

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Ninety-Fourth Legislature

OF THE

STATE OF MAINE

1949

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Wednesday, March 9, 1949

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

Prayer by the Rev. Mr. Golding of Augusta.

The journal of the previous session was read and approved.

Papers From the Senate

From the Senate:

Bill "An Act Establishing a State-wide Probation System" (S. P. 533) (L. D. 1100)

Came from the Senate referred to the Committee on Judiciary.

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

From the Senate:

Bill "An Act Relating to a Department of Buildings" (S. P. 594) (L. D. 1265)

Bill "An Act to Incorporate the Town of Skowhegan School District" (S. P. 579) (L. D. 1257)

Came from the Senate referred to the Committee on Legal Affairs.

In the House, referred to the Committee on Legal Affairs in concurrence.

From the Senate:

Bill "An Act to Create the Waterville Sewerage District" (S. P. 584) (L. D. 1258)

Came from the Senate referred to the Committee on Public Utilities.

In the House, referred to the Committee on Public Utilities in concurrence.

From the Senate:

A Concurrent Resolution Memorializing and Requesting the Congress of the United States to Enact a Bill to Aid the State in the Enforcement of the Cigarette Tax Now Evaded by Use of the United States Mails (S. P. 595) (L. D. 1266)

Came from the Senate referred to the Committee on Taxation.

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

Senate Reports of Committees Divided Report Tabled and Assigned

Majority Report of the Committee on Judiciary on Bill "An Act to Establish and Define the Civil Liability of Radio Broadcasters" (S. P. 205) (L. D. 268) reporting same in a new draft (S. P. 559) (L. D. 1183) under same title and that it "Ought to pass"

Report was signed by the following members:

Messrs. BARNES of Aroostook
WARD of Penobscot
ELA of Somerset

—of the Senate
WILLIAMS of Auburn
McGLAUFILIN of Portland
SILSBY of Aurora
BURGESS of Rockland
MUSKIE of Waterville
PAYSON of Union

—of the House

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

Report was signed by the following member:

Mr. WOODWORTH of Fairfield
—of the House

Came from the Senate with the Majority Report read and accepted and the new draft passed to be engrossed.

In the House: Mr. Woodworth of Fairfield moved the acceptance of the Minority "Ought not to pass" Report of the Committee and, on further motion by the same gentleman, the two reports with accompanying papers were tabled pending that motion and specially assigned for Thursday, March 10th.

Ought Not to Pass

Report of the Committee on Judiciary reporting "Ought not to pass" on Bill "An Act relating to Suits for False Arrests" (S. P. 304) (L. D. 498)

Report of the same Committee reporting same on Bill "An Act relating to Duties of Attorney-General" (S. P. 302) (L. D. 496)

Came from the Senate read and accepted.

In the House, read and accepted in concurrence.

Ought to Pass

Report of the Committee on Agriculture reporting "Ought to pass" on Bill "An Act relating to County and Local Agricultural Societies" (S. P. 63) (L. D. 46)

Report of same Committee reporting same on Bill "An Act relating to Agricultural Societies" (S. P. 416) (L. D. 774)

Report of the Committee on Appropriations and Financial Affairs reporting same on Bill "An Act relating to Advisory Committee on Budget" (S. P. 52) (L. D. 32)

Report of same Committee reporting same on Resolve in favor of the University of Maine for General Operations (S. P. 98) (L. D. 104)

Report of same Committee reporting same on Resolve providing for Purchase and Installation of Heating Equipment at the State School for Boys (S. P. 419) (L. D. 776)

Report of same Committee reporting same on Resolve in favor of the Central Maine Sanatorium at Fairfield (S. P. 417) (L. D. 777)

Report of the Committee on Judiciary reporting same on Bill "An Act relating to Election of Presidential Electors" (S. P. 386) (L. D. 650)

Report of same Committee reporting same on Resolve Authorizing the Treasurer of State to Convey Certain Land to the Town of Houlton (S. P. 377) (L. D. 643)

Report of the Committee on Public Utilities reporting same on Bill "An Act relating to Railroad Crossings Signs" (S. P. 214) (L. D. 276)

Report of same Committee reporting same on Bill "An Act relating to the Madison Water District and the Anson Water District" (S. P. 62) (L. D. 38)

Report of same Committee reporting same on Bill "An Act Amending the Charter of the Skowhegan Water Company" (S. P. 213) (L. D. 275)

Report of the Committee on Temperance reporting same on Bill "An Act relating to Qualification for Liquor Licenses" (S. P. 450) (L. D. 798)

Report of same Committee reporting same on Bill "An Act relating to Credit for Returns of Malt Liquor Bottles" (S. P. 448) (L. D. 800)

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

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

Ought to Pass with Committee Amendment

Report of the Committee on Appropriations and Financial Affairs on Resolve Providing Funds to Augment Institutional Appropriations (S. P. 418) (L. D. 775) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

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

COMMITTEE AMENDMENT "A" to S. P. 418, L. D. 775, Resolve Providing Funds to Augment Institutional Appropriations.

Amend said Resolve by striking out in the first line thereof the figures "\$65,000" and inserting in place thereof the figures "\$50,000".

Committee Amendment "A" was adopted in concurrence and the Resolve was tomorrow assigned.

Tabled

Report of the Committee on Mercantile Affairs and Insurance on Bill "An Act relating to Insurance Agents and Brokers" (S. P. 408) (L. D. 745) 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, on motion by Mr. White of Auburn, tabled pending acceptance of the Committee Report in concurrence.)

Report of the Committee on Mercantile Affairs and Insurance on Bill "An Act relating to Process Against Unauthorized Insurers" (S. P. 432) (L. D. 926) 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, Report was read and accepted in concurrence, and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to S. P. 432, L. D. 926, Bill "An Act Relating to Process Against Unauthorized Insurers."

Amend said Bill by inserting in the 6th line of that part designated Sec. 13-A, after the underlined word "issued", the underlined words 'or delivered in this state' and by inserting in the same line after the underlined word "insurers" the underlined word 'while'.

Further amend said Bill by inserting in the 1st line of paragraph D of subsection I of that part designated "Sec. 13-B," after the underlined word "of", the underlined word 'the' and by inserting in the same line after the underlined word "business" the underlined words 'of insurance'.

Committee Amendment "A" was adopted in concurrence and the Bill was tomorrow assigned

Bills and Resolves Requiring Reference

The following Bills and Resolves, transmitted by the Director of Leg-

islative Research pursuant to Joint Order (S. P. 452), were received and, upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

Appropriations and Financial Affairs

Bill "An Act Appropriating Monies for Anticipated Overdrafts in the State Park Commission Due to Insufficient Appropriations" (H. P. 1931) (Presented by Mr. House of Lincoln)

(Ordered Printed)

Sent up for concurrence.

Claims

Resolve in Favor of Kenneth H. Adams, of Yarmouth (H. P. 1932) (Presented by Mr. Sargent of Bucksport)

Sent up for concurrence.

Judiciary

Bill "An Act to Validate the Acts of the Woodlawn Memorial Cemetery Association and to Authorize the Transfer to and Acceptance by the City of Brewer of that Association's Cemetery and Trust Funds" (H. P. 1933) (Presented by Mr. Thompson of Brewer)

(Ordered Printed)

Sent up for concurrence.

Legal Affairs

Bill "An Act to Increase the Borrowing Capacity of the Town of Norridgewock School District" (H. P. 1934) (Presented by Mr. Sharpe of Anson)

(Ordered Printed)

Bill "An Act to Provide Civil Service Rights to the Chief of Police and the Fire Chief of the City of South Portland" (H. P. 1935) (Presented by Mr. Spear of South Portland)

(Ordered Printed)

Resolve Authorizing Town of Harpswell to Fill Certain Waters for Road (H. P. 1936) (Presented by Mr. Prince of Harpswell)

(Ordered Printed)

Sent up for concurrence.

Mercantile Affairs and Insurance

Bill "An Act Relating to Unfair Methods of Competition and Practices in the Business of Insurance" (H. P. 1937) (Presented by Mr. White of Auburn)

(Ordered Printed)

Sent up for concurrence.

Motor Vehicles

Bill "An Act Relating to Sirens on Motor Vehicles Used by Deputy Sheriffs" (H. P. 1938) (Presented by Mr. Grant of South Portland)

(Ordered Printed)

Sent up for concurrence.

Pensions

Resolve Providing for an Increase in State Pension for Guy Howland of Caswell Plantation (H. P. 1939) (Presented by Mr. Burgess of Limestone)

Resolve Providing for State Pension for Helen Greene of Bath (H. P. 1940) (Presented by Mr. McClure of Bath)

Sent up for concurrence.

Salaries and Fees

Bill "An Act Relating to the Salary of the Judge of the South Portland Municipal Court" (H. P. 1941) (Presented by Mr. Grant of South Portland)

(Ordered Printed)

Sent up for concurrence.

Sea and Shore Fisheries

Bill "An Act Relating to Clam, Quahog and Mussel Flats" (H. P. 1942) (Presented by Mr. McClure of Bath)

(Ordered Printed)

Bill "An Act Relating to the Digging of Clams in the Town of South Bristol" (H. P. 1943) (Presented by Mr. Stevens of Boothbay)

(Ordered Printed)

Sent up for concurrence.

Taxation

Bill "An Act Relating to Tax on Gasoline Used for Aeronautical Purposes" (H. P. 1944) (Presented by Mr. Brown of Baileyville)

(Ordered Printed)

Sent up for concurrence.

Ways and Bridges

Bill "An Act Relating to the New Portland-South Portland Bridge on Route 1 (H. P. 1945) (Presented by Mr. Grant of South Portland)

(Ordered Printed)

Sent up for concurrence.

On motion by Miss Cormier of Rumford, House Rule No. 25 was suspended for the remainder of today's session in order to permit smoking.

The SPEAKER: The Chair, at this time, notes the presence in the balcony of the Hall of the House of the members of the History Class of the Senior Class of Gardiner High School; the Seventh and Eighth Grade members of the Maine History Class of Garland under the supervision of Mrs. Doris Cookson; the Juniors and Seniors of Winterport High School under the supervision of Mr. Richard Hopkins, and the Campfire Girls of Gorham under the direction of Mrs. Charlotte Miller. On behalf of the House, we bid you welcome. (Applause)

Orders

On motion by Mr. Roundy of Portland, it was

ORDERED, that Rev. Kenneth C. Hawkes of Portland, Superintendent of the Universalist Churches of Maine, be invited to officiate as Chaplain of the House on Tuesday, April 12, 1949.

On motion by Mr. Gauthier of Sanford, it was

ORDERED, that Rev. Fr. Rosario Ouellette, Pastor of Holy Family Church, Sanford, be invited to officiate as Chaplain of the House on Wednesday, April 13, 1949.

Mr. Fitch of Sebago was granted unanimous consent to address the House.

Mr. FITCH: Mr. Speaker and Members of the House: As you all realize, educational problems are facing all of our towns and cities. Recently, there has been consider-

able talk in the Town of Sebago concerning a consolidated elementary school. Monday, at the annual town meeting, talks on ways of giving our children a better education took up a lot of the meeting. On the same day, at the annual town meeting of our neighboring town of Baldwin, they voted to build a consolidated school. They are very fortunate in having a good benefactor who matches the town dollar with one of his up to \$15,000 and he is also donating the land. There are many people in the Town of Sebago who would like to have a consolidated elementary school and in order for us to do this it is necessary for us to have a school district.

At this time, I request permission to introduce a bill. I have talked with the chairman of the Legal Affairs Committee and he tells me that if this bill is introduced, it will not prolong the session at all.

The SPEAKER: The gentleman from Sebago, Mr. Fitch, presents a bill and requests unanimous consent for its introduction. The Clerk will read the title.

The CLERK: Bill, "An Act to Incorporate the Town of Sebago School District."

The SPEAKER: Is there objection to the reception of the bill? The Chair hears none and the bill has been received by unanimous consent.

On motion by the gentleman from Sebago, Mr. Fitch, the bill was referred to the Committee on Legal Affairs, ordered printed, and sent up for concurrence.

On motion by Mr. Gauvin of Lewiston, it was

ORDERED, that Rev. Fr. Louis J. Fortier, Assistant Pastor Holy Cross Church of Lewiston, be invited to officiate as Chaplain of the House on Wednesday, April 6, 1949.

House Reports of Committees Leave to Withdraw

Mr. Campbell from the Committee on Agriculture on Bill "An Act relating to Funds Collected by the

Potato Tax" (H. P. 890) (L. D. 362) reported leave to withdraw.

Mr. Campbell from the Committee on Inland Fisheries and Game reported same on Bill "An Act relating to Guides" (H. P. 989) (L. D. 420)

Mr. Patterson from the Committee on Pensions reported same on Resolve Providing for State Pension for Clarence S. Chapman, of Gardiner (H. P. 1183)

Mr. Philbrick from same Committee reported same on Resolve Providing for State Pension for Ervin Lord, Sr. of Manchester (H. P. 847)

Mr. DeSanctis from the Committee on Public Utilities reported same on Bill "An Act relating to Schedules of Rates Filed by Motor Carriers" (H. P. 1584) (L. D. 906)

Mr. Ames from the Committee on Sea and Shore Fisheries reported same on Bill "An Act relating to Use of Artificial Light in Taking of Herring" (H. P. 66) (L. D. 25)

Mr. Lackee from the Committee on Ways and Bridges reported same on Resolve in favor of the town of York (H. P. 789)

Same gentleman from same Committee reported same on Resolve in favor of the town of York (H. P. 788)

Reports were read and accepted and sent up for concurrence.

Ought Not to Pass

Mr. Bird from the Committee on Appropriations and Financial Affairs reported "Ought not to pass" on Resolve Providing for Certain Construction at the Western Maine Sanatorium (H. P. 892) (L. D. 399)

Mr. Campbell from the Committee on Inland Fisheries and Game reported same on Resolve Regulating Trapping in East Pond Stream and Bog in the Town of Smithfield, County of Somerset (H. P. 467)

Mr. Hayward from same Committee reported same on Resolve Regulating Ice Fishing in North and East Ponds and East Pond Stream in Kennebec and Somerset Counties (H. P. 474)

Mr. Burgess from the Committee on Judiciary reported same on Bill

"An Act relating to Exceptions to the Admission or Exclusion of Evidence" (H. P. 1400) (L. D. 731)

Mr. McGlauffin from same Committee reported same on Bill "An Act relating to Sale of Personal Property by Minors" (H. P. 829) (L. D. 314)

Mr. Silsby from same Committee reported same on Bill "An Act relating to Mortgaged Personal Property" (H. P. 1157) (L. D. 609)

Reports were read and accepted and sent up for concurrence.

Tabled

Mr. Faas from the Committee on Public Utilities reported "Ought not to pass" on Bill "An Act relating to the State Police" (H. P. 1528) (L. D. 859)

(On motion by Mrs. Fay of Portland, tabled pending acceptance of the Committee Report.)

Mr. Faas from the Committee on Public Utilities reported "Ought not to pass" on Bill "An Act relating to Continuous Driving of Commercial Motor Vehicles" (H. P. 1003) (L. D. 434)

Same gentleman from same Committee reported same on Bill "An Act to Provide for the Installation of Head and Rear lights on Track Motor Cars Operated by Railroads" (H. P. 1526) (L. D. 857)

Reports were read and accepted and sent up for concurrence.

Tabled

Mr. Ames from the Committee on Sea and Shore Fisheries reported "Ought not to pass" on Bill "An Act relating to Regulations for Atlantic Sea Run Salmon in Penobscot Bay Areas" (H. P. 68) (L. D. 27)

(On motion by Mr. Sargent of Bucksport, tabled pending acceptance of the Committee Report.)

Mr. Littlefield from the Committee on Sea and Shore Fisheries reported "Ought not to pass" on Bill "An Act relating to Interstate Transportation of Lobsters" (H. P. 369) (L. D. 129)

Mr. DeSanctis from the Committee on Temperance reported same on Bill "An Act relating to Hearings on Applications for Liquor Licenses" (H. P. 1549) (L. D. 826)

Mr. Muskie from the Committee on Judiciary reported same on Bill "An Act Entitling Employees of Public Libraries to be Members of State Employees' Retirement System" (H. P. 1346) (L. D. 698) as it is covered by other legislation.

Mr. Williams from same Committee reported same on Resolve in favor of a Special Recess Committee to Study all Election Laws (H. P. 134) (L. D. 40) as it is covered by other legislation.

Reports were read and accepted and sent up for concurrence.

Ought to Pass

Mr. Carville from the Committee on Inland Fisheries and Game reported "Ought to pass" on Resolve Closing East Pond Stream to All Fishing (H. P. 654)

Report was read and accepted and the Resolve ordered printed under the Joint Rules.

Ought to Pass Printed Bills

Mr. Bearce from the Committee on Inland Fisheries and Game reported "Ought to pass" on Bill "An Act relative to Possession of Moose and Caribou" (H. P. 1034) (L. D. 519)

Mr. Hayward from same Committee reported same on Bill "An Act relative to Fishing Licenses" (H. P. 1288) (L. D. 672)

Mr. Hill from same Committee reported same on Bill "An Act relating to Damage to Rabbits by Dogs or Wild Animals" (H. P. 1297) (L. D. 680)

Mr. Plummer from same Committee reported same on Bill "An Act relative to the Possession of Partridge and Pheasants" (H. P. 987) (L. D. 418)

Mr. Wight from same Committee reported same on Resolve Regulating Fishing in McGrath and Ellis Ponds, in the county of Kennebec (H. P. 1047) (L. D. 529)

Mr. Martin from the Committee on Legal Affairs reported same on Bill "An Act relating to Other Purposes for which Cities and Towns May Raise Money" (H. P. 1508) (L. D. 815)

Mr. Ames from the Committee on Sea and Shore Fisheries reported same on Bill "An Act relating to Taking Clams, Sand-worms and Blood-worms in Hancock" (H. P. 67) (L. D. 26)

Mr. Bucknam from same Committee reported same on Bill "An Act relating to Canning of Quahogs" (H. P. 765) (L. D. 301)

Same gentleman from same Committee reported same on Bill "An Act relating to Lobster and Crab Fishing Licenses" (H. P. 766) (L. D. 302)

Mr. Hanson from same Committee reported same on Bill "An Act relating to the Digging of Clams in the town of Vinalhaven" (H. P. 760) (L. D. 296)

Same gentleman from same Committee reported same on Bill "An Act relating to the Taking of Clams in Cobscook River in the town of Edmunds" (H. P. 602) (L. D. 185)

Mr. Littlefield from same Committee reported same on Bill "An Act relating to Commercial Fishing Licenses" (H. P. 193) (L. D. 65)

Mr. Phillips from same Committee reported same on Bill "An Act relating to the Inspection of Fish" (H. P. 370) (L. D. 130)

Same gentleman from same Committee reported same on Bill "An Act Regulating the Shucking of Shellfish" (H. P. 371) (L. D. 131)

Mr. Prince from same Committee reported same on Bill "An Act relating to the Digging of Clams in the town of St. George" (H. P. 761) (L. D. 297)

Same gentleman from same Committee reported same on Bill "An Act relating to the Digging of Clams in the town of North Haven" (H. P. 762) (L. D. 298)

Mr. Stevens from same Committee reported same on Bill "An Act relating to the Digging of Clams in the town of Owl's Head" (H. P. 857) (L. D. 326)

Reports were read and accepted and the Bills and Resolves having already been printed, under suspension of the rules the Bills were read twice, the Resolves read once, and tomorrow assigned.

**Ought to Pass with Committee
Amendment
Tabled**

Mr. Hayes from the Committee on Legal Affairs on Bill "An Act relating to the Use of the Public Streets and Highways and to the Power of Cities and Towns to Install Parking Meters" (H. P. 1509) (L. D. 816) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted, and the Bill having already been printed, was read twice under suspension of the rules.

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

COMMITTEE AMENDMENT "A" to H. P. 1509, L. D. 816, Bill "An Act Relating to the Use of the Public Streets and Highways and to the Power of Cities and Towns to Install Parking Meters."

Amend said Bill by adding at the end thereof the following underlined paragraph:

"The provisions of this section shall apply to parking meters already installed and to those which may be installed hereafter."

(Thereupon, Committee Amendment "A" was adopted and, on motion by Mr. Farley of Biddeford, tabled pending assignment for third reading.)

Passed to be Engrossed

Bill "An Act Authorizing the Trustees of the University of Maine to Convey Land in the City of Old Town and in Town of Chapman" (S. P. 149) (L. D. 205)

Bill "An Act relating to Resident Auditor for University of Maine" (S. P. 183) (L. D. 240)

Bill "An Act relating to the Corinna Water District" (H. P. 854) (L. D. 324)

Bill "An Act relating to Maine Forestry District Taxes" (H. P. 1586) (L. D. 908)

Bill "An Act Assigning Counsel in Cases Punishable by Imprisonment" (H. P. 1922) (L. D. 1263)

Bill "An Act Permitting Public Library Corporations and Maine Municipal Association to Participate in State Employees' Retirement System" (H. P. 1923) (L. D. 1264)

Resolve Authorizing the Trustee of Town of Houlton School District to Convey Certain Land to the State of Maine (S. P. 330) (L. D. 646)

Resolve in favor of Procuring Testimonials for the Purpose of Marking the Unmarked Graves of the Soldiers of the Revolutionary War (H. P. 18) (L. D. 1260)

Resolve in favor of the Maine Historical Society (H. P. 811) (L. D. 1261)

Resolve in favor of Knox Memorial Association, Inc. for Support and Maintenance of "Montpelier" (H. P. 1338) (L. D. 1262)

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

Amended Bills

Bill "An Act relating to Transfer of Certificates of Motor Vehicles for Hire" (H. P. 660) (L. D. 217)

Bill "An Act Amending the Charter of the Milo Water District" (H. P. 661) (L. D. 218)

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

Tabled

Bill "An Act to Amend the Charter of the Freeport Sewer District" (H. P. 1069) (L. D. 475)

(Was reported by the Committee on Bills in the Third Reading, and, on motion by Mr. Patterson of Freeport, tabled pending third reading.)

The SPEAKER: The Chair, at this time, notes the presence in the balcony of the Hall of the House of the Class on Problems of Democracy from Cony High School under the supervision of Mr. Clinton Thurlow. Also, there is a group of forty members of the Rockport High School under the direction of Mrs. Grace Brown; Mrs. Brown was the Director of the 1948 Student Legislature of Maine. On behalf of the House, we bid you welcome. (Applause.)

The Chair notes the presence in the Hall of the House of Gordon Milliken, President of the Senior Class of Cony High School, who is the Student Governor for 1948 and 1949.

Thereupon, Mr. Milliken was escorted by the Sergeant-at-Arms to the rostrum where he assumed the chair at the Speaker's left amid the applause of the House, the members rising.

Passed to be Enacted Emergency Measure

An Act to Incorporate the Town of Norway School District (S. P. 311) (L. D. 504)

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 division was had. 122 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 Motor Vehicle Registration for Amputee Veterans (H. P. 841) (L. D. 336)

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 division was had. 127 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 Appropriating Moneys for State General Relief (H. P. 1111) (L. D. 537)

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 division was had. 123 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 to Incorporate the Town of Hartland School District (H. P. 1175) (L. D. 630)

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 division was had. 124 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 to Incorporate the Town of Shapleigh School District (H. P. 1676) (L. D. 930)

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 division was had. 124 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.

Finally Passed Emergency Measure

Resolve Providing for Furnishing and Operating Two New Dormitories

at the Pownal State School (S. P. 232) (L. D. 346)

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 division was had. 125 voted in favor of same and none against, and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

Finally Passed Emergency Measure

Resolve Appropriating Money for the Study and Control of the Spruce Budworm (H. P. 944) (L. D. 385)

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 division was had. 128 voted in favor of same and none against, and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

Passed to be Enacted

An Act Relating to the Federal Employees' Credit Union of Maine (S. P. 80) (L. D. 69)

An Act Relating to Fees of Deputy Sheriffs (S. P. 121) (L. D. 142)

An Act Relating to Apportionments from School Funds (S. P. 130) (L. D. 192)

An Act Relating to Court Stenographers (S. P. 147) (L. D. 203)

An Act Relating to Sirens on Automobiles of Department of Inland Fisheries and Game (S. P. 172) (L. D. 232)

An Act Relating to Compensation for State Board of Arbitration and Conciliation (S. P. 193) (L. D. 246)

An Act Relating to Increases of Capital Stock (S. P. 208) (L. D. 355)

An Act Relating to Inactive Savings Deposits in Banks (S. P. 222) (L. D. 342)

An Act Relating to Fees of Guardians for Adults, and Conservators (S. P. 226) (L. D. 343)

An Act Relating to Analysis of Water (S. P. 236) (L. D. 350)

An Act Relating to Cremation of Old State Bonds (S. P. 274) (L. D. 447)

An Act Enlarging the Territory of the Parsonsfield-Kezar Falls Village Corporation (S. P. 275) (L. D. 448)

An Act Relating to Ricker Classical Institute and Junior College (S. P. 282) (L. D. 454)

An Act Authorizing Northern Conservatory of Music to Confer Degrees (S. P. 306) (L. D. 572)

An Act Relating to Duties of the Chief Justice of the Supreme Judicial Court in the Event of His Disability (S. P. 309) (L. D. 502)

An Act to Create the Phippsburg School District (S. P. 310) (L. D. 503)

An Act Relating to Duty of Superintendent of Schools Concerning Habitual Truants (S. P. 344) (L. D. 570)

An Act Increasing the Number of Trustees for the Maine Maritime Academy (H. P. 11) (L. D. 2)

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

Placed on Special Calendar

An Act Relating to Destruction of Old Records (H. P. 356) (L. D. 119)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed and, at the request of Mr. Brown of Unity, was ordered placed on the special calendar, the pending question being passed to be enacted.

An Act Granting Powers to Portland University (H. P. 479) (L. D. 154)

An Act Relating to Retirement Fund of State Employees in Armed Forces (H. P. 584) (L. D. 189)

An Act Relating to Reemployment Rights of State Employees in Armed Forces (H. P. 585) (L. D. 190)

An Act Relating to Aid to Dependent Children (H. P. 697) (L. D. 222)

An Act Relating to Disability Retirement Benefits in State Retirement System Law (H. P. 703) (L. D. 249)

An Act Relating to Clerk Hire in the Office of Register of Probate in Cumberland County (H. P. 714) (L. D. 256)

An Act Relating to Investments of Savings Banks (H. P. 726) (L. D. 305)

An Act Relating to Destruction of Old Bank Records (H. P. 813) (L. D. 310)

An Act Relating to Acceptance of Provisions of Federal Law and Federal Grants (H. P. 826) (L. D. 311)

An Act Relating to Issuing of Licenses for the Carrying of Concealed Weapons (H. P. 832) (L. D. 317)

An Act Relating to the Collection, Payment and Dishonor of Demand Items by Banks and the Revocation of Credit for, and Payment of, Such Items (H. P. 834) (L. D. 333)

An Act Relating to Certificates of Marriage (H. P. 835) (L. D. 319)

An Act Relating to Vital Statistics (H. P. 836) (L. D. 320)

An Act Relating to the County Law Library of Piscataquis County (H. P. 920) (L. D. 372)

An Act Relating to Time of Lighting on Snow Removal or Sanding Equipment (H. P. 928) (L. D. 378)

An Act Relating to Use of Identification Number in Motor Vehicle Registration (H. P. 930) (L. D. 379)

An Act Relating to Motor Driven Cycles (H. P. 931) (L. D. 380)

An Act Relating to Equipment in Official Inspection Garages (H. P. 932) (L. D. 381)

An Act Relating to Retirement Pensions for Police and Fire Departments of the City of Portland (H. P. 999) (L. D. 430)

An Act Relating to Insurance for Motor Vehicles Carrying Passengers for Hire (H. P. 1001) (L. D. 432)

An Act Relating to the Maine Turnpike Authority (H. P. 1156) (L. D. 606)

An Act to Incorporate the Town of Whitefield School District (H. P. 1173) (L. D. 629)

An Act Relating to the Issuance of Dealer's Registration (H. P. 1252) (L. D. 555)

An Act to Incorporate the Town of Monroe School District (H. P. 1256) (L. D. 561)

An Act to Create the Town of Windsor School District (H. P. 1675) (L. D. 929)

An Act to Create the Town of Orland School District (H. P. 1712) (L. D. 1014)

Finally Passed

Resolve, Closing Certain Ponds in Piscataquis County to Fishing (H. P. 288) (L. D. 406)

Resolve, Changing Name of Unity Pond to Lake Winnecook (H. P. 293) (L. D. 81)

Resolve, Extending the Open Season on Gull Pond (H. P. 572) (L. D. 927)

Resolve, Changing the Name of Number Three Pond (H. P. 574) (L. D. 172)

Resolve, Regulating Fishing in Gay Brook in the County of Cumberland (H. P. 653) (L. D. 928)

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.

On motion by Mr. Eastman of South Paris, the House voted to reconsider its action of yesterday, whereby S. P. 576, L. D. 1239, Bill "An Act relating to Discriminating Against Persons" was referred to the Committee on Judiciary in concurrence.

The SPEAKER: The Chair recognizes the gentleman from South Paris, Mr. Eastman.

Mr. EASTMAN: Mr. Speaker, with the knowledge, consent and approval of the sponsor of this bill, I now move that it be indefinitely postponed.

The motion prevailed, and the Bill was indefinitely postponed in non-concurrence and was sent up for concurrence.

Orders of the Day

The SPEAKER: Under Orders of the Day, the Chair lays before the

House the first tabled and today assigned matter, House Reports of the Committee on Welfare on Bill "An Act relating to Old Age Assistance." (H. P. 767) (L. D. 303) Majority Report "Ought not to pass" and Minority Report "Ought to pass," tabled on February 24th by the gentleman from Blaine, Mr. Bubar, pending acceptance of either report; and the Chair recognizes the gentleman from Blaine, Mr. Bubar.

Mr. BUBAR: Mr. Speaker and Members of the House: I realize that this is no time at this late hour to speak at length. I know how difficult it is to get attention, but perhaps you can appreciate to some extent the subjects of the bill which is before you. Thousands of them are hungry today. I have stacks of evidence here to prove it. My desk is loaded with letters to that effect.

Now I consider this the most serious situation that has confronted the State of Maine in many, many years. Thousands of our old taxpayers and industry builders, men and women who paid for my education and yours as taxpayers, are crying out for help. They are looking to this Legislature to do something, and I want to say that it is up to this Legislature to do it. We are the State of Maine. There never was any State of Maine until the Legislature convened. The hills and valleys and rivers and lakes were always here, but the State of Maine was never born until the Legislature convened. You and I are the State of Maine. We are the only and the highest legislative body in this State. It is up to you and me to do something for the old people of this State. It is in our hands; it is not up to the Commissioner of Welfare nor the social workers. The Commissioner says he can only do what the Legislature tells him to do, and the social workers can only do what the head of the Welfare Department tells them to do. If they do anything contrary he will fire them, and if he does anything contrary to our directions we will fire him; so

it is up to us. I know someone will say that the Governor and Council appoints the Welfare Commissioner. That is very true. They do. But they are accountable to this Legislature, for this Legislature can impeach the Governor and Council and send them home bag and baggage if we choose. I have nothing against them for they are doing a good job, but I just want you to see that it is up to us members who are here this forenoon, this hour, and it is all up to us. It is our baby, born in our home, rocked in our cradle; we are the father of it and we have to do something about it.

This old age bill is very simple. You have read it, and it passed through the hands of the committee. The bill raises the minimum to \$60 and the maximum to \$100; it repeals the lien law, the means test and the relatives responsibility act.

Now I want to take up first the lien law. I know the Welfare Department does not like to have it called a "lien law." They like to deal in technicalities instead of actual facts and common terms. But, no matter what you call it, it is a lien law. You might call one member of the bovine family a lady cow and the other a gentleman cow, but they are both bovine creatures and members of the same family. You may call one cat a Sally cat and another a Tommy cat, but they are cats just the same, and they both catch mice. This law works the same as a lien law and I just want to show you that is true.

Now I want to get through with this as soon as I can, members, but, at the same time I want to be fair and just and give everybody a chance. I do not want to jump on anyone, I do not want to hurt anyone, but I want to say that this law puts a lien on the home of the people. I have a copy of the law here before me, but it does not matter, because you can read it for yourselves. It holds the property of the old man and the woman until the bill is paid. It so states in the regulations, and that is a lien, it does the same thing.

Now we claim that this is unconstitutional. Other states have it before the Supreme Court of the state now, especially Utah and Idaho, to prove that it is unconstitutional.

If we are all equal under the law, it does not look right to put a lien on one man's home and not put it on another man's home for the same reason. Now a pension—and they do not like to have it called a pension—but a pension is paid for past services, no matter to whom it is paid. If it is constitutional and if it is right to put a lien on an old age pensioner, to put it on his home, it is right and just to put a lien on the home of the gentleman from Portland, Mr. McGlauffin, who receives a pension, for surely he did no greater service to the State than that old mother who brought ten children into the world and educated them and paid taxes and sent them out to be builders and taxpayers. The gentleman from Portland, Mr. McGlauffin, did no greater service to the State than that old mother, and if you are going to put a lien on the home of the old men and women taxpayers of this State, then you must put it on the home of the soldier, for the soldier did no greater service on the battlefield than that old mother of his that went down into the valley of death and brought him into the world, who nursed him, cradled him, educated him and sent him out into the world to fight your battles and mine. I tell you that she did as great a service as the soldier boy, yet you put a lien on her home and you do not on the soldier's home, and the pension comes from the same source, the taxpayer. I claim that the lien law should be swept off the statute books. It is unconstitutional and unjust.

And then I contend that the means test should go out of the window. What is the means test? Under the means test the social worker goes into the homes of old taxpayers of the State of Maine on a search and seizure procedure.

They go in, and, according to some of these letters, they look into every nook and corner of the home. They want to find out how much food there is on hand. If they have any money, they want to know how much they have, and they look into the larder, the cupboard and even in their stocking legs, almost, to find if there are a few pennies that the old man and woman have stored away. I say that is not the American way, the State of Maine way. Who attached that thing to the statutes of Maine?

And then there is the relatives' responsibility act. That simply means that a social worker goes to the children of the old man and woman and digs down into their privacy and personal affairs to find out if they have any money, if they ever had any, how much tax they pay, find out what their salary is, what their income tax was. They say, "Can you take care of your father and mother? Why don't you do it?" And they have to sign a statement and take it before a notary public and swear to it. I say it is a disgrace, and you and I are responsible for that because we are the State of Maine and we can do what we want to do today.

Now then, I claim that \$60 is no more than they ought to have. There is not a man in this House that can live and pay rent and buy food and fuel and do it on \$60 a month. You cannot do it. Things have changed since they were boys and girls.

The first time I came to Augusta and came to this Legislature back in 1898, I came down on the Bangor and Aroostook special train to see our Governor, Llewellyn Powers, inaugurated. I went to the North Hotel to get my dinner. I remember it so well. I was a boy and it was my first meal in a city hotel, and what a meal it was—all a boy could eat, and that is plenty, and I paid twenty-five cents for that dinner. Now that dinner today will cost \$1.50 in any hotel in the land. People to live in 1949, but we want

them to eat way back in 1898, and they cannot do it. It is like some of our churches. They think a preacher ought to labor and toil and struggle here on earth and board in Heaven, but he cannot do it. I have tried it and it just cannot be done. (Laughter) And that is no more than we are doing when we ask these old men and women to get along for what they could in the old days when a whole dinner was only twenty-five cents. No, \$60 is not enough.

I am not going to bother you with many of these letters, and I will tell you why. The most of them deal in personalities. They call out the names of both the administrator and the social workers. I do not want to hurt anybody and I do not want anyone to hurt me. I am going to read some of these letters and I am not going to read the names of the writers, because many of them have said, "Please don't read my name because I have a little pride in life and I do not want to humiliate my children." I do not want to hurt anyone's feelings. I remember back when I was first married, my wife and I took this motto: "Let not the sun go down on thy wrath." That is the way we got along. If I hurt anyone's feelings here this afternoon I hope that the sun does not go down on your hurt feelings.

Here are some of the letters, and only a few:

"I think the old age pension should be raised to \$60, and I think that is not enough.

"Just this last fall I attended the funeral of a dear old friend. In her last years she lived in a room so small one had to sit on the bed to visit her. It was a single bed too. It was so cold she had to sit with her feet on a soapstone and wrapped up in blankets in order to keep warm. For two winters I kept her in my home and used her pension money to buy her some decent clothes. Last winter she was in great need and a friend of mine took her for the winter and she died in the early fall. She was

shipped to Presque Isle for burial in a coffin furnished by the state. It was so small that she looked as if she had been stuffed into it. I was glad to pay the burial expenses after she got here. She had a one-plate electric stove on which she cooked her meals. When you take out \$312 for room rent and you have to clothe and feed yourself for a year on the remaining \$168, a one-burner stove is quite sufficient. And one thing more I would like to suggest: If you grant to these old people a pension, why not let them have it to spend as they see fit without the interference of what I call 'Super Duper Snoopers'?

"If I were a writer I could write a story that would break your heart about some of the pensioners I have known in Aroostook alone."

Just look at the stacks of letters I have here, four or five folders, and I have hundreds of them just like this letter.

I think I will read just a little of this letter, and that is all I am going to read. The letters are here and you can all see them.

"I read with a thrill your proposed bill this morning for Old Age Assistance. It is very true the mess of papers that were sent to children to make out last year. No one could or would make them out and tell the truth, and the ones who told the biggest lies, their parents or parent received the pension while the ones who told the truth lost it.

"My mother, a widow and practically a cripple, had received the pension a little over a year and it was taken away from her because she has a son earning \$60 a week. This same son is living upstairs in a three-room apartment and couldn't make a home for mother because for one thing she can't go upstairs, and what does \$60 a week amount to now? A family of two can't much more than live on it, let alone take care of anybody else.

"My mother, who is unable to work, has no income of any kind. She lost her pension as well as the oldest man in our town, who is 95

years old and was getting the paltry sum of \$15 per month.

"Last year mother was in the Eastern Maine General Hospital for over three weeks and had a very serious operation. Right now she needs medicine. My brother is making a home for her and all her children help her, but it would make her feel a little independent if she had a little income of her own coming in each month and could buy little incidentals which she otherwise doesn't have."

The whole set-up is wrong and diabolical. You and I are here today. It is our problem, and we must settle it. The people of Maine sent us here to do the job. I do not want to read any more of these letters because I have read enough. I say to you that they ought to have this \$60.

Now what is money anyway? I cannot eat it; it will not keep me warm; I cannot take it for medicine. It is simply a medium of exchange which we have to swap with somebody for goods or for services, and that is all. When there is plenty of money in circulation and everyone has money, times are good. When money is drawn from circulation, business is poor; we do not have money to exchange with the grocer and the clothier; we call it a depression, and times are hard. That is all that money is good for. When you pump your tires full of air you inflate them and the car runs well. They call that inflation. But when you deflate a tire you take the air out and go on a flat and it is pretty hard to get along—and that is what it means when you take money out of circulation, and you deny these old men and women money for the things they need to buy groceries and pay the milkman and the butcher. And we have thrown those old people out of the market and the goods are a drug on the market and must mold on the shelves. It is a business proposition and a good business proposition to give these old men and women money, because it puts them in the market and they can buy.

When money is scarce and goods are gathering dust on the shelves we say there is an over-production. That is not so. There has been no over-production in the history of this whole world and never will be. But there is an under-consumption. Right in our State of Maine are thousands of old people who haven't any money to buy our potatoes, dairy products or poultry. I say it is a business proposition and a sound principle to give these old men and women enough to buy the things they want and the food they want.

I want further to read, if you will bear with me, to substantiate my contention that it will pay this Legislature to give these old men and women \$60—and I want to read from an old book, and, if you please, I am not going to make any apologies for this book.

When President Truman stood before a million people and took the oath of office, he placed his hand upon the book I am going to read from to substantiate my argument. There it is.

When Dean Acheson took the oath of office as Secretary of State, the Chief Justice held the book from which I am going to quote and which I am not going to apologize for, he held it in his hand and Dean Acheson laid his hand upon it and took the oath of office. It is the most popular book in the world and the best loved, and I am not going to apologize for that book, never. You can call me a religious fanatic or anything you please. My father loved the book and he kissed it when he was dying. My old mother left the open book and went out into the flower garden at 88 years of age and fell on the blossoms and went home to glory. Do not think that I apologize for this book or that I do not have a right to read it to substantiate my argument. Call me a religious fanatic for quoting from this book and you must call your own precious mother the same, for she too loved the book. So I want to read from this book.

"He that hath mercy on the poor, happy is he."

I want to be happy; I do not want to be sad and sorrowful. This holy book says, "He that hath mercy on the poor, happy is he."

"Who so stoppeth his ears at the cry of the poor, he also shall cry himself, but shall not be heard."

I do not want to cry in the dark, and I want someone to hear me and answer me.

"He that hath a bountiful eye, shall be blessed; for he giveth his bread to the poor." I want to be blessed.

"Open thy mouth, judge righteously, and plead the cause of the poor." That is what I am doing.

"Blessed is he that considereth the poor; the Lord will deliver him in time of trouble." And men are born to trouble as the sparks fly upward, and with the years trouble will come, and if we give to the poor our cause will be heard.

"He that hath pity upon the poor, lendeth unto the Lord; and that which he hath given, will He repay again."

The Eternal God says, "The gold and the silver is Mine. The cattle on a thousand hills are mine. And if I were an hungered, I would not ask you."

And I contend that if we in this Legislature give to the poor as we ought to give, He will repay us. I contend this \$60 floor should be in this bill.

A few days ago we passed a bill here. It came in here—whether it was an administration bill or not, we will not discuss that—but it came in here and we railroaded it through as an emergency bill. I have scores and scores of letters that have just come in. One of them states that their pension was increased one dollar, another one two dollars. They say, "Mr. Bubar, I thought I was having \$10." Another one is getting three dollars more. The highest one I got was an old woman who said, "I received a \$5 increase; I thought I was going to have \$10." She is eighty-four years old. Members, that does not amount to anything. Under this bill

it says that \$60 shall be paid, and in a hard case they can give them \$100.

Whether the set-up is right or not, that is for you and me to judge. We were sent here to make a program, not to rubber-stamp some department program. We were sent here to make a program and that is our business.

Now here are millions of dollars being handled by one man; here are thousands of old people, your friends and mine, that have to rely upon the mercy and the judgment of one man. The Governor has his council, the President has his cabinet; and yet here is one man dealing with the most important principle in our lives, the care of the old; and he is the administrator, the prosecutor, and he is the judge and he is the jury. I claim we should have a three-man commission to operate the Welfare Department, and I believe it is up to this House to provide it.

Now, Members, I move that we accept the minority "Ought to pass" report of the committee. I thank you kindly.

The **SPEAKER**: The gentleman from Blaine, Mr. Bubar, moves that the House accept the minority "Ought to pass" report of the committee.

The Chair recognizes the gentleman from Addison, Mr. Lackee.

Mr. **LACKEE**: Mr. Speaker, after listening to the oration of the gentleman from Blaine (Mr. Bubar) I am a bit hesitant to speak in opposition to this bill, but it seems to be my responsibility to explain the position taken by the Welfare Committee.

After careful consideration of this bill, the majority "Ought not to pass" report was submitted for the following reasons:

First, and probably the most important, is the fact that no appropriation is available at this time for this expenditure. This calls for the expenditure of a vast amount of money.

Second: You will notice that if this legislation is passed, five sections of the statute governing the

regulations will be repealed. That practically eliminates every restriction. Therefore, if this legislation is passed, it simply ends Old Age Assistance as such, and sets up a Pension Plan.

Now, there is no appropriation for such a plan, and if this Legislature decides that one is necessary, a vast amount of money must be appropriated. We are all in agreement as to the help of Old Age Assistance, but this bill simply opens the door and says: "Come and get it." Therefore, I hope the motion of the gentleman from Blaine (Mr. Bubar) does not prevail.

The **SPEAKER**: The question before the House is on the motion of the gentleman from Blaine, Mr. Bubar, that the House accept the minority "Ought to pass" report of the committee.

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

Mr. **MALENFANT**: Mr. Speaker and Members of the House: I agree with the gentleman from Blaine one hundred percent. I happen to be one of the Municipal Officers in Lewiston for the past seven years. Since that time a good many hundreds of old age people came to me crying because they could not find a place to live on that small pension that they receive. I have been in a good many places when I have been trying to find a place for them to live. Because they looked so miserable and because they could not buy clothes and had to live in a very unhealthy condition, they were turned away and were refused a place to eat and sleep. If they lived with their nephew or cousin, the Welfare Department cut their pension down, and they had to go to a boarding house. They can not buy clothes fit for them to go to church on Sunday. We can not leave the old people out in the cold; we have to help them.

If I remember the matter correctly, the government is willing to match up to sixty dollars. Why refuse that help? In many states they pay up to sixty dollars a

month. At \$50 a month, that gives them only twelve dollars a week. In the case of a good many old couples, there is only one of them receiving a pension. If there is a man in this House that can prove to me that two people can live on twelve dollars a week, I would be willing to sit down, but I know they can not do it. How many of you can live, you and your wife, on twelve dollars a week? I say it is a shame because it is not their fault. I hope that the motion of the gentleman from Blaine (Mr. Bubar) prevails.

The SPEAKER: The question before the House is on the motion of the gentleman from Blaine (Mr. Bubar) that the House accept the minority "Ought to pass" report of the committee.

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

Mr. GATES: Mr. Speaker, first, I wish to apologize for my lack of eloquence, but I just wish to point out two or three points in this bill.

The gentleman who has just spoken has mentioned the fact that the Federal government would match up to sixty dollars. This isn't so. The Federal government matches only up to fifty dollars. Anything in excess of that comes out of the State of Maine.

We admit—I admit, at least—that the gentleman from Blaine, Mr. Bubar, is correct. Nobody believes for one minute, that sixty dollars is a sufficient amount of money to take care of one man, let alone a man and a wife, but, the money is not available to take care of it. We are all in sympathy with the gentleman from Blaine, Mr. Bubar. I am, and I know every member of our committee, is in sympathy with him, but we could not see our way clear to bring in a favorable report on that bill until some money was available to carry on.

So far as the lien law is concerned, that lien law has been misrepresented. When a man and wife, having reached the age of sixty-five, accept old age assistance, a lien is taken on their property if

they have it. So long as either one of them survives, nothing is ever done about it. When they both die, the State does present a bill for the amount of money which has been expended, and I feel, as a municipal officer, that there is no reason why a son or a daughter, who will not take care of their old parents in life, should have their property when they are dead.

There are some things about these five amendments which the gentleman from Blaine (Mr. Bubar) would like to eliminate. We feel that perhaps they should be modified, but this simply repeals them and takes them out of the law. If they are taken out, every man or woman who reaches the age of sixty, regardless of their needs, will be granted a pension of sixty dollars, and, if they can do so, they will try to get a hundred dollars.

I hope that the motion of Mr. Bubar does not prevail.

The SPEAKER: Is the House ready for the question?

The Chair recognizes the gentleman from Portland, Mr. McGlaufflin.

Mr. McGLAUFFLIN: Mr. Speaker, I just want to say a word on this matter, so that my position won't be misunderstood.

I am in hearty sympathy with very much that the gentleman from Blaine, Mr. Bubar, has stated. I am in full accord that we should take care of our old age people, and I, myself, have a bill before this Legislature which comes up for hearing tomorrow. The gentleman asks for a yea and nay vote. I cannot vote favorably on Mr. Bubar's bill, as much as I would like to, because the gentleman from Addison, Mr. Lackee, has explained the situation. We would like to do this, but we haven't the funds. I want merely to make this statement so that I can assure you that I am for the old age people in spite of the fact that I am going to vote "No" on this motion.

The SPEAKER. The gentleman from Blaine, Mr. Bubar, has requested a yea and nay vote. A yea

and nay vote is in order at the desire of one-fifth of the members present. Those desiring a yea and nay vote will kindly rise.

Less than one-fifth of the members present arose.

The SPEAKER: Obviously, less than one-fifth of the members present not having requested a yea and nay vote, the same is not ordered.

The question before the House is on the motion of the gentleman from Blaine, Mr. Bubar, that the House accept the minority "Ought to pass" report of the committee.

The Chair recognizes the gentleman from Addison, Mr. Lackee.

Mr. LACKEE: Mr. Speaker, I move that when the vote is taken, it be taken by a division.

The SPEAKER: The gentleman from Addison, Mr. Lackee, has requested a division. As many as are in favor of the motion of the gentleman from Blaine, Mr. Bubar, that the House accept the minority "Ought to pass" report of the committee will kindly rise and remain standing until counted and the monitors have made and returned their count.

A division of the House was had.

Nine having voted in the affirmative and ninety-four in the negative, the motion did not prevail.

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

On motion by Mr. Jalbert of Lewiston, the House voted to take from the table the seventh tabled and unassigned matter, Resolve Proposing an Amendment to the Constitution Changing the Date of the General Election (H. P. 51) (L. D. 14) tabled on February 17th by that gentleman pending second reading; and on further motion by the same gentleman the matter was retabled and specially assigned for Wednesday, March 16th.

On motion by Mr. Cook of Bridgton, the House voted to take from

the table the third tabled and unassigned matter, House Report "Ought not to pass" of the Committee on Legal Affairs on Bill "An Act to Repeal the Incorporation of Bridgton Centre Village Fire Corporation and Bridgton Centre Village Corporation" (H. P. 361) (L. D. 124) tabled by that gentleman on February 10th pending his motion to substitute the bill for the report.

Mr. Cook then withdrew his motion to substitute the bill for the report; and on further motion by the same gentleman the report, with accompanying papers, was re-committed to the Committee on Legal Affairs and sent up for concurrence.

On motion by Mr. Brown of Unity, the House voted to take from the table the first tabled and unassigned matter, An Act Appropriating Moneys for Old Age Assistance and Aid to the Blind (S. P. 30) (L. D. 5) tabled on January 27th by that gentleman pending passage to be enacted.

The SPEAKER: The Chair recognizes the gentleman from Unity, Mr. Brown.

Mr. BROWN: Mr. Speaker, I now move that this item be indefinitely postponed as it is covered by other legislation.

The SPEAKER: The gentleman from Unity, Mr. Brown, moves that An Act Appropriating Moneys for Old Age Assistance and Aid to the Blind (S. P. 30) (L. D. 5) be indefinitely postponed. Is this the pleasure of the House?

The motion prevailed, and the bill was indefinitely postponed in non-concurrence and was sent up for concurrence.

On motion by Mr. Dunham of Ellsworth,

Adjourned until 10:00 o'clock tomorrow morning.