdraw.

Mr. Porter from same Committee reported same on Bill "An Act Establishing a State - wide Open Deer Season for the Month of November" (H. P. 552) (L. D. 733)

Mr. Jutras from the Committee on Sea and Shore Fisheries reported same on Bill "An Act relating to Regulating American Sea Run Smelts" (H. P. 709) (L. D. 923)

Reports were read and accepted and sent up for concurrence.

Ought Not to Pass

Mr. Scott of Wilton from the Committee on Business Legislation reported "Ought not to pass" on Bill "An Act relating to Construction Permits from Insurance Commissioner" (H. P. 316) (L. D. 403)

Mr. Lewin from the Committee on Inland Fisheries and Game reported same on Resolve relating to Ice Fishing on Cross Lake, Aroostook County (H. P. 766) (L. D. 986)

Mr. Barnes from the Committee on Retirements and Pensions reported same on Resolve to Permit Mrs. Harriet McCroary of Winthrop Use of her Out-of-State Credits to Obtain a Retirement Allowance (H. P. 708) (L. D. 922)

Reports were read and accepted and sent up for concurrence.

Ought to Pass in New Draft New Drafts Printed

Mr. Scott of Wilton from the Committee on Business Legislation on Bill "An Act relating to Approval or Disapproval of Mergers under the Banking Laws" (H. P. 160) (L. D. 199) reported same in a new draft (H. P. 1121) (L. D. 1442) under same title and that it "Ought to pass"

Mr. Kelley from the Committee on Inland Fisheries and Game on

Bill "An Act relating to Open Season on Muskrat and Mink" (H. P. 16) (L. D. 19) reported same in a new draft (H. P. 1122) (L. D. 1443) under same title and that it "Ought to pass"

Same gentleman from same Committee on Bill "An Act Repealing the Licensing of Guides under Fish and Game Laws" (H. P. 123) (L. D. 139) reported same in a new draft (H. P. 1123) (L. D. 1444) under title of "An Act relating to Licensing of Guides under Fish and Game Laws" and that it "Ought to pass"

Mr. Porter from same Committee on Bill "An Act relating to Fall Trapping by Indians" (H. P. 763) (L. D. 983) reported same in a new draft (H. P. 1124) (L. D. 1445) under same title and that it "Ought to pass"

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

Ought to Pass Printed Bills

Mr. Lewin from same Committee reported "Ought to pass" on Resolve Regulating Ice Fishing on Certain Lakes in Penobscot and Piscataquis Counties (H. P. 192) (L. D. 232)

Mr. Marquis from the Committee on Retirements and Pensions reported same on Bill "An Act relating to Retirement Benefits for Call Firemen under State Retirement System" (H. P. 834) (L. D. 1072)

Mr. Sheltra from same Committee reported same on Bill "An Act relating to Restoration to Service under State Retirement Law" (H. P. 966) (L. D. 1249)

Mr. Tyndale from the Committee on Sea and Shore Fisheries reported same on Bill "An Act relating to Taking Lobsters by Use of Otter or Beam Trawls" (H. P. 908) (L. D. 1169)

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

Ought to Pass with Committee Amendment

Mr. Curtis from the Committee on Claims on Resolve to Reimburse Mr. and Mrs. Laurie E. Mann of Augusta for Property Taken by

State (H. P. 803) (L. D. 1042) reported "Ought to pass" as amended by Committee Amendment "A" (H-173) submitted therewith.

Mr. Sheltra from same Committee on Resolve to Reimburse Ernest J. Powers of Kennebunkport for Well Damage by Highway Construction (H. P. 137) (L. D. 159) reported "Ought to pass" as amended by Committee Amendment "A" (H-174) submitted therewith.

Mr. Bourgoin from the Committee on Inland Fisheries and Game on Resolve relating to Fishing in First Chase Lake, Aroostook County (H. P. 892) (L. D. 1151) reported "Ought to pass" as amended by Committee Amendment "A" (H-175) submitted therewith.

Same gentleman from same Committee on Bill "An Act relating to Safety Equipment on Boats Operated on Waters of the State" (H. P. 119) (L. D. 135) reported "Ought to pass" as amended by Committee Amendment "A" (H-176) submitted therewith.

Reports were read and accepted, the Bill read twice and the Resolves read once. Committee Amendment "A" to each was read by the Clerk and adopted, and tomorrow assigned for third reading of the Bill and second reading of the Resolves.

Divided Report

Majority Report of the Committee on Inland Fisheries and Game reporting "Ought to pass" on Bill "An Act relating to Open Season on Moose" (H. P. 728) (L. D. 946)

Report was signed by the following members:

Mr. MARTIN of Piscataquis
—of the Senate.
Messrs. BOURGOIN of Fort Kent
THOMPSON of Belfast
LEWIN of Augusta
KELLEY of Southport
—of the House.

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

Report was signed by the following members:

Messrs. HOFFSES of Knox
ANDERSON of Hancock
—of the Senate.

Messrs. ROCHELEAU of Auburn
 PORTER of Lincoln
 —of the House.

Reports were read.

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

Mr. BOURGOÏN: Mr. Speaker, I move that we accept the Majority "Ought to pass" Report.

The SPEAKER: The gentleman from Fort Kent, Mr. Bourgoïn, moves that the House accept the Majority "Ought to pass" Report.

The Chair recognizes the gentleman from Lincoln, Mr. Porter.

Mr. PORTER: Mr. Speaker, Ladies and Gentlemen of the House: Your Fish and Game Committee has had quite a number of game laws, game bills liberalizing our game laws. We had one the other day on eliminating the minimum size of trout. We've had two bills extending the season for trout fishing another month. We've had four bills requiring Sunday hunting. We've had another bill that we acted on last week extending the partridge and pheasant season another two weeks. It makes me wonder, do you really think the fishing and hunting in our State is improving enough so that we should liberalize it to this extent? That is one of the questions that our Committee has had to ask itself and we have tried to come up with an answer for each time.

But now we come to the most liberal of all of the bills that we have had, the moose bill. This bill would allow the killing of 500 moose, 400 by residents and 100 by non-residents. The cost of the permit would be \$50 for residents, \$100 for non-residents. You will notice on your desk this morning you have a map of the northern zone divided into four districts limiting the number of moose to be killed in each of those sub-districts.

I'm wondering if we aren't missing a good bet by not promoting our moose. We have a wonderful herd of moose and I think we are not promoting it properly. I wish the DED would really spend some money advertising our herd of moose and have people come here to shoot those moose, not with a rifle but with a camera. A few years ago I was stalking a cow

moose and a calf, taking pictures; I was trying to get nearer and nearer to get a better close-up, when I heard a rustle across the stream and out stepped another cow moose and twin calves. I was within one hundred feet of five moose for the first time in my life. Had I had a rifle, even as poor a shot as I am, I think I could have killed any one of those moose. It would have been about as much thrill as to shoot somebody's Jersey cow.

This morning we have a choice, kill the moose or kill the bill. As for me, I would prefer to kill the bill and preserve the moose.

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

Mr. BOURGOÏN: Mr. Speaker and Members of the House: I would like to bring this morning to your attention that if we close the season on deer for ten years would that make sense? It is over forty years that we haven't had a moose season in the north. We have a much more wonderful herd of moose in the northern zone of Maine than they have in Nova Scotia or New Brunswick or Quebec. They take about twenty percent of their moose a year; they are being replenished. The sickness is not as prominent in their herd as it is in ours. 500 licenses divided in those four districts will not hurt the moose herd. I am very positive, and it might give a chance to biologists to study the disease and find a cure for it. The deer are not so affected, they can throw off that disease.

I hope this morning that you accept the Majority Report.

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

Mr. CROMMETT: Mr. Speaker and Members of the House: I did not intend to speak on this bill today, but after listening to the remarks of the gentleman from Lincoln, Mr. Porter having seen some moose for the first time in his life last year I would tell this House that I had the pleasure of tying a moose up in the barn several years ago, and that was an experience. But if this bill is accepted today, I will let it go to

the third reading and offer an amendment.

The SPEAKER: The Chair recognizes the gentleman from Enfield, Mr. Dudley.

Mr. DUDLEY: Mr. Speaker and Members of the House: I have some serious reservations on this bill. It is possible we should kill some moose, but I represent an area of a lot of poor people, and I know they can't pay \$50 to hunt a moose. And I can tell you now, they say they're going to kill 500 moose, but my people are not going to sit idly by and see the big shot kill a moose—if he pays a \$50 fine, they're going to have one too. And I'll bet you they'll have two for one. And this is a matter of fact, I'll tell you now; and so if you want to pass the moose bill bear in mind that it's not going to be 500, because my peoples going to have some too. And they are not going to pay \$50 for a license. Thank you.

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

Mr. BENSON: Mr. Speaker and Members of the House: I would like to pose a question through the Chair, if I may, to any member of the Fish and Game Committee who may answer if they wish. Does the Fish and Game Department have any information, or have they compiled any information on the moose herd in the north country and whether it could stand to be thinned or whether it should stay as is?

The SPEAKER: The gentleman from Southwest Harbor, Mr. Benson, poses a question through the Chair to the members of the Inland Fish and Game Committee, who may answer if they choose; and the Chair recognizes the gentleman from Augusta, Mr. Lewin.

Mr. LEWIN: Mr. Speaker and Ladies and Gentlemen: The Fish and Game Department does have a record and they do believe that the shooting of the moose in the next two years would not hurt the herd; although there are 500 licenses that would be issued, they estimate that probably 300 would be shot. One reason that this bill was brought in is the fact that already now up in the northern

country many moose are being shot without any license.

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

Mr. MARTIN: Mr. Speaker and Ladies and Gentlemen of the House: It isn't very often that I rise to speak on a Fish and Game bill. However, I would point out to you that I represent an area which would clearly take in the great portion of what is considered to be part of this zone, because I represent the Allagash area particularly.

There are a couple of points that I would like to bring out to you this morning which might be of interest. Two years ago I had some pictures taken of what the Canadians were doing along the Canadian border, along the international boundary line. We were talking last week of the problem of the Prestile in light of the international situation. I might point out to you that this might be another international situation with the Canadians actually setting up, along the Daaquam-St. Pamphile area on the western part of Aroostook County, high level stands where they go right on the border and they call the moose and when he gets to the international boundary line they pop him one, and he's dead and he's for the Canadians—and it was our moose.

Now this is happening in that area which is marked A and B, if you take a look at that moose hunting district proposal which you have before you. There are at the present time, from my information that I have, approximately four of these along the Canadian-American boundary, and this is being done all the time—and don't kid yourself. I have seen it done along the St. John River just across from the Town of Frenchville a few years ago, when they have the open season in New Brunswick. They simply stood across the line with the moose call, called the moose over into the river and after he was in the river they shot him and hauled him on the Canadian side.

Now if we're going to help the Canadians, raise moose for them,

then I think there's something wrong with us if we don't try to get some benefits from it at the same time. The gentleman from Enfield, Mr. Dudley says that his people will not stand idly by and see some people kill moose while others do not. I would point out to you that there are many moose killed every year by people who do not stand idly by and see them go by. This is being done in my area; it's being done in all areas of northern Maine, and I think it's ridiculous for us to assume that it's not going on.

I would hope that if we were to try this for maybe a two-year period that we might be able to find out whether or not it should be continued, and I think that we might be able at the same time that it is being tried to get some benefits from the situation, rather than let the Canadians take the bulk of our moose population.

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

Mr. BIRT: Mr. Speaker and Ladies and Gentlemen of the House: I think up on the Speaker's right is the State flag, and I think if we take a good look at the State flag we will find that the moose is the animal that has been symbolized on it. I think that the moose as a whole throughout the state are much more valuable as tourist attractions and much more valuable for people to be able to see and enjoy than they are to kill off a few of them, who will be taken by some form of lottery; and I can also see, as the gentleman from Enfield has pointed out, that there is going to be a good deal of hard feelings over this.

I would completely concur with the gentlemen who have spoken against this bill and I would hope the "Ought to pass" Report is defeated and we can accept the "Ought not to pass" Report, and I would ask for a division.

Mr. Bourgoin of Fort Kent was granted permission to speak a third time.

Mr. BOURGOIN: Mr. Speaker and Members of the House: I would like to bring to your attention that the Commissioner of In-

land Fisheries and Game has the right to refuse hunting after the year 1970 if he sees fit. I would also want to bring to your attention that through every season in my locality there are about anywhere from twenty-five to thirty-five moose that are harvested illegally. Mr. Porter has told me that there were fourteen in his own territory last year. I hope that the Majority "Ought to pass" Report is accepted.

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

Mr. BRAGDON: Mr. Speaker and Members of the House: I would feel remiss in my legislative duties if I didn't say a word against this bill. I concede that there are probably some moose killed illegally, there are probably some lured across the Canadian border, but I feel that if we open up this herd to indiscriminate hunting which I look upon this bill as doing, that we are going to do nothing else but eliminate the herd; and I don't feel that this is desirable.

Here a few years ago, I guess maybe only one or two years ago, there was a cow moose took up residence at the edge of the Town of Caribou. I don't imagine that there is probably any moose in the state that was ever photographed as many times as that one. She was a real tourist attraction. I have been with people at times that they photographed her and there would be maybe a dozen or a half a dozen cars, many of them out-of-state; and after all this was a kind of a not too prosperous looking cow moose. However, she was a real attraction, but finally some overly enthusiastic guy in the area took it upon himself to dispose of her, and the feeling ran so high that they erected a monument in the area she used to frequent.

I think this points out the value of this moose herd as a potential tourist attraction. I should certainly hate to see this Legislature embark upon a program that I believe would be the beginning of the end of the moose herd in the State of Maine. I hope that you vote against the motion presently before the House and kill this bill.

The SPEAKER: Is the House ready for the question? The pending question is on the motion of the gentleman from Fort Kent, Mr. Bourgoïn, that the House accept the Majority "Ought to pass" Report on Bill "An Act relating to Open Season on Moose," House Paper 728, L. D. 946. A vote of the House has been requested. All those in favor of accepting the Majority "Ought to pass" Report will vote yes; those opposed will vote no. The Chair opens the vote.

A vote of the House was taken. 60 having voted in the affirmative and 67 having voted in the negative, the motion did not prevail.

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

Divided Report

Majority Report of the Committee on Inland Fisheries and Game reporting "Ought not to pass" on Bill "An Act Permitting Sunday Hunting of Small Game and Birds" (H. P. 858) (L. D. 1100)

Report was signed by the following members:

Messrs. HOFFSES of Knox
ANDERSON of Hancock
—of the Senate.

Messrs. THOMPSON of Belfast
PORTER of Lincoln
KELLEY of Southport
ROCHELEAU of Auburn
LEWIN of Augusta
—of the House.

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

Report was signed by the following members:

Mr. MARTIN of Piscataquis
—of the Senate.

Mr. BOURGOIN of Fort Kent
—of the House.

Reports were read.

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

Divided Report

Majority Report of the Committee on Inland Fisheries and Game reporting "Ought not to pass" on Bill "An Act Revising the Boundaries of the Northern and Southern Hunting Zones" (H. P. 990) (L. D. 1274)

Report was signed by the following members:

Messrs. HOFFSES of Knox
MARTIN of Piscataquis
—of the Senate.

Messrs. LEWIN of Augusta
THOMPSON of Belfast
KELLEY of Southport
BOURGOIN of Fort Kent
ROCHELEAU of Auburn
PORTER of Lincoln
—of the House.

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

Report was signed by the following member.

Mr. ANDERSON of Hancock
—of the Senate.

Reports were read.

On motion of Mr. Lewin of Augusta, the Majority "Ought not to pass" Report was accepted and sent up for concurrence.

Third Reader

Tabled and Assigned

Bill "An Act relating to Length of Time in Boarding Stray and Abandoned Dogs" (H. P. 205) (L. D. 255)

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

(On motion of Mr. Crommett of Millinocket, tabled pending passage to be engrossed and specially assigned for Thursday, April 17.)

Passed to Be Engrossed

Bill "An Act Increasing Tax on Milk Producers for Promotional Purposes" (H. P. 401) (L. D. 512)

Bill "An Act Increasing and Relating to Disposition of Fees Payable to Maine Milk Commission" (H. P. 503) (L. D. 674)

Bill "An Act relating to Taking Possession of Animals Unlawfully Detained" (H. P. 538) (L. D. 717)

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

Third Reader

Tabled and Assigned

Bill "An Act relating to Chiropractic Services for Injured Employee under Workmen's Compensation Law" (H. P. 1115) (L. D. 1434)

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

Mr. Jameson of Bangor offered House Amendment "A" and moved its adoption.

House Amendment "A" (H-181) was read by the Clerk.

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

Mr. HUBER: Mr. Speaker, I move that this item lie on the table for two legislative days, until April 17.

Whereupon, Mr. Jameson of Bangor asked for a vote on the tabling motion.

The SPEAKER: The gentleman from Rockland, Mr. Huber, moves that item five, L. D. 1434, be tabled until Thursday, April 17, pending the adoption of House Amendment "A". A vote has been requested on the tabling motion. All in favor of tabling will vote yes; those opposed will vote no. The Chair will open the vote.

A vote of the House was taken, 67 having voted in the affirmative and 50 having voted in the negative, the tabling motion did prevail.

Bill "An Act Permitting the Establishment of an Indian Township Passamaquoddy School Committee" (H. P. 1119) (L. D. 1439)

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

Amended Bills

Bill "An Act to Improve the Management of the Indian Township Forest Resources and Passamaquoddy Trust Funds" (H. P. 394) (L. D. 504)

Resolve in Favor of Rodrigue J. Albert, M.D. of Fort Kent and Peoples Benevolent Hospital of Fort Kent (H. P. 456) (L. D. 593)

Resolve Authorizing Forest Commissioner to Convey Certain State Lots in Franklin County (H. P. 945) (L. D. 1206)

Were reported by the Committee on Bills in the Third Reading, Bill read the third time, Resolves read the second time, all passed to be engrossed as amended by

Committee Amendment "A" and sent to the Senate.

Bill "An Act Increasing Salaries of Official Court Reporters" (S. P. 62) (L. D. 185)

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 Senate Amendment "B" and sent to the Senate.

Passed to Be Enacted Emergency Measure

An Act Repealing Supreme Judicial Court Messenger in Cumberland County (S. P. 286) (L. D. 932)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken, 116 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act relating to Temporary Loans by State (H. P. 85) (L. D. 94)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken, 117 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act relating to Area of and Borrowing Power of the Corinna Water District (H. P. 942) (L. D. 1203)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken, 118 voted

in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act relating to Incurrigibles at Juvenile Training Centers (H. P. 1104) (L. D. 1422)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken. 119 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Passed to Be Enacted

An Act relating to Law Clerks for the Judiciary (S. P. 63) (L. D. 184)

An Act relating to Duties of the Employment Security Commission (S. P. 229) (L. D. 669)

An Act relating to the Certification of Operators of Water Treatment Plants and Water Distribution Systems (S. P. 317) (L. D. 1031)

An Act relating to Annual Meeting of Farmington Village Corporation (S. P. 339) (L. D. 1137)

An Act Creating the Uniform Anatomical Gift Act (S. P. 349) (L. D. 1215)

An Act Appropriating Funds for Union River Anadromous Fish Restoration Program (S. P. 427) (L. D. 1425)

An Act relating to Trailers Being Securely Fastened (H. P. 51) (L. D. 52)

An Act to Grant Certain Changes in the Government of the Town of Sanford (H. P. 194) (L. D. 248)

An Act relating to Expansion of a Building for Maine Employment Security Commission (H. P. 504) (L. D. 675)

An Act Appropriating Funds to Operate the Board of Pesticides Control (H. P. 676) (L. D. 875)

An Act relating to Accepting Gratuities by Liquor Commission Members and Employees (H. P. 774) (L. D. 1007)

An Act relating to Age of Girls Committed to Stevens School (H. P. 936) (L. D. 1197)

An Act Amending the Charter of the City of Portland Relating to Rotation of Names on Ballots (H. P. 957) (L. D. 1238)

An Act Entering into the Interstate Agreement on Qualifications of Educational Personnel and for Related Purposes (H. P. 984) (L. D. 1268)

An Act relating to Privately Owned Business, Trade and Technical Schools (H. P. 1112) (L. D. 1432)

Finally Passed

Resolve Authorizing Maurice and Elizabeth M. Woodside to Bring Civil Action Against the State of Maine (H. P. 387) (L. D. 497)

Resolve in favor of Town of Haynesville for Development of a Recreational Area (H. P. 423) (L. D. 547)

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

Orders of the Day

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

Bill "An Act Adding Services to Alcoholics and Drug Addicts to the Responsibilities of the Bureau of Mental Health" (H. P. 629) (L. D. 817) (Committee Amendment "A" (H-152) Adopted)

Tabled—April 9, by Mr. Cox of Bangor.

Pending—Motion of Mr. Norris of Brewer to reconsider passage to be engrossed.

Thereupon, the House reconsidered its action whereby the Bill was passed to be engrossed.

On motion of Mr. Norris of Brewer, under suspension of the rules, the House reconsidered its action of April 4, whereby Committee Amendment "A" was adopted.

The same gentleman then offered House Amendment "A" to Committee Amendment "A" and moved its adoption.

House Amendment "A" to Committee Amendment "A" (H-182) was read by the Clerk.

The SPEAKER: The Chair recognizes the gentleman from Westbrook, Mr. Carrier.

Mr. CARRIER: Mr. Speaker and Ladies and Gentlemen of the House: I rise today in opposition to House Amendment "A" which was recently presented. Being the sponsor of L. D. 817, by deleting the alcoholic part of the bill would actually eliminate the whole purpose of the bill. This bill was designed to provide programs to help the alcoholics and the drug abusers. It is a simple bill and would give the Mental Health Department the right to initiate programs for the rehabilitation of the alcoholics.

Some action should be taken for the afflicted and proper laws should be passed to protect the general public. There is hardly a day that goes by without some mention of the numerous problems facing the public as a result of alcoholism and drug abuse. Children are neglected, their health and their educational needs are neglected, by the one who is afflicted by this problem. Whatever result can be expected if these people are not treated or rehabilitated? By passing legislation of this type, L. D. 817 would create new attitude, new methods and new programs in dealing with this mammoth problem. The afflicted needs help; we can give it to him with this bill, and I sincerely hope you agree with me and vote in favor of the bill.

Therefore, this amendment which will delete the treatment of alcoholics, I move that it be indefinitely postponed, and I ask for a division, please.

The SPEAKER: The gentleman from Westbrook, Mr. Carrier, now moves that House Amendment "A" to Committee Amendment "A" be indefinitely postponed.

The Chair recognizes the gentleman from Brewer, Mr. Norris.

Mr. NORRIS: Mr. Speaker and Ladies and Gentlemen of the House: I rise to tell you that this bill calls for a service to be performed by the Bureau of Mental Health and Corrections which is being very ably handled now by the Department of Health and Welfare, with the assistance of Alcoholics Anonymous which is a voluntary

organization and costs the State not one penny.

Now I would like to read two letters from alcoholics in the state and rest my case.

"As I have told you, I am opposed to this bill as it is now written, for several reasons: It is not necessary, as it is now written, for the Department of Mental Health to provide the services called for in the bill. It will create a dual service for the alcoholics. It directs the funding of private, non-profit institutions of dubious reputation. There are already federally aided services in the state for this service, 'Half-Way' Houses in Bangor and Portland serve the rehabilitation of alcoholics up for release from the institution, as well as the worthy cases in the state. The existing system works very well with the A.A. program, which has the best record for recovery known. The Bangor State Hospital already has the program called for in operation. This bill would confuse the authority of the alcoholic programs. Present system now works with all other state and federal agencies. This bill, if enacted, would require additional funding by the State." Thank you.

The SPEAKER: The Chair recognizes the gentleman from Westbrook, Mr. Carrier.

Mr. CARRIER: Mr. Speaker and Ladies and Gentlemen of the House: I would like to clarify a few facts about this bill. It is assumed, it has been said that the bill would actually take the duties away from the Health and Welfare, and that the Health and Welfare at present is doing a reasonable job. Well, this bill will not in any way affect the alcohol problems that the Health and Welfare Department handles. This bill will only give the right of the Mental Health and Corrections to initiate programs to help the alcoholic toward educational programs.

As far as the funds are concerned, there is no funds required in this bill. The Mental Health and Correction Department has funds appropriated for this out of their own budget. All they want is the right to do their program and to help the alcoholic and the abusers.

There will not be any duplication of programs. A present program under the Health and Welfare is, for some reason, apparently inadequate. Maybe it is due to lack of funds, or whatever it is, I cannot see where even the AA would take a position against any program that would help the alcoholic and expand the treatment and education of them before they do get afflicted. But a lot of these agencies will help the people and try to stop them from getting afflicted, but the problem in this state is what we do with them after the problem is there. These people need help; they need care so they can rehabilitate themselves and contribute to society.

We can try to prevent such an abuse, but one needs help after as well as before. Prevention is the solution for many, but for many it is not effective.

I have here a letter from the Commissioner of the Mental Health Department, and he says here, "The focus of State efforts should really be under people with the problem in their families, and not the more bureaucratized interest of any individual agency." The Health and Welfare Department feels that under this bill they would lose some of their power, and this is not true under any circumstances. This would not be a duplication of program.

I also have a letter here which was not sent to me, but which I got hold of, which is five pages of untruth concerning the bill which was sent by the Director of the Health and Welfare Department to certain members of the Health and Institutional Services. This kind of procedure I object to, because if one should get the letter, the other should also get it. As a sponsor, I am very upset about this letter because, as I say, it's full of untruth and I wish I would have had the time to rebut it at the proper time.

Therefore, I think that the problem is realized; that it is a mental problem as well as a physical problem; that the physical problem can be probably handled by the physician which is in the Health and Welfare Department, and that the mental problem could be very efficiently handled by the psychia-

trist who is head of the Mental Health Department. Therefore, for this reason I hope that you will vote for the indefinite postponement of House Amendment "A".

The SPEAKER: The Chair recognizes the gentleman from Waterville, Mr. Carey.

Mr. CAREY: Mr. Speaker and Members of the House: In Waterville, unfortunately, we have quite a few members of Alcoholics Anonymous. I say unfortunate because of the condition that they got themselves into. But I was contacted by one over the weekend, and he has the true fear that there'll be a stigma attached if he suddenly has to go to Mental Health and Corrections and he feels that currently the program is being adequately taken care of; and I would certainly hope that you do not support the motion of the gentleman from Westbrook.

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

Mr. HICHENS: Mr. Speaker and Members of the House: I believe the gentleman from Westbrook has covered the subject very carefully, and I would not add to that; but I would go on record as supporting him and hope that they'll go along and kill this amendment.

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

Mr. COX: Mr. Speaker and Ladies and Gentlemen of the House: To prove the statements already made by the Representative from Brewer, I would read to this body a four-line excerpt from the Statutes of the State of Maine, where it is declared under the section covering the Department of Health and Welfare. It says, "Alcoholism is declared to be an acute problem requiring such efforts as may reasonably be made in the treatment thereof. The Department, meaning the Department of Health and Welfare, is authorized to take such action as it may deem necessary to assist in bringing about the reduction in alcoholism."

If we enact the present proposed bill, I ask you truthfully, is not this a duplication of effort, and therefore a duplication of the expenditure of funds?

The SPEAKER: Is the House ready for the question? The pending question is the motion of the gentleman from Westbrook, Mr. Carrier, to indefinitely postpone House Amendment "A" to Committee Amendment "A." A vote has been requested. All in favor of indefinite postponement of House Amendment "A" to Committee Amendment "A" will vote yes; those opposed will vote no. The Chair opens the vote.

44 having voted in the affirmative and 71 in the negative, the motion did not prevail.

Thereupon, House Amendment "A" to Committee Amendment "A" was adopted. Committee Amendment "A" as amended by House Amendment "A" thereto was adopted.

The Bill was passed to be engrossed as amended and sent to the Senate.

Mr. Hewes of Cape Elizabeth presented the following Order out of order and moved its passage:

ORDERED, that Miss Mary Sternhagen, Miss Claudia Thornsojo and Miss Mary Gorham be appointed to serve as Honorary Pages for the day.

The Order received passage.

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

Bill "An Act relating to the Requirement for a Board of Registration" (H. P. 1103) (L. D. 1421)

Tabled — April 9, by Mr. Dennett of Kittery.

Pending — Adoption of House Amendment "A" (H-153).

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

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

HOUSE REPORT — "Ought to pass" in New Draft — Committee on Inland Fisheries and Game on Bill "An Act relating to Hunting License for Certain Maine Residents in Armed Forces" (H. P. 384) (L. D. 494) — New Draft under title "An Act relating to Hunting and Fishing Licenses for Certain Maine Residents in Armed

Forces" (H. P. 947) (L. D. 1125) (In House, bill substituted for the report) (In Senate, Report accepted and new draft passed to be engrossed)

Tabled — April 10, by Mr. Porter of Lincoln.

Pending — Further consideration.

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

Mr. LEWIN: Mr. Speaker, to permit the introduction of an amendment to item number three, which is now being prepared, I hope that some member will move to table this item until the next legislative day.

Whereupon, on motion of Mr. Porter of Lincoln, tabled pending further consideration and specially assigned for tomorrow.

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

HOUSE MAJORITY REPORT (7)—"Ought to pass" in New Draft — Committee on Natural Resources on Bill "An Act Reclassifying Pres-tile Stream of the Meduxnekeag River Basin" (H. P. 478) (L. D. 632)—New Draft under title "An Act Reclassifying Waters of the St. John River Basin" (H. P. 1096) (L. D. 1414) and MINORITY REPORT (2) reporting "Ought not to pass" (In House, reports and bill indefinitely postponed) (In Senate, Majority Report accepted and the bill passed to be engrossed)

Tabled—April 10, by Mr. Ross of Bath.

Pending—Motion of Mr. Finemore of Bridgewater to recede and concur.

The SPEAKER: The Chair recognizes the gentleman from Bridgewater, Mr. Finemore.

Mr. FINEMORE: Mr. Speaker, is it permissible that I mention the amendment at this time?

The SPEAKER: The gentleman may make his motion. The motion is pending to recede and concur.

The gentleman may proceed.

Mr. FINEMORE: Mr. Speaker and Members of the House: You have before you on your desks this morning filing number H-180, an amendment to this bill. In this amendment, we are bringing the

classification back to C — that's the present classification of the Prestile Stream at this time. And also, in this amendment, we are adding:

"Application. Notwithstanding Title 38, section 451 of the Revised Statutes, as amended, any municipality, sewer district, person, firm, corporation or other legal entity may, on or after January 1, 1972, be prosecuted for failure to comply with the reclassification hereby enacted."

I hope you will go along with me with this amendment, go along with me in the recede and concur, so this amendment can be presented in the third reading. This amendment is presented by the gentleman from Westfield, Mr. Good, and we seem to have agreement from quite a few parties who were against this bill with this amendment. I would appreciate your vote to go along to recede and concur.

The SPEAKER: The Chair recognizes the gentleman from Fort Fairfield, Mr. Johnston.

Mr. JOHNSTON: Mr. Speaker, I would like to pose a question through the Chair to any one who may answer.

The SPEAKER: The gentleman may pose his question.

Mr. JOHNSTON: Mr. Speaker and Members of the House: The last three words in the application of the amendment says "reclassification hereby enacted." Does this mean that this amendment applies only to the Prestile Stream, or does it include other streams already in this classification, and made to comply by 1976?

The SPEAKER: The gentleman from Fort Fairfield, Mr. Johnston, poses a question through the Chair relative to the amendment which is not before this body at this time, but for a matter of clarification the gentleman from Bridgewater, Mr. Finemore, may answer if he so chooses.

Mr. FINEMORE: Mr. Speaker and Members of the House: In answer to that question, that was added by the Attorney General's office after the amendment was taken up, and as I understand it, it applies to them all. Now I

wouldn't go along with that until someone else went further. But if we did recede and concur, we'd have from now until tomorrow to make sure of the right interpretation.

The SPEAKER: Is it the pleasure of the House to recede and concur with the Senate? All those in favor say yes; those opposed say no.

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

79 having voted in the affirmative and 45 having voted in the negative, the motion to recede and concur did prevail.

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

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

Bill "An Act Providing for the Observance of Certain Legal Holidays on Monday" (H. P. 1117) (L. D. 1436)

Tabled—April 10, by Mr. Hewes of Cape Elizabeth.

Pending — Passage to be engrossed.

The SPEAKER: The Chair recognizes the gentleman from Cape Elizabeth, Mr. Hewes.

Mr. HEWES: Mr. Speaker, I propose House Amendment "A" under filing number H-177 and would speak to my motion.

House Amendment "A" (H-177) was read by the Clerk.

The SPEAKER: The Chair recognizes the same gentleman who may proceed.

Mr. HEWES: Mr. Speaker and Ladies and Gentlemen of the House: When I first read the original L. D.'s proposing changes in the dates of some of our patriotic holidays. I was disturbed, because I feel that this is another example of the withering away of the principles that helped make America great.

Premier Khrushchev once said that his grandchildren would bury our grandchildren, and I note in the headlines of today's paper where there is riots down in Harvard and B.U., and we have had trouble in our cities lately, and I

feel that this type of legislation is just another erosion of the American patriotic institutions.

Now the sponsors of the bills which led to L. D. 1436—it's made up from another bill actually—were motivated by a desire to have Maine's holidays concurrent with the federal holidays. As you probably all know, effective January 1, 1971, a year and three quarters from now, the Federal Government will celebrate Memorial Day, Washington's Birthday, and Veterans Day, instead of on May 30 and February 22 and November 11, on Mondays near those holidays, and because post offices and federal agencies will be closed, some of the business communities of Maine desire that Maine's holidays coincide with the federal holidays. However, the first amendment affects the effective date of this. Memorial Day, next month, is scheduled to be celebrated at the present time on May 30, it's a Friday. I note in Cape Elizabeth we are having our parade on Friday, May 30, and I understand school is in session on the preceding Monday in the greater Portland area. Now if this bill, L. D. 1436, goes into effect as it now stands as an emergency measure, the State of Maine and its employees will celebrate Memorial Day on Monday, May 26, rather than on Friday, May 30. It seems to me that many Maine citizens may have made their plans for the long weekend commencing May 30, and they may have to alter their plans if this goes into effect as it is.

According to the World Almanac, there are only two other jurisdictions that celebrate a holiday on May 26. Massachusetts celebrates Memorial Day on that day, and the Virgin Islands celebrate Whit Monday on that day.

So I move the adoption of House Amendment "A".

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

Mr. ROSS: Mr. Speaker and Ladies and Gentlemen of the House: The gentleman from Cape Elizabeth, Mr. Hewes, has three amendments that he is going to offer and if they were adopted, in essence they would substantially

defeat the entire bill. So I think that we might as well debate the merits of the entire proposal right now.

Some of my bills are considered a wee bit controversial. Years ago, this one was; but now it should be popular because it benefits the employer and the employee alike. It is a method of giving a fringe benefit to workers at no cost via this vehicle which I will call a mini-vacation. It helps the efficiency of business because, as you know, when we have mid-week holidays, it is only confusing for business, and it is an excellent promotional idea for the vacation business in the State of Maine.

You know, this item fills me with nostalgia. I first sponsored this in 1955. It was my first bill. It gave me my first chance to debate in this House on March 29, 1955. But I chose as my advisory the best debater, a lawyer from Portland, a wonderful gentleman by the name of Judge McGlaufflin. I took on the wrong adversary. He gave a truly magnificent oration and, as a matter of fact, the members of this House should read this, and it is found on page 719 in the 1955 record. He said if I wanted to give up my birthright, that was all right with him, but he certainly would never do that. He compared me to a Gaul overthrowing Rome. He said that holidays were the bulwark of our national morale and patriotism, they were steel girders holding up the superstructure of our nation, and that I wanted to tear them down. He said that I even wanted to throw George Washington out the window. After he was done, the applause was terrific and on my first bill I was defeated 100 to 11.

However, the idea was good then and it is good now. But it was a bit premature back then because even though had it passed we would have had to wait until 31 other states did the same thing. But finally, twelve years later, the United States Congress has realized the wisdom of my original proposal, and they have now made it legal for any state that follows suit.

Let us look at the holidays in question. We have expected the

religious holidays and the holidays of true national significance, and we have left alone, of course, Thanksgiving, Christmas, New Year's and Independence Day. But I say, with the others, it is logical to change. Washington's Birthday, why should we choose February the 22nd? George Washington was born on February the 11th by the Julian calendar. When we switched to the Gregorian calendar in 1752, that is when we changed the date. Patriots' Day, yes, I will admit that they have that day right. April 19, 1775, was the Battle of Lexington and Concord, but Maine and Massachusetts are the only two states in the country that celebrate Patriots' Day, and Massachusetts has already changed, so it's silly for us to be different on this one. Memorial Day, this was formerly called Decoration Day, and it was originally set aside to honor the soldiers of the Civil War, and now, of course, we honor all persons who have given their lives for the cause of the country. It's interesting to note that this was started in Virginia on June 9, 1864, to honor the defenders of Richmond. But in the North, the Grand Army of the Republic decided to change this in 1868 to May 30th. But because this was a Yankee date, several southern states would not go along with it, and they now celebrate Memorial Day April 26, May the 20th, or June the 3rd.

So, on this too, I believe that it is wise to be uniform.

Finally Veterans Day. It used to be called Armistice Day, the end of World War I, November the 11th, but since then we have had World War II, which ended on September the 2nd, the Korean Conflict, which ended on July the 27th; and perhaps we might even look back to the Spanish-American War, which ended on December the 10th. I will remind you again, as Mr. Hewes has said, this is now federal legislation. The states are going to follow suit and if we don't want to be out of step, I think that we should too. I realize the State of Mainer's like to be independent, but if we are going to be independent on these dates, having separate dates, it will be most confusing and

even costly, and I now move indefinite postponement of this amendment.

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

Mrs. WHEELER: Mr. Speaker and Members of the House: I rise in support of the motion of Mr. Ross of Bath. All of the statistics have long proved to us that the State of Maine enjoys particular economic benefits from long weekends. The improved highways and more leisure time have literally brought thousands of new faces to Maine and filled our restaurants and camp grounds on the weekend. Monday holidays are now a reality with all federal employees, and this includes the Post Office Department. This identical law is on its way to passage in over thirty states, very few of which would enjoy the particular benefits Maine will receive. Tradition weighed against reality is a matter of spirit, not a number on a calendar, so the Legal Affairs Committee voted unanimously to support this bill.

I certainly hope you will back us up for the good of the State of Maine.

The SPEAKER: The Chair recognizes the gentleman from Biddeford, Mr. Sheltra.

Mr. SHELTRA: Mr. Speaker and Ladies and Gentlemen of the House: I fully concur with Representative Ross and the last speaker. I happen to be a salesman; I travel several states. Being away from home during the week and having to break up our week's schedule in order to come home for a one day holiday really defeats the entire purpose of that holiday.

Furthermore, I believe it also creates a hazard on the road. I think that this idea, as Mr. Ross referred to it, mini-holidays, I think it has all the advantages that have been previously stated, and I fully concur with this. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Cape Elizabeth, Mr. Hewes.

Mr. HEWES: Mr. Speaker and Ladies and Gentlemen of the House: This particular amendment, House Amendment "A",

merely deals with the effective date of the proposed bill. The gentleman from Bath, Mr. Ross' discussion, dealt with the further amendments yet to come. If we passed the bill as it stands now, we will be out of step for the next year and three quarters with the Federal Government and post offices and federal agencies. This amendment would have the same effective date as the federal law.

The SPEAKER: Is the House ready for the question? The pending question is the motion of the gentleman from Bath, Mr. Ross, that House Amendment "A" be indefinitely postponed. The Chair will order a vote. All those in favor of indefinite postponement will vote yes; those opposed will vote no.

A vote of the House was taken. 54 having voted in the affirmative and 65 having voted in the negative, the motion did not prevail.

Thereupon, House Amendment "A" was adopted.

The SPEAKER: The Chair recognizes the gentleman from Cape Elizabeth, Mr. Hewes.

Mr. HEWES: Mr. Speaker and Ladies and Gentlemen of the House: I now move the adoption of House Amendment "B", which is the amendment dealing specifically with Veterans Day, November 11, and I would speak to my motion.

House Amendment "B" (H-178) was read by the Clerk.

The SPEAKER: The Chair recognizes the gentleman from Cape Elizabeth, Mr. Hewes.

Mr. HEWES: Mr. Speaker and Ladies and Gentlemen of the House: As I said, this amendment will keep the celebration of Armistice Day on November 11 rather than the fourth Monday of October. The Armistice, ending the greatest war that this world has ever known, was signed fifty years ago last November 11. Actually America did not achieve its great status as a great nation of the world until then. Prior to that time, America had potential, but after that, it was one of the Big Four countries of the world. After General Pershing and the Ameri-

can Expeditionary Force went to France and showed in a few months or a year and a half what fighting men were. Many times I have heard my mother say that November 11, 1918, was one of the happiest days of her life because on that day she knew that my dad would be returning to his native Maine and they might live a normal life.

Last Friday, the gentlewoman from Newport paraphrased a poem by Joyce Kilmer. Joyce Kilmer, as you probably know, was killed in World War I, and about him and others I would like to read a poem entitled "In Flanders Fields":

"In Flanders fields the poppies
blow

Between the crosses, row on row,
That mark our place; and in
the sky

The larks, still bravely singing,
fly

Scarce heard amid the guns be-
low.

We are the Dead. Short days ago
We lived, felt dawn, saw sunset
glow,

Loved and were loved, and now
we lie

In Flanders fields.

Take up our quarrel with the foe:
To you from failing hands we
throw

The torch; be yours to hold it
high.

If ye break faith with us who
die

We shall not sleep, though pop-
pies grow

In Flanders fields."

I thank you.

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

Mr. ROSS: Mr. Speaker and Members of the House: As I mentioned before, here is one of the amendments that is going to defeat the whole bill. Those persons in favor of celebrating these holidays on Monday should vote against this amendment and those persons who do not favor it should vote for it.

I move indefinite postponement of this amendment.

The SPEAKER: The pending question now is the motion of the gentleman from Bath, Mr. Ross,

that House Amendment "B" be indefinitely postponed. Is the House ready for the question? The Chair will order a vote. All those in favor of indefinite postponement of House Amendment "B" will vote yes; those opposed will vote no, and the Chair opens the vote.

A vote of the House was taken. 79 having voted in the affirmative and 35 in the negative, the motion did prevail.

The SPEAKER: The Chair recognizes the gentleman from Cape Elizabeth, Mr. Hewes.

Mr. HEWES: Mr. Speaker, I now move House Amendment "C" and would speak to it.

Thereupon, House Amendment "C" (H-179) was read by the Clerk.

The SPEAKER: The pending question is the adoption of House Amendment "C", and the Chair recognizes the gentleman from Cape Elizabeth, Mr. Hewes.

Mr. HEWES: Mr. Speaker and Ladies and Gentlemen of the House: This amendment deals specifically with Patriots' Day. Veterans Day was celebrated throughout the country so that the post offices and federal agencies would be closed on November 11 after 1971, but that does not apply to Patriots' Day. Patriots' Day is celebrated in only two states — Maine and Massachusetts. It is interesting to note that most states do have their individual patriotic holidays. Bennington Battle Day is celebrated in Vermont, Jefferson Davis' Birthday in several states, Seward's Day in Alaska. The only holiday that Maine celebrates apart from other states is Patriots' Day.

Now, as the gentleman from Bath, Mr. Ross, said a few moments ago, the original Patriots' Day was April 19, 1775, and that is when the shot heard around the world was fired. I feel that just because Massachusetts has changed its day to celebrate that day is no reason that we should. As a matter of fact, New Hampshire celebrates the fourth Monday in April rather than the third Monday for some other holiday. What if in some future sessions, the Massachusetts Legislature decides to change back to April 19? I understand that there is some controversy down there now over this.

Are we going to change back also?

I hope that you will support me in adopting this amendment so that our children will not lose the chance to celebrate the day when the American Revolution commenced, which was April 19. I thank you.

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

Mr. ROSS: For exactly the same reasons as before, I now move that this amendment be indefinitely postponed.

The SPEAKER: Is the House ready for the question? The Chair will order a vote. The pending question is the motion of the gentleman from Bath, Mr. Ross, that House Amendment "C" be indefinitely postponed. If you are in favor of indefinite postponement, you will vote yes; if you are opposed, you will vote no. The Chair opens the vote.

84 having voted in the affirmative and 32 in the negative, the motion did prevail.

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

Mr. ROSS: Mr. Speaker, for the purpose of another amendment, I hope somebody will move that this lie upon the table until the next legislative day.

Whereupon, on motion of Mr. Farnham of Hampden, tabled pending passage to be engrossed and specially assigned for tomorrow.

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

SENATE REPORT—"Ought to pass"—Committee on Health and Institutional Services on Bill "An Act Revising the Laws Relating to the Practice of Dentistry" (S. P. 264) (L. D. 868)

Tabled—April 10, by Mr. Noyes of Limestone.

Pending—Acceptance in concurrence.

Thereupon, the "Ought to pass" Report was accepted in concurrence, the Bill read twice and assigned for third reading tomorrow.

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

An Act relating to Residence of Write-in Candidates on Ballots (H. P. 889) (L. D. 1148)

Tabled—April 11, by Mr. Richardson of Cumberland.

Pending—Passage to be enacted.

Thereupon, on motion of Mr. Birt of East Millinocket, tabled pending passage to be enacted and specially assigned for tomorrow.

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

Bill "An Act Creating the Winterport Water District" (H. P. 1045) (L. D. 1373)

Tabled—April 11, by Mr. Levesque of Madawaska.

Pending — Passage to be engrossed.

The SPEAKER: The Chair recognizes the gentleman from Frankfort, Mr. Mitchell.

Mr. MITCHELL: Mr. Speaker, where the gentleman from Bangor, Mr. Cox, had an amendment prepared to go on this, and I notice he isn't in his seat. I would hope that somebody might table this until the next legislative day.

Whereupon, on motion of Mr. Levesque of Madawaska, tabled pending passage to be engrossed and specially assigned for tomorrow.

On motion of Mr. Emery of Auburn,

Adjourned until nine o'clock tomorrow morning.