

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Ninety-Sixth Legislature

OF THE

STATE OF MAINE

1953

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Wednesday, March 25, 1953

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

Prayer by the Rev. Mr. R. Winthrop Nelson, State Street Congregational Church, Portland.

The journal of the previous session was read and approved.

Papers from the Senate

Senate Reports of Committees

Divided Report

Tabled and Assigned

Majority Report of the Joint Select Committee on Reapportionment reporting "Ought to pass" on Resolve to Apportion One Hundred and Fifty - one Representatives Among the Several Counties, Cities, Towns, Plantations and Classes in the State of Maine (S. P. 493) (L. D. 1347)

Report was signed by the following members:

Messrs. FULLER of Oxford
CHASE of Cumberland
BOUCHER of Androscoggin
BUTLER of Franklin
COLLINS of Aroostook
—of the Senate

Messrs. BIBBER of Kennebunkport
CAMPBELL of Guilford
BUTLER of Franklin
CASWELL of New Sharon
CENTER of Standish
FORD of Waterford
CAVERLY of Bath
CIANCHETTE of Pittsfield
LATNO of Old Town
—of the House

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

Report was signed by the following members:

Messrs. HARDING of Knox
SQUIRE of Kennebec
—of the Senate

Messrs. HANSON of Machiasport
HAND of New Limerick
WINCHENPAW
—of Friendship
DICKEY of Brooks
JACOBS of Auburn
MARTIN of Augusta
CHASE of Whitefield
—of the House

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

In the House: Reports were read. (On motion of Mr. Ford of Waterford, the two Reports, with accompanying papers, were tabled pending acceptance of either Report, and specially assigned for Wednesday, April 1)

Leave to Withdraw

Report of the Committee on Judiciary on Bill "An Act Defining the Practice of Law" (S. P. 354) (L. D. 965) reporting leave to withdraw.

Came from the Senate read and accepted.

In the House, read and accepted in concurrence.

Ought Not to Pass

Report of the Committee on Appropriations and Financial Affairs reporting "Ought not to pass" on Bill "An Act relating to Line Budget for Personal Services for State Departments" (S. P. 285) (L. D. 819)

Report of the Committee on Judiciary reporting same on Bill "An Act relating to Indeterminate Sentences for Certain Crimes" (S. P. 300) (L. D. 916)

Report of the Committee on Taxation reporting same on Bill "An Act relating to Taxation of Insurance Companies" (S. P. 259) (L. D. 683)

Came from the Senate read and accepted.

In the House, read and accepted in concurrence.

Ought to Pass

Report of the Committee on Appropriations and Financial Affairs reporting "Ought to pass" on Bill "An Act relating to Crediting of Property Taxes on Books of the State, and Making an Appropriation Therefor" (S. P. 96) (L. D. 228)

Report of same Committee reporting same on Bill "An Act Creating the Department of Finance and Administration" (S. P. 159) (L. D. 407)

Report of same Committee reporting same on Resolve Providing for a Continuous Survey of Closed

Clam Areas and Study of Fuel Oil Pollution (S. P. 94) (L. D. 229)

Report of the Committee on Highways reporting same on Bill "An Act relating to Compensation for Members of Maine Turnpike Authority" (S. P. 297) (L. D. 827)

Report of the Committee on Legal Affairs reporting same on Bill "An Act relating to Adoption of a Certain Child" (S. P. 438) (L. D. 1206)

Report of the Committee on Sea and Shore Fisheries reporting same on Bill "An Act relating to the Meetings by Towns to Regulate Taking of Clams" (S. P. 378) (L. D. 1041)

Report of the Committee on Towns and Counties reporting same on Bill "An act relating to Salary of Judge of Probate in Cumberland County" (S. P. 148) (L. D. 348)

Report of same Committee reporting same on Bill "An Act to Increase the Salary of the Treasurer of Cumberland County" (S. P. 232) (L. D. 600)

Report of same Committee reporting same on Bill "An Act relating to the Salary of the Deputy Treasurer of the County of Cumberland" (S. P. 233) (L. D. 599)

Report of same Committee reporting same on Bill "An Act relating to Clerk Hire in Office of Register of Probate, Cumberland County" (S. P. 261) (L. D. 687)

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

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

Report of the Committee on Towns and Counties reporting "Ought to pass" on Bill "An Act relating to the Salary of Register of Probate, Cumberland County" (S. P. 263) (L. D. 686)

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

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

On motion of Miss Lawry of Rockland, House Rule 25 was suspended for the remainder of today's session, in order to permit smoking.

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

Mr. TURNER: I would like to table Item 7, Bill "An Act Creating the Department of Finance and Administration", L. D. 407.

The SPEAKER: Would the gentleman kindly defer his motion until the House has completed the first and second readings on Item 16.

Mr. TURNER: Yes, Mr. Speaker.

The SPEAKER: Thank you, sir.

Thereupon, Bill "An Act relating to the Salary of Register of Probate, Cumberland County" (S. P. 263) (L. D. 686) was given its two several readings and was tomorrow assigned for third reading.

The SPEAKER: The Chair would inform the gentleman, that Item 7, which I understand is the one you have in mind, has, as have all of these matters, been assigned for third reading tomorrow.

Mr. TURNER: Mr. Speaker, may I inquire what harm would it do to table it today?

The SPEAKER: The Chair simply wishes to inform the gentleman that there would be a twenty-four hour or more period between now and the third reading of the bill, if that is what the gentleman had in mind, to gain necessary time.

Mr. TURNER: That is all right, Mr. Speaker.

Ought to Pass with Committee Amendment

Report of the Committee on Appropriations and Financial Affairs on Bill "An Act relating to Duties of Court Stenographers" (S. P. 104) (L. D. 318) 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. 104, L. D. 318, Bill "An Act Relating to Duties of Court Stenographers."

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

'Such compensation as may be provided for stenographers assigned for legislative reporting shall not be less than the salary provided for services as court stenographers.'

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

Report of the Committee on Appropriations and Financial Affairs on Bill "An Act Creating a State Scholarship Fund for Normal School and Teachers' College Students" (S. P. 242) (L. D. 667) 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 then read by the Clerk as follows:

COMMITTEE AMENDMENT "A" to S. P. 242, L. D. 667, Bill, "An Act Creating a State Scholarship Fund for Normal School and Teachers' College Students."

Amend said Bill by striking out the last sentence of section 1.

Further amend said Bill by striking out all of section 2.

Further amend said Bill by renumbering section 3 to be section 2.

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

Report of the Committee on Highways on Bill "An Act relating to Roadside Picnic Areas" (S. P. 167) (L. D. 412) 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. 167, L. D. 412, Bill, "An Act Relating to Roadside Picnic Areas."

Amend said Bill by striking out the underlined figures "\$1,000" at the end of the next to the last paragraph and inserting in place thereof the following underlined figures, punctuation and words:

'\$600, except that not more than 2 such projects may be constructed in any 1 year at a cost of not more than \$1,000 each'

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

Report of the Committee on Sea and Shore Fisheries on Bill "An Act relating to the Taking of Lobsters in York River, County of York" (S. P. 329) (L. D. 832) 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. 329, L. D. 832, Bill, "An Act Relating to the Taking of Lobsters in York River, County of York."

Amend said Bill, by striking out in line four, the words "Fort Head so called," and inserting in place thereof the following: "Stage Neck, so called, on the opposite shore".

Committee Amendment "A" was then adopted in concurrence and tomorrow assigned for third reading of the Bill.

Report of the Committee on Towns and Counties on Bill "An Act relating to Salaries of County Attorney and Assistant County Attorney of Cumberland County" (S. P. 260) (L. D. 684) reporting "Ought to pass" as amended by Committee Amendment "A".

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. 260, L. D. 684, Bill "An Act Relating to Salaries of County Attorney and Assistant County Attorney of Cumberland County."

Amend said Bill by striking out the underlined figures "\$4,500" in the 6th line thereof and inserting in place thereof the underlined figures "\$4,000".

Further amend said Bill by striking out the underlined figures "\$3,500" in the 6th line thereof and inserting in place thereof the underlined figures "\$3,000".

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

Non-Concurrent Matter

Report of the Committee on Judiciary reporting "Ought to pass" on Bill "An Act relating to Acquisition of Schoolhouse Lots by Condemnation" (H. P. 269) (L. D. 297) which Report was accepted and the Bill passed to be engrossed in the House on March 4.

Came from the Senate with the Report and Bill recommitted to the Committee on Judiciary in non-concurrence.

In the House: The House voted to recede and concur with the Senate in the recommitment of the Bill to the Committee on Judiciary.

Non-Concurrent Matter

Bill "An Act to Amend the Bracket Schedule in the Sales and Use Tax Law" (S. P. 191) (L. D. 439) on which the House accepted the Minority Report of the Committee on Taxation reporting "Ought not to pass" on March 19, in non-concurrence.

Came from the Senate, that body voting to insist on its former action whereby the Majority Report of the Committee reporting "Ought to pass" was accepted and the Bill passed to be engrossed.

In the House: On motion of Mr. Willey of Ellsworth, the House voted to insist on its former action whereby it accepted the Minority "Ought not to pass" Report and request a Committee of Conference.

Non-Concurrent Matter

Bill "An Act relating to Police Officers in Uniform Stopping Motor Vehicles for Examination" (H. P. 270) (L. D. 298) which was passed to be engrossed in the House on March 4.

Came from the Senate indefinitely postponed in non-concurrence.

In the House:

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

Mr. TRAVIS: Mr. Speaker and Members of the House: L. D. 298 received a unanimous "Ought to pass" report of the Committee on Judiciary. However, it is very similar to L. D. 278, Item 25, and I would like the privilege of tabling Items 24 and 25, and specially assigning them for next Tuesday, at which time I will present an amendment to L. D. 278, which I think will take care of objections expressed in the House.

The SPEAKER: The gentleman from Westbrook, Mr. Travis, moves that Item 24, Bill "An Act relating to Police Officers in Uniform Stopping Motor Vehicles for Examination," House Paper 270, Legislative Document 298, lie on the table and be specially assigned for Tuesday, March 31, pending further consideration. Is this the pleasure of the House?

The motion prevailed, and the Bill was so tabled and so assigned.

Non-Concurrent Matter

Bill "An Act relating to Carrying Motor Vehicle License by Operator" (H. P. 293) (L. D. 278) which was indefinitely postponed in the House on February 18.

Came from the Senate passed to be engrossed in non-concurrence.

In the House:

The SPEAKER: The Chair understands that the gentleman from Westbrook, Mr. Travis, moves that Item 25, Legislative Document 278, Bill "An Act relating to Carrying Motor Vehicle License by Operator" lie on the table and be specially as-

assigned for Tuesday, March 31, pending further consideration. Is this the pleasure of the House?

The motion prevailed and the Bill was so tabled and so assigned.

The SPEAKER: The Chair, at this time, requests the Sergeant-at-Arms to escort the gentleman from Pittsfield, Mr. Cianchette, to the rostrum, for the purpose of presiding as Speaker pro tem.

Thereupon, the Sergeant-at-Arms escorted the gentleman from Pittsfield, Mr. Cianchette, to the rostrum, where he assumed the Chair amid the applause of the House, the members rising.

Messages and Documents

From the Senate: The following Communication:

STATE OF MAINE SENATE CHAMBER

March 24, 1953

Honorable Harvey R. Pease, Clerk
House of Representatives
96th Legislature

Sir:

On March 19th the President appointed the following members on the part of the Senate, to serve as conferees on the following Bill and Resolves:

"Resolve in favor of the Town of Medway" (H. P. 63) (L. D. 1176)

"Resolve in favor of the Town of Freeport" (H. P. 500) (L. D. 1177)

Senators: HASKELL of Penobscot
KAVANAGH

of Androscoggin
PARKER of Piscataquis

Bill "An Act to Place a Bounty on Porcupines" (H. P. 646) (L. D. 661)

Senators: WIGHT of Penobscot
CARPENTER of Somerset
WEEKS of Cumberland

Respectfully,

(Signed) CHESTER T. WINSLOW
Secretary of Senate

The Communication was read and placed on file.

The SPEAKER pro tem: The Chair recognizes the gentleman from Dexter, Mr. Roberts.

Mr. ROBERTS: Mr. Speaker, I ask unanimous consent of the House to present a resolve.

The SPEAKER pro tem: The gentleman from Dexter, Mr. Roberts, asks unanimous consent of the House to introduce a resolve. The Clerk will read the title.

The CLERK: Resolve Providing for State Pension for Charles Batchelder of Garland.

The SPEAKER pro tem: Is there any objection to the reception of the resolve? The Chair hears none and the resolve is received.

Thereupon, on motion of Mr. Roberts, the resolve was referred to the Committee on Welfare and sent up for concurrence.

The gentleman from Hampden, Mr. Stanley, was granted unanimous consent to address the House.

Mr. STANLEY: Mr. Speaker and Members of the House: I have a deed to the State of Maine from the Dorothea Dix Park in Camden. This park is a memorial to Dorothea Dix, one of the world's most famous women, a founder of schools and a person who has created reforms in the insane asylums, and in jails and prisons throughout the nation. She was born on the site of this park. It is a plot containing eleven acres, extending from U. S. Highway No. 1 to the Penobscot River. It was a famous park in years gone by, and the members of that park at the turn of the century are still officers today, which places them in the age of seventy or above. Therefore, they have not been active in the park, and it has more or less been neglected. They, still having some funds which they would expend for the park, would like the State to receive this park as part of its park and memorial system, to be used for recreational purposes, for the tourists and for whoever may like to use the park.

Now, Mr. Speaker, I offer a bill and ask for its acceptance.

The SPEAKER pro tem: The gentleman from Hampden, Mr. Stanley, asks unanimous consent to introduce a bill. The Clerk will read the title.

The CLERK: Bill "An Act accepting from Dorothea Dix Memorial Association a Deed of Gift of Dorothea Dix Park."

The SPEAKER pro tem: Is there objection to the introduction of

this bill? The Chair hears none and the bill is received.

The SPEAKER pro tem: The gentleman from Hampden, Mr. Stanley, moves that the bill be ordered printed and lie on the table pending reference to a committee. Is this the pleasure of the House? The motion prevailed.

House Reports of Committees Leave to Withdraw

Mr. Denbow from the Committee on Highways on Resolve relating to Salary Increases to State Police Granted by Ninety-fifth Legislature (H. P. 93) (L. D. 96) reported leave to withdraw.

Mr. Hand from the Committee on Legal Affairs on Bill "An Act relating to the York Beach Village Corporation" (H. P. 1051) (L. D. 1192) reported same.

Mr. Woodcock from same Committee on Bill "An Act to Repeal the Charter of the Lucerne-in-Maine Village Corporation" (H. P. 431) (L. D. 478) reported same.

Mr. Stanwood from the Committee on Sea and Shore Fisheries on Bill "An Act relating to Conservation of Clams" (H. P. 1159) (L. D. 1307) reported same.

Mr. Scott from Committee on Towns and Counties on Bill "An Act to Increase the Salary of the Judge of Probate of Waldo County" (H. P. 609) (L. D. 608) reported same as it is covered by other legislation.

Mr. Clements from the Committee on Welfare on Bill "An Act relating to Removal of Persons not Members of the Indian Tribes from the Reservations" (H. P. 39) (L. D. 33) reported same.

Same gentleman from same Committee on Resolve providing for State Pension for James L. Cordwell of Norway (H. P. 883) reported same.

Same gentleman from same Committee on Resolve providing for State Pension for Mrs. Maude M. Bailey of Auburn (H. P. 894) reported same.

Reports were read and accepted and sent up for concurrence.

Ought Not to Pass Tabled

Mr. Burgess from the Committee on Appropriations and Financial

Affairs reported "Ought not to pass" on Bill "An Act relating to Maine Soldiers and Sailors in the War with Spain" (H. P. 398) (L. D. 452)

Report was read.

(On motion of Mr. Berry of South Portland, the Report, with accompanying papers, was tabled pending acceptance of Committee Report)

Mr. Burgess from the Committee on Appropriations and Financial Affairs reported "Ought not to pass" on Bill "An Act to Authorize the Establishment of a School of Fisheries at the Maine Vocational Technical Institute" (H. P. 784) (L. D. 844)

Mr. Campbell from same Committee reported same on Resolve Authorizing a Preliminary Survey for the Prevention of Shore Erosion in Saco (H. P. 901) (L. D. 1008)

Reports were read and accepted and sent up for concurrence.

Tabled and Assigned

Mr. Cates from the Committee on Appropriations and Financial Affairs reported "Ought not to pass" on Bill "An Act relating to Payments to Towns by State in Lieu of Taxes" (H. P. 251) (L. D. 281)

Report was read.

(On motion of Mr. Butler of Franklin, the Report, with accompanying papers, was tabled pending acceptance of Committee Report, and specially assigned for Tuesday, March 31)

Tabled

Mr. Cates from the Committee on Appropriations and Financial Affairs reported "Ought not to pass" on Bill "An Act to Provide Training to Organized Fire Companies" (H. P. 576) (L. D. 618)

Report was read.

The SPEAKER pro tem: The Chair recognizes the gentleman from Westbrook, Mr. Travis.

Mr. TRAVIS: Mr. Speaker and Members of the House: Two years ago this bill was referred to the Committee on Education, it received the unanimous "Ought not to pass" report, it went through the House but was held up by lack of money. Money seems to be the difficulty

again this year. In order to give the firemen a chance to present their case to all members of the Legislature and to get a better look at our financial picture, I move that this bill lie on the table unassigned.

The SPEAKER pro tem: The gentleman from Westbrook, Mr. Travis, moves that Item 13, Report of the Committee on Appropriations and Financial Affairs reporting "Ought not to pass" on Bill, "An Act to Provide Training to Organized Fire Companies" House Paper 576, Legislative Document 618, lie on the table unassigned. Is this the pleasure of the House?

The motion prevailed, and the Report, with accompanying papers, was so tabled.

Mr. Cole from the Committee on Appropriations and Financial Affairs reported "Ought not to pass" on Resolve in favor of the Town of Bingham (H. P. 715) (L. D. 739)

Same gentleman from same Committee reported same on Resolve in favor of the Town of Stonington (H. P. 786) (L. D. 903)

Reports were read and accepted and sent up for concurrence.

Tabled

Mr. Davis from the Committee on Appropriations and Financial Affairs reported "Ought not to pass" on Resolve in favor of State Soil Conservation Committee (H. P. 790) (L. D. 907)

Report was read.

(On motion of Mr. Brockway of Milo, the Report, with accompanying papers, was tabled pending acceptance of the Committee Report)

Mr. Jalbert from the Committee on Appropriations and Financial Affairs reported "Ought not to pass" on Resolve in favor of the Town of Moscow (H. P. 725) (L. D. 740)

Report was read and accepted and sent up for concurrence.

Tabled

Mr. Fogg from the Committee on Claims reported "Ought not to pass" on Resolve to Reimburse the Town of Pittston for Support and Medical Aid Extended to Certain Families (H. P. 903) (L. D. 982)

Report was read.

(On motion of Mr. Hussey of Windsor, the Report, with accompanying papers, was tabled pending acceptance of Committee Report)

Mr. Potter from the Committee on Claims reported "Ought not to pass" on Resolve in favor of Eric Ollson of New Sharon (H. P. 905)

Mr. Boston from the Committee on Highways reported same on Resolve in favor of the Town of South Thomaston (H. P. 726) (L. D. 746)

Mr. Denbow from same Committee reported same on Resolve in favor of a New Road from Jackman to Holeb (H. P. 723) (L. D. 744)

Reports were read and accepted and sent up for concurrence.

The SPEAKER pro tem: The Chair notes in the gallery the presence of thirty students from the Problems of Democracy and Civics classes of Stonington High School, in charge of Miss Rand; also a group of forty-six pupils from the Coombs Grammar School in Bowdoinham, in charge of Helen Robinson and Mrs. Ella Curtis; and thirty-two students, Juniors and Seniors, from Island Falls High School, accompanied by Principal Wallace and Social Studies Teacher, Miss Heselton.

The Chair extends them a cordial welcome. (Applause)

Mr. Ludwig from the Committee on Highways reported "Ought not to pass" on Resolve in favor of Cary Plantation (H. P. 802) (L. D. 886)

Mr. Nadeau from same Committee reported same on Resolve Appropriating Money for Construction of Bridge Over Carrabasset Stream (H. P. 141) (L. D. 139)

Mr. Pullen from same Committee reported same on Resolve in favor of the Town of Steuben (H. P. 912) (L. D. 1013)

Reports were read and accepted and sent up for concurrence.

Recommitted

Mr. Butler from the Committee on Inland Fisheries and Game reported "Ought not to pass" on Bill "An Act relating to Imported Trout and Togue" (H. P. 328) (L. D. 396)

Report was read.

On motion of Mr. Rogerson of Houlton, the Report, with accompanying papers, was recommitted to the Committee on Inland Fisheries and Game and was sent up for concurrence.

Mr. Frechette from the Committee on Inland Fisheries and Game reported "Ought not to pass" on Bill "An Act relating to Bounty on Bears" (H. P. 808) (L. D. 892)

Mr. Vaughan from same Committee reported same on Bill "An Act relating to Hunting and Trapping of Bears in Unorganized Townships" (H. P. 10) (L. D. 4)

Mr. Whitney from same Committee reported same on Bill "An Act relating to Closed Season on Black Bear" (H. P. 509) (L. D. 517)

Mr. Cianchette from the Committee on Judiciary reported same on Bill "An Act relating to Penalty for Carelessly Shooting Humans While Hunting" (H. P. 818) (L. D. 849)

Mr. Low from same Committee reported same on Bill "An Act relating to Appointment of Attorney General" (H. P. 747) (L. D. 786)

Same gentleman from same Committee reported same on Resolve Repealing the Constitutional Provisions relating to the Office of Attorney General (H. P. 748) (L. D. 787)

Same gentleman from same Committee reported same on Bill "An Act relating to Actions in Which Trustee Process May be Used" (H. P. 820) (L. D. 851)

Same gentleman from same Committee reported same on Bill "An Act relating to the Sale of Firearms" (H. P. 925) (L. D. 993)

Mr. Martin from same Committee reported same on Bill "An Act relating to Juveniles" (H. P. 826) (L. D. 857)

Same gentleman from same Committee reported same on Bill "An Act relating to Ballots" (H. P. 650) (L. D. 694)

Mr. McGlauffin from same Committee reported same on Bill "An Act to Designate the National Inauguration Day Every Four Years a State Legal Holiday" (H. P. 655) (L. D. 698)

Same gentleman from same Committee reported same on Bill "An Act relating to Trespass on Lands" (H. P. 652) (L. D. 695)

Same gentleman from same Committee reported same on Bill "An Act relating to Reorganization of Office of Treasurer of State" (H. P. 745) (L. D. 784)

Same gentleman from same Committee reported same on Bill "An Act Establishing Right of Way to Great Ponds of the State" (H. P. 973) (L. D. 1061)

Same gentleman from same Committee reported same on Resolve Proposing an Amendment to the Constitution Repealing the Constitutional Provisions relating to the Office of Treasurer of State (H. P. 746) (L. D. 785)

Mr. Trafton from same Committee reported same on Bill "An Act Requiring Professional Bondsmen to be Licensed and Bonded" (H. P. 1024) (L. D. 1143)

Same gentleman from same Committee reported same on Bill "An Act relating to Powers of Recorder of Bath Municipal Court" (H. P. 822) (L. D. 853) as it is covered by other legislation.

Mr. Childs from the Committee on Legal Affairs reported same on Bill "An Act relating to Opening a Disinterred Casket" (H. P. 975) (L. D. 1063)

Mr. Martin from same Committee reported same on Bill "An Act to Incorporate the Sabattus Shore Municipal Association" (H. P. 934) (L. D. 1028)

Mr. Stewart of Portland from same Committee reported same on Bill "An Act relating to High School Athletic Officiating" (H. P. 349) (L. D. 365)

Mr. Higgins from the Committee on Sea and Shore Fisheries reported same on Bill "An Act Repealing Law on Canning of Clams and Mussels" (H. P. 1112) (L. D. 1247)

Same gentleman from same Committee reported same on Bill "An Act relating to Canning of Clams" (H. P. 1113) (L. D. 1248)

Mr. Tupper from same Committee reported same on Bill "An Act relating to Compulsory Plugging of Lobsters" (H. P. 763) (L. D. 798)

Mr. Duquette from the Committee on Taxation reported same on Bill "An Act relating to Sales Under Nineteen Cents Under Sales Tax Law" (H. P. 943) (L. D. 985) as it is covered by other legislation.

Reports were read and accepted and sent up for concurrence.

Mr. Low from the Committee on Taxation reported "Ought not to pass" on Bill "An Act Exempting Funeral Services from Sales Tax" (H. P. 851) (L. D. 868)

Report was read.

The SPEAKER pro tem: The Chair recognizes the gentleman from Wales, Mr. Scott.

Mr. SCOTT: Mr. Speaker, I would like to substitute the bill for the report.

The SPEAKER pro tem: Does the Chair understand that the gentleman moves the acceptance of the minority report?

Mr. SCOTT: Yes, Mr. Speaker, there is no minority — well, yes, the minority report, but this is a unanimous report isn't it? Yes, I move that the House accept the minority report.

The SPEAKER pro tem: The Chair understands that there is no minority report.

Mr. SCOTT: Mr. Speaker, that is why I want to substitute the bill for the report.

The SPEAKER pro tem: The gentleman from Wales, Mr. Scott, moves that the bill be substituted for the report?

Mr. SCOTT: Correct, Mr. Speaker.

The SPEAKER pro tem: The gentleman may proceed.

Mr. SCOTT: Mr. Speaker, I would like to have unanimous consent to address the House.

The SPEAKER pro tem: The gentleman may proceed. He does not need unanimous consent of the House.

Mr. SCOTT: Mr. Speaker and Ladies and Gentlemen: This bill before you is a bill for right and wrong. In the Governor's inaugural address he stated that the inequities of the sales tax should be corrected if found. The sales tax bracket system says that from one to twenty-four cents, no tax. It is just like taking this House and calling them consumers on the floor here, the four divisions, tell them: "You don't have to pay a tax on taxable goods from one to twenty-four cents." Then take the folks in the gallery, about one-third of them, and call them retailers, and say "Though we don't collect the tax from you, the retailers in the gal-

lery have got to pay the tax for you." Now is that right?

This bill here does not take one cent, nor does it ask for one cent, from the State that rightfully belongs to the State. Is this part of the law constitutional? There is the point.

The Constitution says that the Legislature shall have the power to impose taxes upon its citizens but it shall impose them wisely and equitably; it has not the power to do otherwise, neither has the tax assessor.

But do they abide by the constitution? No. They go as far as to summon the retailers to court and prosecute them to pay this unjust tax. When they get in court what happens to the charges? They are dropped.

Now I have done a little investigation on this and I came across one case where it was taken into court five times, three times, I believe, before a Superior Court Justice, twice to the Supreme Court, and the charges were dropped. That is on this collection of taxes. Why? Because it conflicted with the Constitution.

Now here is a paragraph from a letter which I have read and which this man received from his attorney. And, by the way, he had about four attorneys in his five trials.

"I have been advised by the Court that the matter must be disposed of in December of 1952. The Court also requested me that I notify you not to make too much talk about the fact that you are fighting the State on the Sales tax and that you are not complying with it. Apparently some of your competitors are quite disturbed that you should get away with it and are bringing pressure upon the State Tax Assessor."

It has cost this man now for those five trials about \$2000, which averages about \$400 per trial; and this man has got, I think he told me, about twenty-six charges still pending, so he is going to be broke before he gets through.

Now before the Taxation Committee there was only one complainant, only one who opposed it, and that was the State Tax Assessor Ernest Johnson. He stated that this bill if passed would create an enormous amount of bookkeeping.

Just how much bookkeeping would it take? We keep books anyway for our own benefit to see if we are making or losing money, also for the federal tax. In other words, at the end of the month you have your gross expenditures and your gross receipts, so you do not have to do that for the sales tax because you already have it. But, using round figures, we will say the gross sales are \$1000. The merchant takes his tape from the cash register, and let us say he has 100 pennies on it which is \$1.00. To get his taxable goods, of course, he divides that by two which gives him \$50 in taxable goods. So he takes his form, Gross Sales \$1000, Non-taxable goods \$950, Taxable goods \$50, and he multiplies it by two and on the form he puts \$1.00. That all belongs to the State. But what else does he have to do under this 24 cents business? He has got to take his invoices and go through them and pick out all the items that retail under 25 cents. And he cannot compute that by his prices wholesale; he has got to compute them by the retail price at 2 per cent. That money he digs down in his pocket for, and he has to add to it. Now that is where the injustice is in this bill. In other words, it favors a majority of the citizens of the State and it penalizes a minority. Well, anybody with any common sense knows that is wrong, but it seems as though the tax assessor does not know it.

Now in regard to this, the monetary consideration of this bill is really secondary. It is morality, the principle of it; justice or injustice, right or wrong. That is what this bill is for. It is to correct a grave injustice perpetrated by the sales and use tax since 1951 against the retailer, and it should be corrected by this House, because, after all, even the courts do not agree with it.

Now there is some talk in this House in regard to satisfied retailers. Well, there are some retailers who would say they are satisfied and there probably are a few who are. But who are they? Clothing and shoe store operators and so on who handle very few if any items under 25 cents. In my opinion he is satisfied in this way:

Probably a friend of his down the street has to dig down in his pocket for two dollars and he does not have to do it. That is why he is satisfied.

Then on top of that dissatisfaction of retailers, this small retailer who handles a lot of small items pays a dollar for a certificate for a position he does not want. Well, there is another point there. It is a position he does not want. You know you convict a man of a felony and put him in jail and you make him do anything you want him to do provided he is physically and mentally fit. But the State or anybody else cannot take a free man and force him to work without just compensation.

There is another little item too that just came into my mind. I have been a tax collector for a few years myself and I have never heard of anybody handling public money unless he was bonded. And, plus that, he has got to keep books, he has got to keep track of the tax money he collects, file his reports, and then he has an inspector come in — he never knows when he will come in — to prowl over his books and accounts. Is he satisfied? If he is he belongs across the river in the psychopathic hospital.

Then there was another argument that was put up — multiple sales. Multiple sales depends upon the honesty of the retailer. There is no way you can check them. If he says he has sold them all in single units he has sold them in single units, and if items are ten cents they are not collectible anyway under multiple sales. If an item is ten cents, fifteen cents or twenty cents, that is the price of it whether you buy one or a dozen. Multiple sales are dependent on the honesty of the retailer and no more. Since the sales tax went into effect it has decreased to almost nothing, for the majority of the people are tax conscious. Where items are two or three for a quarter they now buy one or two so they will not have to pay the tax. Some of them have large families and have to figure every penny. A retailer is not going to lose the good will of his customers just to collect a penny for the State

The reason for that remark is this. A lady came into my place one day. I guess one of her children cut his finger. She bought a bottle of iodine and a roll of adhesive tape. It came to a quarter. Whether all she had at the time was a quarter I don't know, but I said, "Twenty-five cents, and there is one cent tax." "Well," she says, "there is no tax on items under twenty-four cents." I said, "Well, I am sorry, that is what the State says anyway." She turned around, and she had two dimes and a nickel, and she gave me a dime and she picked up the bottle of iodine, and she put down fifteen cents and picked up the roll of adhesive tape. What was I going to do? Was I going to argue with her? Well, that is what you are up against.

Ladies and Gentlemen, I think this bill should be passed for the simple reason, as I said, the monetary consideration of this bill is secondary, and the State to my mind will not lose any money. All that it will lose is money that does not belong to it which they admit themselves. I heard back quite a while ago, with the State you keep track of the money that you send in that you have to take out of your pocket, you send it in monthly, and at the end of twelve months you send it in, the total amount, with proof of course, that you got the money due you, and the State will pay you 90 cents on the dollar. If that abatement is less than two dollars you get nothing.

In other words, there used to be a few years ago a gentleman by the name of Ponzi in Boston. I don't know but some of you older gentlemen remember him. He had sort of an investment firm and he robbed Peter to pay Paul. In other words, he had half a dozen Peters and he would take one Peter and pay one Paul if he growled. I guess in that investment firm, which was a fraud, he collected about a million dollars before they caught up to him. He went to jail and then they shipped him back to Italy. But here is the State of Maine that will collect your money that does not belong to them in the first place, then if you can prove to them that you sent it to them they will pay you 90 cents on a dollar. That is pretty

good. I would like to do business that way. I guess that is about all on this for now.

I will say this in regard to these other bills coming in: I have heard various amounts, ten cents, eighteen, nineteen—I guess there is one coming up for twenty cents. Well, that is nothing but sugar coating. They cannot take the penalty either wholly or in part from the retailer at this late date and put it on the consumer. That is not right. It is too late for that. They should have thought of that back in July of 1951 or in the last Legislature. So any of these bills for nineteen or twenty or fifteen cents do not mean anything because the retailer is still penalized up to that amount, whether it be ten cents or fifteen or up.

Therefore, ladies and gentlemen, in the cause of justice—and that is all it is, justice—and for righteousness, I beg of you to pass this bill. It is not only me. Before I put that bill in the hopper I took it around to men who ought to know a lot more than I do. They said it was a good bill. I took it before the State of Maine Retail Grocers and Food Handlers Association at their directors meeting at the Worster House. They said that it was a good bill to the extent that they had bills in that they were going to put into this House but they withdrew in favor of this one, because it would cover a lot of the small items which they recommended to be taken off the Sales Tax law. So you see it is not my opinion; it is the opinion of hundreds of grocers.

This Association is a national organization; it has headquarters in Chicago; it also has general counsel headquarters in Washington, D. C. The State of Maine headquarters is in the City of Lewiston. They dropped their bills in favor of this one. There were something like forty directors at that meeting at the Worster House. Some of them were on the so-called percentage system which is supposed to correct some of these inequities but does not always do it, and they voted for this bill.

I will say that there are retailers from practically the Canadian border to Kittery watching this bill and watching this sales tax as a

whole for the simple reason that this Legislature has got to do something about these inequities and do it now. This passing the buck is going to work out detrimentally to everybody. That is all, Mr. Speaker. I also would like to have a division.

The SPEAKER pro tem: The question before the House is on the motion of the gentleman from Wales, Mr. Scott, that the bill, "An Act Exempting Funeral Services from Sales Tax" (H. P. 851) (L. D. 868) be substituted for the report of the committee. That is the motion under Item 50 that we have proceeded to at this point.

All those in favor of the motion will please signify by saying aye; those opposed no.

A viva voce vote was taken.

The SPEAKER pro tem: The motion is defeated.

Does the Chair understand that the gentleman from Wales, Mr. Scott, wishes to reconsider the action whereby on Item 49, the "Ought not to pass" report of the Committee on Bill "An Act relating to Sales Under Nineteen Cents Under Sales Tax Law" (H. P. 943) (L. D. 985) was accepted?

Mr. SCOTT: Item 51, Mr. Speaker.

The SPEAKER pro tem: If the gentleman is interested in Item 51 the House will now take up Item 50, and, having completed that, the House will then consider Item 51. The House has not at this point accepted the report on Item 50.

Mr. SCOTT: I understood the item we were on was Item 51, Mr. Speaker.

The SPEAKER pro tem: The House was still on Item 50. If the gentleman will defer for one minute the House will complete Item 50.

Mr. SCOTT: I am sorry, Mr. Speaker.

The SPEAKER pro tem: Is it now the pleasure of the House that the report of the Committee on Item 50, Bill "An Act Exempting Funeral Services from Sales Tax" (H. P. 851) (L. D. 868) be accepted and sent up for concurrence?

The motion prevailed.

Indefinitely Postponed

Mr. Sanford from the Committee on Taxation reported "Ought

not to pass" on Bill "An Act to Limit the Liability of the Retailer for Sales or Use Taxes to the Amount the Retailer Collects" (H. P. 233) (L. D. 260)

The SPEAKER pro tem: The Chair recognizes the gentleman from Wales, Mr. Scott.

Mr. SCOTT: The remarks I made were in reference to Item 51. (H. P. 238) (L. D. 260)

The SPEAKER pro tem: The question before the House is on the motion of the gentleman from Wales, Mr. Scott, that the Bill "An Act to Limit the Liability of the Retailer for Sales or Use Taxes to the Amount the Retailer Collects" (H. P. 238) (L. D. 260) be substituted for the report of the committee.

The Chair recognizes the gentleman from Dover-Foxcroft, Mr. Sanford.

Mr. SANFORD: Mr. Speaker, I understand we are on Item 51 now. Is that right?

The SPEAKER pro tem: That is correct.

Mr. SANFORD: Mr. Speaker and Members of the House: The reason that the committee voted unanimously "Ought not to pass" on this bill is that the Taxation Commission would find it almost impossible to administer such a bill, therefore we voted it unanimously "Ought not to pass".

The SPEAKER pro tem: The Chair recognizes the gentleman from Rockland, Mr. Low.

Mr. LOW: Mr. Speaker, the question of money may not be at issue in this matter, however when we come to discuss the appropriations bill a little later on money is going to be very important, and I would estimate that the reduction in the amount of the sales tax according to this bill would be very substantial, I wouldn't know how much but I would say several hundred thousand dollars.

The SPEAKER pro tem: The Chair recognizes the gentleman from Wales, Mr. Scott.

Mr. SCOTT: Mr. Speaker, the gentleman says it would require a lot of bookkeeping. I think I demonstrated that part of it. Most of your books you have anyway and all you have to do is keep track of your tape on your register. In other words, items from 25 cents

up, to figure it out would take you just about two minutes. The longest time it would take is to count the money on your tape on your register.

In regard to the loss of money to the State, as Mr. Low puts it, \$200,000, I will say that it is a question of right and wrong. I wouldn't care if it was \$200,000 or if it took every cent from the treasury. The money part of this bill is secondary. This bill is whether you are going to do right or whether you are going to keep doing wrong for the retailers, a minority group of citizens in this State.

The SPEAKER pro tem: The Chair recognizes the gentleman from Madison, Mr. Fogg.

Mr. FOGG: Mr. Speaker, I am not speaking on this as a party issue but it does seem to me that the retailers are taking a beating on this bill. If it happens that the difference which it would mean if they change this law here so that they are paying the actual amount which they will be taking in is going to be a couple of hundred thousand dollars, it seems to me that means that couple of hundred thousand dollars is coming out of the retailers' pockets. Now I have talked to a lot of retailers on this same tax and I think they have been very open-minded about the whole thing. It was shoved down their throats and they have taken it in pretty good spirits since the tax has passed. Now I think that this Legislature should come along in good spirit and do something for these retailers.

The SPEAKER pro tem: The Chair recognizes the gentleman from Portland, Mr. Albee.

Mr. ALBEE: Mr. Speaker and Members of the House: I would just like to say that the grocers and the druggists may apply to the Taxation Department and get a classified permit; they take an average and they just send it in and they don't have to bother with records or anything else. I believe they should understand that very thoroughly.

The SPEAKER: The Chair recognizes the gentleman from Yarmouth, Mr. Call.

Mr. CALL: Mr. Speaker, I rise with reluctance. I was hoping that

I would get through this session without having to arise.

Unfortunately I think a lot of gentlemen in this House do not understand the position of the merchant. For instance, I am going to take a general store like I run. I speak as a merchant. A case of soda, that is twenty-four bottles, the merchant pays two cents tax on it. He sells it to the kids for five cents. Who pays it? The merchant. You come into my store and you buy twelve screws, 12 cents. I pay on the gross \$1.44 for the screws, we will assume. I pay three cents tax. I dish them out, twelve, six, five, any amount you want. It goes along the same with bolts, four cents apiece. I have to pay the total tax. We will say that a gross costs 89 cents. I, the merchant, have got to pay two cents. All right, in the course of the year in my store we will assume that I pay \$240. The State is going to give me back for my business — now there is someone who has got that bill in, I understand, to remunerate the merchant. Well now, it is not a matter of bookkeeping. When the inspector comes around I just show him the books and it is all o.k. But who is paying it, this two or three hundred thousand dollars? It is the merchant. You want to be fair about it, don't you?

Do you think that a merchant is going to steal one penny or two pennies? No. Every penny he collects he throws in that little can for the State. How about all those little pennies he isn't collecting? He has got to pay them because the inspector says "Your invoice shows it, Mr. Call, and you have got to pay it." It is only fair that the State give us a fair deal. We have got to do the bookkeeping; we pay a dollar to do the bookkeeping. If they remunerated me I would probably get about \$240 for my services for the whole year for the bookkeeping.

I do not want to take up too much time, but I think the gentleman from Wales, Mr. Scott, is right. It is a fair bill all the way through. We would like to have this body give it consideration before they push it across and defeat it.

The SPEAKER pro tem: The Chair recognizes the gentleman from Dover-Foxcroft, Mr. Sanford.

Mr. SANFORD: Mr. Speaker and Members of the House: I think this does affect my friend, the gentleman from Yarmouth, Mr. Call, in his business perhaps. I happen to have been in the same business. I sold a good many screws and a good many bolts, one, two and three, and sometimes a larger number. Now I never did worry about the extra that I had to pay the State. I don't think he is worrying about it, because everybody knows that there is anywhere from forty to sixty or seventy per cent profit on those items and what little you pay the State will not make any difference. Now the other fellow who is doing a lot of talking about this is the drugstore fellow. He may sell an ice cream and he may lose a little something on that, but you buy a dollar's worth of drugs from him and he will make up enough to gain through the whole day on it, so I am not worrying about him. Honestly, the fellows that I have talked with are perfectly satisfied about this whole thing. That is all I have to say.

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

Mr. FINEMORE: Mr. Speaker and Members of the House: I will speak as a member of the grocery world, I guess. I would like to kind of work against the gentleman from Wales, Mr. Scott, because I believe his claim is very unjust. I do not believe that there is a retail merchant in the State that is being hurt very much. I do not think they have taken into consideration the amount of money we have turned in and its use and the money that is turned back to our towns and the use it is being put to. I know I have handled this ever since it started, and I will go as far as to say right now that I almost can file each and every report, taking into consideration the amount of bookkeeping and time it takes, in less time than it has taken us this morning to discuss this here. I believe, as my good friend, the gentleman from Portland, Mr. Albee, said back here,

that if people had taken the time to take it up with Mr. Johnson of the Tax Assessors Office they would find that they could be put in a category whereby their loss is very, very small even if they are a big retailer.

Another thing I would like to say here: this amuses me. It is something similar to this law where the automobile dealers would like to have the tax taken off of the trade-in allowance on automobiles. About the only ones we have appearing against these laws is the automobile dealer, and he is the man who doesn't stand to lose a cent, in fact he does stand to make a cent. It is the same way here. You are not getting too many small retailers appearing against it; it is mostly organizations like the grocers' organization. Today it reminds me of something we had in the liquor hearing where they asked the retail beer association to explain who was receiving the money paid to them. It was kind of embarrassing before it was over, and I believe you will find it embarrassing here today if you had some of these retail merchants associations explain what good the money does we pay to them. I had far rather spend my money for the good of the Tax Assessor's office on the tax law as it is now, far better than I would to return it to the retailers or grocery associations throughout the State of Maine. I am not taking back anything here; I am telling you facts, and I believe we should accept this report "Ought not to pass" on this item 51, and I am basing it on the statements of retailers I will say throughout central Aroostook County. We have all talked it over and I do not believe we need any change at the present time. Thank you.

The SPEAKER pro tem: The Chair recognizes the gentleman from Pownal, Mr. Tuttle.

Mr. TUTTLE: I regret very much to take issue with our retail merchants because I have to depend on them for credit, but when it comes to taking issue between the retail merchants and the kids of the State of Maine, I am going along for the kids. If we pass this under our set-up, we are going to pass

that along to the consumer. If we are going to add a cent extra to the youngsters for their soda pops and their ice cream, that is where I part company with the proposition. That is the way it looks to me, as if it is going to be passed along.

If the State sees fit to reimburse the retailers for the amount of the tax that they are paying, okay with me, but when you are going to pass it along to youngsters that cannot defend themselves, I am going to stick by them. I believe that the purpose of this sales tax in the first instance was for the grown-ups to pay it and not pass it along to the defenseless youngsters that cannot meet it, so I am thoroughly opposed to substituting the bill for the report of the committee.

The SPEAKER pro tem: The Chair recognizes the gentleman from Rockland, Mr. Low.

Mr. LOW: Mr. Speaker, I move that the motion to substitute the bill for the report be indefinitely postponed.

The SPEAKER pro tem: The gentleman from Rockland, Mr. Low, moves that the "Ought not to pass" report, with accompanying papers, be indefinitely postponed. Is this the pleasure of the House?

Calls of "No"

The SPEAKER pro tem: The Chair recognizes the gentleman from Wales, Mr. Scott.

Mr. SCOTT: Mr. Speaker, I would like to have unanimous consent to speak to the House.

The SPEAKER pro tem: There is now a new question before the House. It is not necessary to have unanimous consent. The gentleman may proceed.

Mr. SCOTT: Mr. Speaker, in regard to the comments of the gentleman from Pownal, Mr. Tuttle, I have already stated that it is too late a day now to put the burden over onto the consumer. That would not be right, no more right than it would to have the retailers continue being penalized. As the gentleman from Portland, Mr. Albee, has said in regard to percentage system, at this meeting of the State of Maine Grocers' Association, these men are all directors, and come from all parts of the State. Some of them are under this so-called percentage

system. Well, one got up — we had about a fifteen minute question and answer period there — and one got up and said that he was satisfied, satisfied to the extent that it was the best he could get.

Another gentleman got up and he said he kept track of everything for a couple months — three months I think it was; he sent in to the Tax Assessor for a percentage rating. He got it back, after a man spent about two days there checking his books, and when he went to figure out the end of the month, he was as badly off as he was before, so he sent a letter right in to Mr. Johnson, refusing to pay it, so Mr. Johnson sent another man out there, who stayed there a couple of days, and they sent him another percentage, and this one is not satisfactory; it still costs them from a dollar to two dollars a month, but he had rather pay it out of his own pocket than to bother any more with it.

The SPEAKER pro tem: Is the House ready for the question? The question now before the House is on the motion of the gentleman from Rockland, Mr. Low, that the "Ought not to pass" Report of the Committee on Taxation on Bill, "An Act to Limit the Liability of the Retailer for Sales or Use Taxes to the Amount the Retailer Collects", House Paper 238, Legislative Document 260, together with accompanying papers, be indefinitely postponed, a division having been requested.

As many as are in favor of the motion will please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

The SPEAKER pro tem: Members will please be seated and the motion will be repeated.

The question before the House at this time is on the motion of the gentleman from Rockland, Mr. Low, to indefinitely postpone the bill and the report of the committee, so the effect will be, if the motion prevails, the matter will be closed — finally disposed of.

As many as are in favor of the motion will please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Ninety-one having voted in the affirmative and fourteen having voted in the negative, the motion prevailed, and the report, together with the bill, was indefinitely postponed and sent up for concurrence.

Tabled

Mr. Call from the Committee on Towns and Counties reported "Ought not to pass" on Bill "An Act relating to Conveyance of Elementary School Children" (H. P. 690) (L. D. 725)

Report was read.

(On motion of Mr. Hussey of Windsor, the report, with accompanying papers, was tabled pending acceptance of Committee Report)

Mr. Call from the Committee on Towns and Counties reported "Ought not to pass" on Bill "An Act Amending Law on Ferry Between Beals and Jonesport" (H. P. 443) (L. D. 487)

Mr. Rich from the Committee on Welfare reported same on Bill "An Act relating to Real Property of Deceased Persons Who Received Old Age Assistance" (H. P. 381) (L. D. 873)

Reports were read and accepted and sent up for concurrence.

Ought to Pass in New Draft

Mr. Jacobs from the Committee on Appropriations and Financial Affairs on Bill "An Act relating to Salaries of Certain Department Heads" (H. P. 1035) (L. D. 1179) under authority of Joint Order S. P. 495 reported a Bill under title of "An Act relating to Salaries of Public Utilities Commission" (H. P. 1211) (L. D. 1382) and that it "Ought to pass"

Mr. Clements from the Committee on Welfare on Bill "An Act relating to Hospital Aid" (H. P. 364) (L. D. 380) which was recommitted, reported same in a new draft (H. P. 1210) (L. D. 1381) under same title and that it "Ought to pass."

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

Ought to Pass Printed Bills

Mr. Bibber from the Committee on Welfare reported "Ought to pass"

on Resolve relating to the School-house in Indian Township, near Princeton (H. P. 61) (L. D. 51)

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

Ought to Pass with Committee Amendment

Mr. Watson from the Committee on Inland Fisheries and Game on Bill "An Act relating to Closed Season on Deer on Cranberry Isles, Hancock County" (H. P. 410) (L. D. 459) which was recommitted reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 410, L. D. 459, Bill, "An Act Relating to Closed Season on Deer on Cranberry Isles, Hancock County."

Amend said Bill by striking out the underlined numeral "1959" in the last line of said bill and inserting the underlined numeral "1955"

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

The SPEAKER pro tem: The Chair notes the presence in the balcony of the Hall of the House of a group of seventeen students from the Junior High School in Friendship accompanied by Mr. Corwin Mudge.

On behalf of the House, the Chair extends them a cordial welcome.

Mr. Watson from the Committee on Inland Fisheries and Game on Resolve Regulating Fishing in Porter Lake, Franklin County (H. P. 65) (L. D. 61) which was recommitted reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Resolve read once.

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

COMMITTEE AMENDMENT "A" to H. P. 65, L. D. 61, Resolve Regulating Fishing in Porter Lake, Franklin County

Amend said Resolve by striking out the underlined words and punctuation in the fourth and fifth line

thereof "except bait casting permitted and fishing from shore with not more than 10 feet of line,"

Committee Amendment "A" was adopted and the Resolve assigned for second reading tomorrow.

Mr. Fuller from the Committee on Judiciary on Bill "An Act relating to Preference in State Employment for Veterans" (H. P. 1093) (L. D. 1227) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A"
to H. P. 1093, L. D. 1227, Bill, "An Act Relating to Preference in State Employment for Veterans."

Amend said bill by striking out all of subsection III of that part designated "Sec. 12-A." and inserting in place thereof the following underlined subsection III:

III. Korean campaign, June 27, 1950, until such time as the United States decrees hostilities to have ceased.'

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

Tabled

Mr. Martin from the Committee on Judiciary on Bill "An Act relating to the Title and Powers of 'Recorders of Municipal Courts'" (H. P. 651) (L. D. 691) reported "Ought to pass" as amended by Committee Amendment "A" submitted herewith.

Report was read.

(On motion of Mr. Dickey of Brooks, the Report and accompanying papers were tabled pending acceptance of the Committee Report.)

Mr. Moulton from the Committee on Natural Resources on Resolve Authorizing the Forest Commissioner to Convey by Sale Certain Interests of the State in Land in Hallowell, Kennebec County (H. P. 1027) (L. D. 1148) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Resolve read once.

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

COMMITTEE AMENDMENT "A"
to H. P. 1027, L. D. 1148, Resolve Authorizing the Forest Commissioner to Convey by Sale Certain Interests of the State in Land in Hallowell, Kennebec County.

Amend said Resolve by striking out in the 2nd line thereof the words "Gladys B. Nichols of Hallowell" and inserting in place thereof the words 'the highest bidder.'

Committee Amendment "A" was adopted and the Resolve tomorrow assigned for second reading.

The following papers from the Senate were taken up out of order and under suspension of the rules:

From the Senate:

Bill "An Act relating to Discharging of Employees" (S. P. 505)

Came from the Senate received by unanimous consent and referred to the Committee on Labor.

In the House, was received by unanimous consent and referred to the Committee on Labor in concurrence and ordered printed.

From the Senate:

Resolve providing for State Pension for Napoleon Breard of Waterville (S. P. 506)

Came from the Senate received by unanimous consent and referred to the Committee on Welfare.

In the House, was received by unanimous consent and referred to the Committee on Welfare in concurrence.

From the Senate:

Resolve Authorizing the Commissioner of Institutional Service to Grant Pole Line Easements on the Property of the State Hospital in Bangor, (S. P. 504) (L. D. 1379)

Came from the Senate received by unanimous consent and referred to the Committee on Natural Resources.

In the House, was received by unanimous consent and referred to the Committee on Natural Resources in concurrence.

Passed to Be Engrossed

Bill "An Act Permitting Savings Banks to Invest in Certain Preferred Stocks" (S. P. 292) (L. D. 823)

Bill "An Act relating to Entrances to Highways" (H. P. 720) (L. D. 772)

Bill "An Act relating to Time of Sessions of Bath Municipal Court" (H. P. 821) (L. D. 852)

Bill "An Act relating to Knox County General Hospital" (H. P. 823) (L. D. 854)

Were 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 Clarify the Sales and Use Tax Law" (S. P. 141) (L. D. 341)

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

Bill "An Act relating to the Uniform Health and Accident Insurance Law" (S. P. 201) (L. D. 552)

Bill "An Act relating to Inspections by the Insurance Commissioner" (S. P. 290) (L. D. 825)

Bill "An Act relating to the Laws of Divorce" (H. P. 44) (L. D. 45)

Bill "An Act relating to Registration as Voters of Physically Disabled Persons" (H. P. 524) (L. D. 562)

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

Tabled and Assigned

Bill "An Act relating to Use of Lights to Illuminate Wild Birds or Animals" (H. P. 805) (L. D. 889)

Was reported by the Committee on Bills in the Third Reading.

(On motion of Mr. Moulton of Sweden, tabled pending third reading and specially assigned for Tuesday, March 31.)

Resolve Proposing an Amendment to the Constitution to Reduce the Voting Age to Nineteen Years (S. P. 81) (L. D. 188)

Was reported by the Committee on Bills in the Third Reading, read the second time, passed to be engrossed as amended by House

Amendment "A" in non-concurrence and sent up for concurrence.

At this point, Speaker Bates returned to the rostrum

Speaker BATES: Representative Cianchette — the gentleman just informed me that he is glad to have me back — I understand from what I have heard in the corridors that he has had an opportunity to get his feet quite wet, but, in behalf of the House, and personally, I wish to thank you for presiding as Speaker pro tem.

Representative Cianchette was then escorted by the Sergeant-at-Arms to his seat on the Floor, amid the applause of the House and Speaker Bates resumed the Chair.

Passed to Be Enacted Emergency Measure

An Act to Control Vesicular Diseases (S. P. 465) (L. D. 1296)

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

(On motion of Mr. Center of Standish, tabled pending passage to be enacted.)

Passed to Be Enacted Emergency Measure

An Act Repealing the Act Providing for the Incorporation of the Town of Chelsea School District (H. P. 530) (L. D. 567)

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. 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.

Passed to Be Enacted Emergency Measure

An Act relating to the Charter of the Old Town High School District (H. P. 977) (L. D. 1065)

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. 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.

**Finally Passed
Emergency Measure**

Resolve for the Laying of the County Taxes for the Years Nineteen Hundred Fifty-three and Nineteen Hundred Fifty-four (H. P. 1205) (L. D. 1372)

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. 120 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 to Secure Uniformity of Assessment of Forest Lands for Purposes of Taxation (S. P. 36) (L. D. 39)

An Act to Facilitate Voting by Members of the Armed Forces of the United States (S. P. 70) (L. D. 152)

An Act to Amend the Exemption in the Sales and Use Tax Law Respecting Hospitals (S. P. 72) (L. D. 156)

An Act relating to Salary of Commissioners of Aroostook County (S. P. 74) (L. D. 158)

An Act to Authorize the Issuance of Deductible Fire Insurance Policies (S. P. 107) (L. D. 307)

An Act relating to Liability for Wilfully Injuring or Killing Dogs (S. P. 128) (L. D. 337)

An Act relating to Minor Violations by Liquor Licensees (S. P. 133) (L. D. 321)

An Act relating to Certain Violations by Liquor Licensees (S. P. 134) (L. D. 323)

An Act relating to Authority of Insurance Commissioner to Make Regulations re Health and Accident Insurance (S. P. 163) (L. D. 409)

An Act relating to Allowance to Commissioned Officers for Maintenance of Uniforms and Equipment (S. P. 195) (L. D. 432)

An Act relating to the Licensing of Life Insurance Agents (S. P. 218) (L. D. 584)

An Act relating to Advances to Officers for Interstate Travel Expenses Incurred in the Administration of Criminal Justice (S. P. 231) (L. D. 601)

An Act Repealing Law on Measure and Sale of Charcoal (S. P. 234) (L. D. 598)

An Act Increasing Salary of Clerks in Office of Register of Deeds, Oxford County (S. P. 237) (L. D. 595)

An Act relating to Fire Wards (S. P. 262) (L. D. 685)

An Act Repealing Laws on Inspection of Leather (S. P. 278) (L. D. 769)

An Act relating to Requirements of Group Accident and Sickness Insurance Policies (S. P. 288) (L. D. 826)

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.

Tabled and Assigned

An Act relating to Circuses and Travelling Amusement Shows (S. P. 289) (L. D. 831)

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

The SPEAKER: The Chair recognizes the gentleman from Brunswick, Mr. Senter.

Mr. SENTER: Mr. Speaker, that Travelling Show got by me. I would like to table item 21, An Act relating to Circuses and Travelling Amusement Shows, pending passage to be enacted, for the purpose of offering an amendment and have it specially assigned for next Tuesday morning, the hour of convening.

The SPEAKER: The gentleman from Brunswick, Mr. Senter, moves that Item 21 lie on the table pending passage to be enacted and be specially assigned for Tuesday, March 31. Is this the pleasure of the House?

The motion prevailed and the Bill was so tabled and assigned.

An Act relating to Cash Reserve in Banks (S. P. 291) (L. D. 824)

An Act Permitting Savings Banks to Loan on Life Insurance Policies (S. P. 294) (L. D. 822)

An Act relating to Billboard Advertising of Liquor in Dry Municipalities (S. P. 343) (L. D. 843)

An Act relating to Insurance Coverage Required Under the Financial Responsibility Law (S. P. 460) (L. D. 1259)

An Act to Increase the Salary of the Clerk of Courts of Lincoln County (H. P. 78) (L. D. 73)

An Act relating to Admission to Practice Law (H. P. 175) (L. D. 171)

An Act Repealing the Charter of the Boothbay Region Community School District (H. P. 189) (L. D. 200)

An Act relating to Divesting Property in Qualifications for Old Age Assistance and Aid to the Blind (H. P. 199) (L. D. 209)

An Act to Repeal the Liquor Research Commission Law and Provide that the Department of Health and Welfare Assume Certain Responsibilities relating to Alcoholism (H. P. 206) (L. D. 237)

An Act relating to Educational Requirements and Fees for Chiropractors (H. P. 232) (L. D. 216)

An Act relating to Delivery of Ballots by Absentee Voters (H. P. 271) (L. D. 299)

An Act relating to Expenses of Dairymen's Conference (H. P. 309) (L. D. 331)

An Act relating to Marking of Containers of Skim-Milk (H. P. 310) (L. D. 382)

An Act relating to Warrant Committee on Town of Sanford (H. P. 346) (L. D. 361)

An Act relating to Tree Surgeons (H. P. 348) (L. D. 364)

An Act relating to Penalty Provisions of the Narcotic Drug Act (H. P. 416) (L. D. 464)

An Act relating to the County Law Library of Penobscot County (H. P. 441) (L. D. 485)

An Act relating to Return Day for Brunswick Municipal Court (H. P. 523) (L. D. 561)

An Act relating to Salaries of County Attorney and Assistant County Attorney of Penobscot County (H. P. 553) (L. D. 533)

An Act relating to Salaries of County Officers and Clerk Hire in Piscataquis County (H. P. 611) (L. D. 610)

An Act relating to Vaccination of Cattle Over Eight Months of Age (H. P. 623) (L. D. 648)

An Act relating to Stipend to Agricultural Societies (H. P. 626) (L. D. 650)

An Act relating to Cattle Diseased with Tuberculosis (H. P. 627) (L. D. 651)

An Act relating to Proceeds from Sale of Carcass of Diseased Animals (H. P. 713) (L. D. 737)

An Act Repealing Law relating to Record of Advertised Stallions (H. P. 714) (L. D. 738)

An Act Permitting Savings Banks to Invest in Mortgage Bonds of Natural Gas Companies (H. P. 792) (L. D. 846)

An Act relating to Powers of Rangeley Trust Company (H. P. 793) (L. D. 847)

An Act relating to the Danville Mutual Fire Insurance Company (H. P. 794) (L. D. 848)

An Act relating to Salaries of Judge and Recorder of Northern Cumberland Municipal Court (H. P. 875) (L. D. 946)

An Act relating to Exhibits of Agricultural Fair Associations (H. P. 898) (L. D. 981)

An Act relating to Leave of Absence Under the Military Law (H. P. 952) (L. D. 1006)

An Act relating to Aid to the Disabled (H. P. 1181) (L. D. 1309)

Finally Passed

Resolve to Reimburse the City of South Portland for Support of Margaret Dawson (S. P. 243) (L. D. 669)

Resolve in favor of Angelo Cote of Augusta (H. P. 117) (L. D. 89)

Resolve Regulating Bass Fishing in Washington County (H. P. 169) (L. D. 165)

Resolve Opening Moose River to Fishing (H. P. 217) (L. D. 244)

Resolve Regulating Fishing in Rancourt Pond, Somerset County (H. P. 220) (L. D. 247)

Resolve Regulating Fishing in Ell Pond, York County (H. P. 330) (L. D. 398)

Resolve in favor of Mrs. Ada A. Hiscock of Farmingdale (H. P. 490) (L. D. 509)

Resolve in favor of H. W. Flint of Baldwin (H. P. 580) (L. D. 622)

Resolve Opening Certain Waters in Sagadahoc County to Ice Fishing (H. P. 587) (L. D. 612)

Resolve in favor of Joseph A. DiDonato (H. P. 641) (L. D. 1331)

Resolve in favor of the Town of Whitefield (H. P. 718) (L. D. 1332)

Resolve Closing Sandy Stream in the County of Somerset to All Fishing (H. P. 740) (L. D. 757)

Resolve Regulating Fishing in Warren Pond, York County (H. P. 813) (L. D. 897)

Resolve Authorizing the Commissioner of Inland Fisheries and Game to Convey a Right of Way over State Owned Land in Littleton (H. P. 842) (L. D. 881)

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

Mr. JACOBS: Mr. Speaker, out of order, I would like to take up Article 7 on the calendar today.

The SPEAKER: The gentleman from Auburn, Mr. Jacobs, requests unanimous consent of the House to take up out of order and under suspension of the rules the seventh today assigned matter. Does the Chair hear objection? The Chair hears none.

The Chair lays before the House the seventh tabled and today assigned matter, Senate Report, "Ought to pass" in New Draft, Senate Paper 476, Legislative Document 1316, of the Committee on Appropriations and Financial Affairs on Bill "An Act to Appropriate Monies for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1954, and June 30, 1955", Senate Paper 41, Legislative Document 54, tabled on March 24 by the gentleman from Auburn, Mr. Jacobs, pending his motion to accept the report; and the Chair recognizes that gentleman.

Mr. JACOBS: Mr. Speaker, in order to handle this in a proper way as to procedure in the House, I move now that this report be accepted and the bill be given its first and second readings, in order, as I understand it, there are some members who have amendments to this bill and, if so, they can be offered after it has been accepted and the first two readings had.

The SPEAKER: The gentleman from Auburn, Mr. Jacobs, moves that the House accept Senate Report "Ought to pass" in New Draft of the Committee on Appropriations and Financial Affairs. Is this the pleasure of the House?

The motion prevailed and the Bill was then given its two several readings.

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

SENATE AMENDMENT "A" to S. P. 476, L. D. 1316, Bill "An Act to Appropriate Monies for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1954, and June 30, 1955."

Amend said Bill by striking out under that part which relates to "INSTITUTIONAL SERVICE, DEPARTMENT OF" The following lines:

"Military and		
Naval Children's		
Home	25,000	
Total		
Institutions	6,622,043	6,652,984
Total Institutional		
Service	6,706,847	6,736,311"

and inserting in place thereof the following lines:

'Military and		
Naval Children's		
Home	50,130	48,139
Total		
Institutions	6,647,173	6,701,123
Total Institutional		
Service	6,731,977	6,784,450'

Senate Amendment "A" was adopted in concurrence.

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

Mr. FULLER: Mr. Speaker and Members of the House: I believe that the Appropriations Committee has done an excellent job and I also believe that we have an Appropriations Committee in which we all can have a great deal of confidence and faith. It is impossible to satisfy everyone. There are some things which some of us would like to cut, other things that some of us might like to increase, but the members of the Committee on Appropriations and Financial Affairs have spent approximately ten weeks listening to heads of depart-

ments and others and have come up with this bill, which I think is excellent and I think that we should think very carefully before we offer amendments because we could increase one department, take away from another, spend a lot of time and, without doubt, come back to where we started without gaining a thing.

There was a time when I thought because there are so many new members in the House that the bill should be taken up item by item but we have had time to have a look-see and we have before us a printed document which shows very clearly the relationship between the budget recommendations and the committee recommendations.

I therefore hope that in so far as possible we may be able to accept this recommendation by the Appropriations Committee. I think that it is an excellent job, I think we have an excellent package and I think we could haggle for one, two or three weeks and might not have as good a bill as we have now. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Island Falls, Mr. Crabtree.

Mr. CRABTREE: Mr. Speaker and Members of the House: Within the last very few hours, I have decided that I am heartily in accord with our House Leader. I have had occasion, I thought I did, on several occasions, to speak about keeping principles ahead of personal considerations and I can say to you members that there are many things in this bill which I would like to see adjusted. There are many items that I would like to see increased but I will take my own medicine. If a man wants his gizzard cut out, he goes to a gizzard-cutting-out specialist and I think we have done just that. We have put this matter in the hands of specialists. I have great confidence in them. I think they have done a noble job. They haven't pleased Crabtree in quite a few instances but I think that they have a better opportunity to see this picture as a whole than we do when we just can't help but be influenced by a little pressure from special groups. My fear is that if we get to tampering with it, we are quite likely to throw out the baby

with the bath water. We mustn't do that. I am heartily in accord with our House Leader. Thank you.

Thereupon, the Bill as amended was assigned for third reading tomorrow.

The SPEAKER: The Chair understands that the gentleman from Dexter, Mr. Roberts, desires to be recognized.

The gentleman from Dexter, Mr. Roberts, requests unanimous consent to address the House.

Will the gentleman approach the rostrum, please.

These matters have been attended to.

The SPEAKER: The Chair lays before the House the first item of unfinished business, Bill "An Act to Increase the Salary of the Sheriff of Waldo County", House Paper 607, Legislative Document 606, tabled on March 19 by the gentleman from Belfast, Mr. Clements, pending first reading; and the Chair recognizes that gentleman.

On motion of Mr. Clements, the Bill was given its first and second readings and assigned for third reading tomorrow.

The SPEAKER: The Chair lays before the House the second item of unfinished business, Bill "An Act relating to the Salary of the Judge and Recorder of the Waldo County Municipal Court", House Paper 856, Legislative Document 930, tabled on March 19 by the gentleman from Belfast, Mr. Clements, pending first reading.

The Chair recognizes the gentleman from Stockton Springs, Mr. West.

Mr. WEST: Mr. Speaker, I move that Legislative Document 930 be retabled and unassigned.

The SPEAKER: The gentleman from Stockton Springs, Mr. West, moves that the second item of unfinished business be retabled pending first reading and be unassigned. Is this the pleasure of the House?

The motion prevailed.

Mr. GATES of Millinocket: Mr. Speaker—

The SPEAKER: For what purpose does the gentleman rise?

Mr. GATES: Mr. Speaker, I tried to get the floor when we were under

Orders of the Day but I didn't have an opportunity. I would like to take advantage of that. If I am out of order, you may tell me so.

The SPEAKER: The Chair understands that the gentleman from Millinocket, Mr. Gates, requests unanimous consent of the House to address the House under Orders of the Day and we are now working under Orders of the Day. Does the Chair hear objection to the request of the gentleman from Millinocket, Mr. Gates? The Chair hears none and the gentleman may proceed.

Mr. GATES: Mr. Speaker, when Item 26 was brought up and placed before the House, I was sound asleep evidently and I muffed the ball. I would like to move that we reconsider our vote whereby we accepted the "Ought not to pass" report on Legislative Document 892.

The SPEAKER: Will the gentleman from Millinocket, Mr. Gates, inform the House the subject matter of the bill?

Mr. GATES: Mr. Speaker, I wish to debate on it but because of the lateness of the day if I have the opportunity I will place it upon the table and specially assign it for April 1.

The SPEAKER: The Chair is attempting to ascertain the subject matter of the bill—

Mr. GATES: Oh, I am sorry, Mr. Speaker. It is the Bear Bounty bill, 892, which is item 26 under Reports of Committees.

The SPEAKER: The Chair understands that the gentleman from Millinocket, Mr. Gates, moves that the House reconsider its action taken earlier in today's session whereby Item 26, Report of the Committee on Inland Fisheries and Game reporting "Ought not to pass" on Bill "An Act relating to Bounty on Bears," House Paper 808, Legislative Document 892, was accepted. Is this the pleasure of the House?

The motion prevailed.

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

Thereupon, on motion of Mr. Gates, the Report with accompanying papers was tabled pending acceptance of the Committee Report and specially assigned for Wednesday, April 1.

Mr. WINCHENPAW of Friendship: Mr. Speaker—

The SPEAKER: For what purpose does the gentleman rise?

Mr. WINCHENPAW: Mr. Speaker, I tried to get recognition at the same time as the gentleman from Millinocket, Mr. Gates, did under Orders of the Day and I would like to move that Item 20 be reconsidered. I was not asleep but I didn't happen to be here at that time. It is on page 6.

The SPEAKER: The Chair understands that the gentleman from Friendship, Mr. Winchenpaw, requests, under Orders of the Day, and we are proceeding under Orders of the Day, that the House reconsider its action taken earlier today whereby Item 20, Report of the Committee on Highways reporting "Ought not to pass" on Resolve in favor of the Town of South Thomaston, House Paper 726, Legislative Document 746, was accepted. Is this the pleasure of the House?

The motion prevailed and on further motion of Mr. Winchenpaw the Report with accompanying papers was tabled pending acceptance of the Committee Report and unassigned.

The SPEAKER: The Chair lays before the House the third item of unfinished business, Bill "An Act relating to Taking of Smelts in Cumberland County," House Paper 13, Legislative Document 7, tabled on March 19 by the gentleman from Portland, Mr. Albee, pending first reading; and the Chair recognizes that gentleman.

Mr. ALBEE: Mr. Speaker, as there is a companion bill already upon the table, I wish to retable this unassigned and have them come up at the same time.

The SPEAKER: The gentleman from Portland, Mr. Albee, moves that the third item of unfinished business on today's calendar, Bill "An Act relating to Taking of Smelts in Cumberland County", House Paper 13, Legislative Document 7, be retabled pending first reading and be unassigned. Is this the pleasure of the House?

The motion prevailed and the Bill was retabled.

The SPEAKER: The Chair lays before the House the fourth item

of unfinished business, Motion of Mr. Alden of Gorham to reconsider passage to be enacted on An Act relating to Fees of Jurors, House Paper 440, Legislative Document 484, tabled on March 19 by Mr. Alden.

The Chair recognizes the gentleman from Harrison, Mr. Davis.

Mr. DAVIS: Mr. Speaker, in behalf of the gentleman from Gorham, Mr. Alden, who had to leave, I offer House Amendment "A" and move its adoption.

The SPEAKER: The pending motion before the House is the motion of the gentleman from Gorham, Mr. Alden, to reconsider passage to be enacted of Legislative Document 484. Is it the pleasure of the House that passage to be enacted be reconsidered?

The motion prevailed.

Thereupon, out of order and under suspension of the rules, the House voted to reconsider its action whereby the Bill was passed to be engrossed.

The SPEAKER: The Chair now understands that the gentleman from Harrison, Mr. Davis, offers an amendment and moves its adoption. The Clerk will read the amendment.

The CLERK:

HOUSE AMENDMENT "A" to H. P. 440, L. D. 484, Bill "An Act Relating to Fees of Jurors."

Amend said Bill by indicating the striking out of the figures "6c" in the 5th line by drawing a line through said figures "6c" and by inserting immediately thereafter the underlined figures '8c'.

House Amendment "A" was adopted and the Bill as amended was passed to be engrossed in non-concurrence and sent up for concurrence.

The SPEAKER: The Chair now lays before the House the first tabled and today assigned matter, Bill "An Act relative to the Salary of the Judge of the Brunswick Municipal Court", House Paper 446, Legislative Document 489, tabled on March 19 by the gentleman from Brunswick, Mr. Senter, pending assignment for third reading; and the Chair recognizes that gentleman.

Thereupon, on motion of Mr. Senter, the Bill was assigned for third reading tomorrow.

The SPEAKER: The Chair lays before the House the second tabled and today assigned matter, Bill "An Act to Increase the Salary of the Recorder of the Brunswick Municipal Court", House Paper 447, Legislative Document 490, tabled on March 19 by the gentleman from Brunswick, Mr. Senter, pending adoption of Committee Amendment "A"; and the Chair recognizes that gentleman.

Mr. SENTER: Mr. Speaker, I now move that we adopt Committee Amendment "A".

The SPEAKER: The gentleman from Brunswick, Mr. Senter, moves the adoption of Committee Amendment "A". The Clerk will read Committee Amendment "A".

The CLERK:

COMMITTEE AMENDMENT "A" to H. P. 447, L. D. 490, Bill "An Act to Increase the Salary of the Recorder of the Brunswick Municipal Court."

Amend said Bill by striking out the underlined figures "\$2,500" in the 6th line thereof and inserting in place thereof the underlined figures '\$1,800'.

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

The SPEAKER: The Chair lays before the House the third tabled and today assigned matter, Resolve to Reimburse the town of Jefferson for Conveyance of School Children, House Paper 719, Legislative Document 1368, tabled on March 19 by the gentleman from Whitefield, Mr. Chase, pending third reading; and the Chair recognizes that gentleman.

Mr. CHASE: Mr. Speaker and Members of the House; I request that this resolve be recommitted to the Committee on Claims. The amendment put on this resolve by the committee states that the money for this resolve should be taken from the Health and Welfare Department. On bills of similar nature in the past, the money has come from the Education Department.

The SPEAKER: Will the gentleman from Whitefield, Mr. Chase, kindly approach the rostrum.

The gentleman from Whitefield, Mr. Chase, moves that the third tabled and today assigned matter, Resolve to Reimburse the town of Jefferson for Conveyance of School Children, House Paper 719, Legislative Document 1368, be recommitted to the Committee on Claims. Is this the pleasure of the House?

The motion prevailed and the Resolve with accompanying papers was recommitted to the Committee on Claims and sent up for concurrence.

The SPEAKER: The Chair lays before the House the fourth tabled and today assigned matter, House Report "Ought to pass" as amended by Committee Amendment "A" of the Committee on Inland Fisheries and Game on Bill "An Act relating to Driving of Deer", House Paper 94, Legislative Document 87, tabled on March 19 by the gentleman from Dexter, Mr. Roberts, pending acceptance of the report; and the Chair recognizes that gentleman.

Thereupon, on motion of Mr. Roberts, the Committee Report was accepted, and the Bill was given its two several readings.

The SPEAKER: Will the gentleman from Dexter, Mr. Roberts, kindly approach the rostrum?

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

COMMITTEE AMENDMENT "A" to H. P. 94, L. D. 87, Bill "An Act relating to Driving of Deer."

Amend said Bill by deleting the last two lines of Sec. 83 and inserting the following:

'It shall be unlawful for more than eight persons to participate in a joint hunt for deer, wherein an effort is made to drive deer.'

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

The SPEAKER: The Chair lays before the House the fifth tabled and today assigned matter, Bill "An Act relating to the Examination of Insurance Agents", Senate Paper 103, Legislative Document 306, tabled on March 19 by the gentleman from Bangor, Mr. Totman,

pending third reading; and the Chair recognizes that gentleman.

Mr. TOTMAN: Mr. Speaker, I now move that Legislative Document 306 be given its third reading and at a later time I will offer Amendment "A".

The SPEAKER: Will the gentleman please offer his amendment at this time.

Mr. TOTMAN: Mr. Speaker, I now offer House Amendment "A" to Senate Paper 103, Legislative Document 306, and move its adoption.

The SPEAKER: The gentleman from Bangor, Mr. Totman, offers House Amendment "A" and moves its adoption. The Clerk will read House Amendment "A".

The CLERK:

HOUSE AMENDMENT "A" to S. P. 106, L. D. 306, Bill "An Act Relating to the Examination of Insurance Agents."

Amend said Bill by striking out the underlined word "any" in the next to the last line thereof, and inserting in place thereof the underlined word 'each'.

House Amendment "A" was adopted, the Bill was given its third reading, passed to be engrossed as amended in non-concurrence and sent to the Senate.

The SPEAKER: The Chair lays before the House the sixth tabled and today assigned matter, Bill "An Act to Provide Fire Protection for Townships of Silver Ridge and Albany", House Paper 1203, Legislative Document 1371, tabled on March 24 by the gentleman from Island Falls, Mr. Crabtree, pending third reading; and the Chair recognizes that gentleman.

Thereupon, Mr. Crabtree offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to H. P. 1203, L. D. 1371, Bill "An Act to Provide Fire Protection for Townships of Silver Ridge and Albany."

Amend the title of said Bill by inserting after the words "Silver Ridge" the following:

',Township 17, R. 4'

Amend said Bill by inserting in the third line after the word "town-

ship" the phrase 'and of Township 17, R. 4.'

Further amend said Bill by inserting after the word "Silver Ridge" in the ninth and twenty-third lines the following:

' Township 17, R. 4'

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

On motion of Mr. Martin of Augusta, the House voted to take from the table the ninth tabled and unassigned matter, Senate Report "Ought not to pass" of the Committee on Taxation on Bill "An Act to Exempt from the Sales and Use Tax Water Sold for Home Consumption", Senate Paper 187, Legislative Document 430, tabled on March 12 by the same gentleman pending acceptance in concurrence.

The SPEAKER: The gentleman may proceed.

Mr. MARTIN: Mr. Speaker and Members of the House: There is another bill which deals with the same subject matter which may or may not be debated. At this time, therefore, I move the acceptance of the report on this bill in concurrence.

The SPEAKER: The gentleman from Augusta, Mr. Martin, moves that the "Ought not to pass" report of the committee be accepted in concurrence. Is this the pleasure of the House?

The motion prevailed.

On motion of Mr. Berry of South Portland, the House voted to take from the table the first tabled and unassigned matter, House Report "Ought not to pass" of the Committee on Appropriations and Financial Affairs on Resolve in favor of Bosworth Memorial Association, House Paper 23, Legislative Document 18, tabled on February 18 by the same gentleman pending acceptance of the Report.

The SPEAKER: The gentleman may proceed.

Thereupon, on motion of Mr. Berry the Report with accompanying papers was recommitted to the Committee on Appropriations and

Financial Affairs and sent up for concurrence.

Mr. Cianchette of Pittsfield was granted unanimous consent to address the House.

Mr. CIANCHETTE: Mr. Speaker, I would like to call to the attention of the House the first matter taken up today which was Paper from the Senate, Majority Report of the Joint Select Committee on Reapportionment, which was specially assigned for one week from today. I would simply like to point out that I understand there will be several amendments perhaps presented to this measure. Also that one of the reasons for this matter being tabled and specially assigned for one week from today was to give those who may wish to present amendments an opportunity to prepare those amendments so that this matter may be disposed of one way or another at the time that it is taken from the table. Therefore, I feel, and I would suggest, that anyone who has amendments which they care to make to this matter have those ready to present at that time so that this matter may be disposed of in one way or another without further delay.

The SPEAKER: The House is continuing under Orders of the Day.

On the Committee of Conference on the disagreeing action of the two branches of the Legislature on An Act to Place a Bounty on Porcupines, House Paper 646, Legislative Document 661, the Chair will appoint the following members on the part of the House: The gentleman from Charleston, Mr. Rich; the gentleman from Moose River Plantation, Mr. Watson; the gentleman from Franklin, Mr. Butler.

On the Committee of Conference upon the disagreeing action of the two branches of the Legislature on Bill "An Act to Amend the Bracket Schedule in the Sales and Use Tax Law", Senate Paper 191, Legislative Document 439, the Chair will appoint the following members on the part of the House: The gentleman from Portland, Mr. Albee; the gentleman from Friendship, Mr.

Winchenpaw; the gentleman from
Bar Harbor, Mr. Peterson.

House, the Clerk will read the
notices.

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The SPEAKER: If there is no fur-
ther business to come before the

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On motion of Mr. Carter of Etna,
Adjourned until 1:30 o'clock to-
morrow afternoon.