

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

Tuesday, April 14, 1953

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

Prayer by the Rev. Mr. Alfred Mulhern of Gardiner.

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

The journal of the previous session was read and approved.

Papers from the Senate

From the Senate: The following Order:

ORDERED, the House concurring, that Bill "An Act Repealing Law on Canning of Clams and Mussels", H. P. 1112, L. D. 1247 be recalled from the Legislative files to the Senate for further consideration (S. P. 537)

Came from the Senate read and passed.

In the House, was read and passed in concurrence.

**Senate Reports of Committees
Divided Report**

Majority Report of the Committee on Judiciary reporting "Ought not to pass" on Resolve Proposing an Amendment to the Constitution to Provide for Appointment of Attorney General by the Governor (S. P. 437) (L. D. 1205)

Report was signed by the following members:

Messrs. REID of Kennebec

WARD of Penobscot

HARDING of Knox

—of the Senate

Messrs. LOW of South Portland

McGLAUFLIN of Portland

MARTIN of Augusta

FITANIDES of Saco

TRAFTON of Auburn

—of the House

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

Report was signed by the following members:

Messrs. CIANCHETTE of Pittsfield

FULLER of Bangor

—of the House

Came from the Senate with the Majority Report read and accepted.

In the House: Report was read.

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

Mr. FULLER: Mr. Speaker, I move that the minority report be accepted by the House.

The SPEAKER: The gentleman from Bangor, Mr. Fuller, moves that the minority report "Ought to pass" be accepted. Is this the pleasure of the House?

(Calls of "No" and "Yes")

The SPEAKER: The House will be in order. As many as are in favor of the motion —

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

Mr. FULLER: Mr. Speaker, I would like to address the House on this motion.

As you will see from the printed bills and resolutions, Legislative Document Number 1205 proposes a change in the State Constitution, so that the Attorney General will be appointed by the Governor subject to the approval of the Council instead of having the Attorney General chosen in the manner that he is at the present time, by the Legislature.

Article III of the Constitution provides the fundamental basis for the set-up of our government by saying that the powers of the government shall be divided into three distinct departments, the legislative, executive and judicial.

Then Section 12 of Article V goes on to define the duties of the Governor as Chief Executive of the State.

Section XII is that he shall take care that the laws be faithfully executed. In other words, while the Legislature enacts the laws, it is the duty of the Governor to see that they are faithfully carried out.

Now in performing this duty, who is it that is the Governor's Chief Assistant in the legal field? And the answer to that is that it must be the Attorney General who is the chief legal officer of the State. It is his duty to advise the Governor in connection with the carrying out of the laws. It is to the Attorney General that the Governor must look for opinions on legal matters.

So then, we have the Governor, with the duty of seeing that the laws are faithfully carried out, but so far it has been the Legislature who has chosen his chief assistant for him. We have not given him the right to choose his own assistant and then have his choice approved by the Council. That is the first weakness in the present set-up under Section II of Article IX, then I say to you, how would any of you like to have an immediate subordinate chosen for you by somebody else? You wouldn't like it. And although I feel that the choices of the Legislature have generally been very good, we still are back to the point where the man who is to carry out the laws of the State should be allowed to choose an associate with whom he thinks he can cooperate with the greatest efficiency.

The other difficulty with the present set-up is that it produces too few candidates for the job. Most lawyers of unusual ability and prestige just haven't the time to campaign throughout the State and meet all the members of the Legislature and seek the job in the manner that they would have to do. This means that those lawyers who have previously served in the Legislature have a great advantage over the others, which perhaps is proper enough but it does practically exclude those who have not felt that they could take the time and make the financial sacrifice involved in serving in the legislative branch of the government.

Of course under this proposed change the Governor would not be allowed to exercise his own discretion entirely, because any choice that he makes for the job must then be approved by the Council, so that the Council, being chosen by the Legislature, the legislative branch would still retain a reasonable degree of control over the situation, and I hope that this chance may be submitted to the people for their approval. Of course, here in the Legislature, we are not changing the Constitution. We are merely allowing the people to decide if they want it changed in that manner.

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

Mr. McGLAUFFLIN: Mr. Speaker and Members of the House: The present method of choosing the Attorney General has been in vogue for many years. We have had some very able Attorney Generals chosen by that method.

When Governor Sewall became Governor, he advocated this change. I met the Governor out in the hall and I stated to him that I could not go along with his proposition, and he put up the same argument that the gentleman from Bangor, Mr. Fuller, has just put up: Why shouldn't the Governor have the control of all the different offices like the Treasurer, the Attorney General, Secretary of State, Secretary of Agriculture and so forth? And I said: "Governor, supposing it should happen that you, yourself, were up for impeachment? Do you think we want an Attorney General, appointed by you, to try that case? I guess not. We would have to have a second Attorney General."

We don't want the Attorney General under the thumb of the Governor ever. I am opposed to the motion of Mr. Fuller and I shall expect you to go along with the majority report.

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

Mr. TRAFTON: Mr. Speaker and Members of the House: I believe my good friend, the gentleman from Portland, Mr. McGlaufflin, has made an excellent argument for election of the Attorney General by the people, that there should be no political control over it. I originally voted that this bill "Ought not to pass", but having thought it over since the time the committee considered it, I intend to change my vote and vote that it should pass.

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

As many as are in favor of the acceptance of the minority report,

"Ought to pass", as moved by the gentleman from Bangor, Mr. Fuller, will kindly rise and remain standing in their places until the monitors have made and returned the count.

A division of the House was had.

Ten having voted in the affirmative and sixty-six having voted in the negative, the motion did not prevail.

Thereupon, the majority "Ought not to pass" report was accepted in concurrence.

Leave to Withdraw

Report of the Committee on Labor on Bill "An Act relating to Discharging of Employees" (S. P. 505) (L. D. 1385) 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 Resolve in favor of the Town of Gouldsboro (S. P. 287) (L. D. 956)

Report of the Committee on Labor reporting same on Bill "An Act relating to Payment of Wages" (S. P. 179) (L. D. 420)

Came from the Senate read and accepted.

In the House, were read and accepted in concurrence.

Ought to Pass in New Draft

Report of the Committee on Towns and Counties on Bill "An Act relating to Collection of Excise Taxes in Unorganized Territory" (S. P. 459) (L. D. 1272) reporting same in a new draft (S. P. 523) (L. D. 1420) under same title and that it "Ought to pass"

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, the Bill read twice, and tomorrow assigned.

Ought to Pass

Report of the Committee on Judiciary reporting "Ought to pass" on Resolve Proposing an Amendment to the Constitution to Liberal-

ize Limitation on Municipal Indebtedness (S. P. 313) (L. D. 912)

Report of same Committee reporting same on Resolve for a Recess Committee to Study All Phases of the Maine State Retirement System and Related Titles of the Social Security Act (S. P. 454) (L. D. 1264)

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

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

Ought to Pass with Committee Amendment

Report of the Committee on Judiciary on Bill "An Act relating to Pauper Settlement of Parents of Children Receiving Aid to Dependent Children" (S. P. 299) (L. D. 915) 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. 299, L. D. 915, Bill "An Act Relating to Pauper Settlement of Parents of Children Receiving Aid to Dependent Children."

Amend said bill by striking out the underlined words "or parents" in the seventh line thereof.

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

Report of the Committee on Judiciary on Bill "An Act Permitting Reassignment of Justice in Equity Matters" (S. P. 484) (L. D. 1342) 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. 484, L. D. 1342, Bill, "An Act Permitting Reassignment of Justice in Equity Matters."

Amend said bill by striking out the underlined word "shall" in the tenth line thereof and inserting in place thereof the underlined word 'may'

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

Ought to Pass Senate Amendment Adopted

Report of the Committee on Appropriations and Financial Affairs reporting "Ought to pass" on Resolve Providing for the Printing of "Maine Pollen Survey" (S. P. 478) (L. D. 1333)

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

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

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

SENATE AMENDMENT "A" to S. P. 478, L. D. 1333, Resolve Providing for the Printing of "Maine Pollen Survey."

Amend said Resolve by inserting after the Title, the following:

'Emergency preamble. Whereas, in the judgment of the legislature the printing of "Maine Pollen Survey" creates an emergency within the meaning of the constitution of Maine, and requires the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it'

Further amend said Resolve by adding at the end of the 1st paragraph thereof, the following:

'Distribution of the printed survey shall be as directed by the governor and executive council.'

Further amend said Resolve by adding at the end thereof, before the statement of facts, the following:

'Emergency clause. In view of the emergency cited in the preamble, this resolve shall take effect when approved.'

Senate Amendment "A" was adopted in concurrence and the Resolve tomorrow assigned for second reading.

Ought to Pass with Committee Amendment

In Senate—Engrossed without Amendment

Report of the Committee on Liquor Control on Bill "An Act to Make Uniform the Legal Hours for Sale of Liquor" (S. P. 137) (L. D. 325) which was recommitted, reporting "Ought to pass" without Amendments.

Came from the Senate with the Report read and accepted, Committee Amendment "A" and Senate Amendment "A" indefinitely postponed, and the Bill passed to be engrossed without amendments.

In the House: Report was read.

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

Mr. STEWART: Mr. Speaker, I move the indefinite postponement of Item 12, Senate Paper 137, Legislative Document 325, Bill "An Act to Make Uniform the Legal Hours for Sale of Liquor."

The SPEAKER: The gentleman from Portland, Mr. Stewart, moves the indefinite postponement of Item 12, Legislative Document 325.

The Chair recognizes the same gentleman.

Mr. STEWART: Mr. Speaker, as the bill now stands, it strikes me that this is unnecessary legislation. I think it is the type of legislation which, at this season of the Legislature, we may well strike from the calendar and give indefinite postponement.

The purpose of the bill was to make uniform the legal hours for the sale of liquor. The bill, as written, extends the hours of sale from twelve to one o'clock as to daylight time, during the months from the last week in April to the last week in September. It extends the sale of liquor by that amount at a time when it would be very advantageous, I suppose, in some ways, to lengthen the hours from the

point of view of the amount of sales of alcoholic beverages.

A great number of the members of the Legislature have spoken to me during the course of this session and they have said: "Although I am not going to go along with any bills which would too seriously restrict the liquor traffic, since we have it now, I am not going to go along either with any bills which would liberalize the sale of liquor."

It is my view of this bill that it would liberalize the sale of liquor. We have enough hours now for the sale of liquor without extending the period of time from twelve to one o'clock during the months from April to September.

Now this bill came into the Legislature as a product of the Legislative Research Committee. They did it because of a decision of the Law Court, which I have in my hand. That decision purported only to say that a regulation of the Liquor Commission was invalid. That regulation stated that in a town in which the majority of the inhabitants appear to be on daylight time, doing business on daylight time, for the purposes of the liquor laws that town should be considered to be on daylight time during the months in which daylight saving is in effect. The Law Court held that invalid because the reasoning seemed to be that it was impossible for a person to determine whether he was within or without the law. However, the Law Court did state that we do not have before us the question of whether or not the Commission can make certain changes in the hour, which will give effect to daylight saving time, so-called. It did hold: "We declare that except when changed or modified by the Legislature, the United States Eastern Standard Time is the legal time for all legal business of the State of Maine, and whenever standard time is referred to, unless otherwise specified, it means United States Eastern Standard Time as defined in the statute."

A provision of the statute indicates that except during the period in summer when daylight saving time is in effect, the time provided for in the statute shall be Eastern Standard Time.

The court further held that the Legislature has the power to make such rules, to prescribe such changes in the liquor laws or to prescribe daylight saving time.

But we have here before us a bill which does not give true effect to the decision, which merely held that in that particular town and as to that particular regulation, the Liquor Commission had exceeded its authority. I think we go too far when for one hundred and fifty extra hours in the summer time we extend the sale of liquor.

Now this particular bill was amended by Senate Amendment "A", to give effect to the provision which I suggested, and that is, that during the period from the last of April to the last of September the hour set forth in this chapter shall be daylight saving time. That would partly carry out the suggestion of the court that the Legislature provide for daylight saving time, if it is to be in effect.

This bill came to us in this body with Committee Amendment "A" and with Senate Amendment "A" at an earlier time in the Legislature. It was recommitted, and when recommitted it seems that both of those amendments had disappeared, and it comes to us now with the report of the committee that the Committee Amendment and the Senate Amendment be indefinitely postponed. It is my view that this report of the committee, from my talk with members of the committee, does not carry out the views of that committee or at least of all of the members of the committee,—it may convey the view of some of them, and it was understood by the members of the committee, as I understand it, that the provisions would be made uniform, and if it was made uniform, it would be in such a way that it would not change the existing customs in regard to the sale of liquor.

When this bill was formerly in the House, with Committee Amendment "A", it would have set the hours back to eleven o'clock daylight time for closing. That would have been cutting down on the

amount of time for the sale of liquor.

We have no quarrel with the man who felt that that should be recommitted. We feel that the hours should be made uniform, but we do not feel that this bill does it, and therefore it is my hope that the Legislature will clear the calendar of this particular item and indefinitely postpone Senate Paper 137, Legislative Document Number 325. I ask for a division, Mr. Speaker, when the vote is taken.

The SPEAKER: The Chair recognizes the gentleman from Whitefield, Mr. Chase.

Mr. CHASE: Mr. Speaker and Members of the House: This Bill was recommitted to the Liquor Control Committee. I went over to the Liquor Commission and took the matter up with the Division over there, and they stated that this bill, with the former amendments, would be a very hard thing to enforce, as there are some towns that go on daylight time and some on standard time. There would be a flock of people travelling back and forth from one town to the other to get liquor, to get the extra hour. The only legal time in the State of Maine is standard time.

We took the matter up in executive session, reported the bill out without the amendments, unanimously "Ought to pass". I cannot see but what, if we go along with Mr. Stewart's recommendation, that it is just merely confusing the issue. It will be a very, very hard law to enforce, with those amendments. I therefore hope that his motion does not prevail.

The SPEAKER: The Chair recognizes the gentlewoman from Presque Isle, Mrs. Christie.

Mrs. CHRISTIE: Mr. Speaker, as a member of that committee, the Liquor Control Committee, I would like to make my position clear in this matter. I was for the Amendment "A" which reads "except that from the last Sunday of April in each year to the last Sunday in September in each year, during that period of time generally known as daylight saving time, the hours of sale of liquor as set forth in this chapter shall be set back one hour." To that I agreed. I did not agree to the acceptance of the

bill as it stands, without the amendment, and I do not now agree. I feel that there are a very few places where standard time is in effect in the summer time. Those few places, perhaps, would be adversely affected. But for the great majority of the communities in our State, Daylight Saving Time is the time used during the summer months, and for that reason I feel that we should set the time back one hour, thus making the closing time under Daylight Saving twelve o'clock. It would, to be sure, make the time of closing eleven o'clock for those on standard time, but those are very few, and it is my opinion that if the bill were to pass at all, it should pass with Amendment "A". I am not in favor of its passage as it is, without the amendment.

The SPEAKER: The Chair recognizes the gentleman from Greenville, Mr. Anderson.

Mr. ANDERSON: Mr. Speaker and Members of the House: As a member of the committee I would like to point out my reason for approving the bill without any amendment.

If you really want to enforce the liquor law, there is only one way of doing it so far as I can see. The State time is Eastern Standard Time, and it does not make any difference to me whether you change your watch ahead or whether the town votes to change the watch ahead or back. If we are really going to get the laws enforced, and this is what we were told by the Enforcement Division of the Liquor Commission, they would have to have one time and one time only, without any confusion, and that is my reason for feeling that there should be no amendment on this particular bill.

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

Mr. STEWART: Mr. Speaker, I go along with the idea that there should be no amendment on the bill. I also hope that there shall be no bill. (Laughter)

The SPEAKER: The pending question before the House is on the motion of the gentleman from Portland, Mr. Stewart, that S. P. 137, L. D. 325, Item 12, be indefinitely post-

poned, and the same gentleman requests a division.

As many as are in favor of the motion of the gentleman from Portland, Mr. Stewart, for indefinite postponement of Item 12 will kindly rise and remain standing in their places until the monitors have made and returned the count.

A division of the House was had.

Seventeen having voted in the affirmative and forty-eight having voted in the negative, the motion did not prevail.

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

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

Order

On motion of Mr. Caswell of New Sharon, it was

ORDERED, that Mr. Dodge of Strong, be excused from attendance this week because of the death of his mother.

House Reports of Committees Ought to Pass in New Draft

Mr. Fitanides from the Committee on Judiciary on Bill "An Act relating to Employees of the Department of Health and Welfare" (H. P. 923) (L. D. 991) reported same in a new draft (H. P. 1241) (L. D. 1442) under title of "An Act relating to Local Health Officers" and that it "Ought to pass"

Report was read and accepted, the Bill read twice and tomorrow assigned.

Ought to Pass Printed Bill

Mr. Fuller from the Committee on Judiciary reported "Ought to pass" on Bill "An Act relating to Penalties for Liquor Law Violations" (H. P. 1131) (L. D. 1281)

Report was read and accepted, the Bill read twice, and tomorrow assigned.

Ought to Pass with Committee Amendment

Mr. Fitanides from the Committee on Judiciary on Bill "An Act relating to Duties of Parole Board" (H.

P. 824) (L. D. 855) 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. 824, L. D. 855, Bill "An Act Relating to Duties of Parole Board."

Amend said Bill by striking out the underlined punctuation and words "**or his duly authorized representative,**" in the 6th and 7th lines of section 1.

Further amend said Bill by striking out all of the last underlined sentence of section 1 and inserting in place thereof the following:

"The chief parole officer shall be the secretary of the board, direct the activities of the parole officers and be duly authorized to sign documents including warrants and extradition papers, in behalf of the board."

Further amend said Bill by striking out all of the 6th line from the end of section 5, and inserting in place thereof the following:

'on probation discharged to the custody of the department of health and'

Further amend said Bill by striking out the 1st stricken out word "of" at the beginning of the 7th line of section 8 and inserting in place thereof the word 'of'.

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

The SPEAKER: The Chair recognizes the gentleman from Jay, Mr. Macomber. For what purpose does the gentleman rise?

Mr. MACOMBER: Mr. Speaker, I wish to rise to table this bill and specially assign it for tomorrow.

The SPEAKER: Will the gentleman kindly approach the rostrum?

The Chair understands the gentleman withdraws his request.

Mr. McLaughlin from the Committee on Judiciary on Bill "An Act relating to the Adoption of Persons" (H. P. 825) (L. D. 856) 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. 825, L. D. 856, Bill "An Act Relating to the Adoption of Persons."

Amend said bill by adding after the underlined word "child" in the twenty-fifth line thereof the underlined words 'and the welfare of the child is in jeopardy'

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

Passed To Be Engrossed

Bill "An Act relating to Power of Leavitt Institute to Hold Property" (S. P. 86) (L. D. 194)

Bill "An Act relating to Legal Voters of Farmington Village Corporation" (S. P. 207) (L. D. 545)

Bill "An Act Creating Colby College Game Management Area" (S. P. 298) (L. D. 830)

Bill "An Act Amending the Charter of the Maine School for the Deaf" (S. P. 319) (L. D. 807)

Bill "An Act relating to Sale of Ammunition to Minors" (S. P. 375) (L. D. 1038)

Bill "An Act relating to Renewal of Certificates by Certain Teachers" (S. P. 511) (L. D. 1398)

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

Tabled

Bill "An Act Exempting Certain Education Institutions from the Sales Tax" (S. P. 524) (L. D. 1416)

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

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

Mr. MARTIN: Mr. Speaker and Members of the House, for the purpose of introducing an amendment I would like to lay this on the table pending its third reading.

The SPEAKER: The gentleman from Augusta, Mr. Martin, moves that Item 7, Bill "An Act Exempting Certain Education Institutions from the Sales Tax", Senate Paper 524, Legislative Document 1416, lie on the table, unassigned, pending third reading. Is this the pleasure of the House?

The motion prevailed, and the Bill was so tabled.

Bill "An Act relating to Special Registration Plates for Amputee Veterans" (S. P. 525) (L. D. 1417)

Bill "An Act relating to Work Permits for Minors" (H. P. 107) (L. D. 109)

Bill "An Act to Clarify Boilers and Unfired Steam Pressure Vessels" (H. P. 225) (L. D. 252)

Bill "An Act Relative to Closed Season on Pheasants in Penobscot County" (H. P. 408) (L. D. 457)

Resolve in favor of Presque Isle Armory Project (S. P. 121) (L. D. 330)

Resolve in favor of the Maine Historical Society (S. P. 122) (L. D. 331)

Resolve in favor of Wesley Ramsey of South Portland (S. P. 245) (L. D. 1438)

Resolve in favor of Ervin E. Hustus of Rockland (H. P. 1202) (L. D. 1437)

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

Amended Bills

Bill "An Act to Ratify and Confirm the Incorporation of Berwick Monthly Meeting of Friends" (S. P. 27) (L. D. 15)

Bill "An Act relating to Liens on Certain Personal Property" (S. P. 43) (L. D. 56)

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.

Bill "An Act to Create the Washington County Recreation Authority" (S. P. 208) (L. D. 558)

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

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

Mr. STEWART: Mr. Speaker, I move, under suspension of the rules, that we reconsider our action whereby we adopted Committee Amendment "A". In explanation, the purpose of reconsideration is for adding a clause to implement the financial section of the bill.

The SPEAKER: The gentleman from Portland, Mr. Stewart, moves that under suspension of the rules the House reconsider its action whereby it adopted Committee Amendment "A". Is this the pleasure of the House?

The motion prevailed.

Mr. Stewart then offered House Amendment "A" to Committee Amendment "A" and moved its adoption.

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

House Amendment "A" to Committee Amendment "A" (L. D. 1431) to S. P. 208, L. D. 558, Bill "An Act to Create the Washington County Recreation Authority."

Amend said amendment by adding at the end of the third from the last paragraph thereof after the parenthesis and before the period the following punctuation and words:

" , costs of acquiring land, and for the purpose of paying for any indebtedness which the Authority may lawfully incur hereunder, or for any or all of such purposes."

Thereupon, House Amendment "A" to Committee Amendment "A" was adopted.

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

Bill "An Act Repealing Certain Laws relating to Teams Under Motor Vehicle Laws" (S. P. 270) (L. D. 957)

Bill "An Act relating to Operation of School Busses" (S. P. 281) (L. D. 770)

Bill "An Act relating to State Liquor Warehouse and Wholesale Store" (S. P. 357) (L. D. 968)

Bill "An Act to Provide for the Approval of Degree-Granting Institutions" (S. P. 464) (L. D. 299)

Bill "An Act Exempting Ships' Stores from Maine Sales Tax" (H. P. 17) (L. D. 11)

Bill "An Act relating to Duties of the Liquor Commission" (H. P. 937) (L. D. 997)

Resolve Regulating Fishing in Flagstaff Lake (H. P. 736) (L. D. 753)

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

Orders of the Day

The SPEAKER: Under Orders of the Day, the Chair lays before the House the first item of unfinished business, Resolve Proposing an Amendment to the Constitution to Reduce the Voting Age to Nineteen Years, Senate Paper 81, Legislative Document 188, tabled on April 7 by the gentleman from Bangor, Mr. Totman, pending further consideration. In the House, passed to be engrossed as amended by House Amendment "A". In the Senate, adhered to indefinite postponement.

The Chair recognizes the gentleman from Saco, Mr. Fitanides.

Mr. FITANIDES: Mr. Speaker, I move that the House insist upon its former action and request a committee of conference.

The SPEAKER: The gentleman from Saco, Mr. Fitanides, moves that the House insist on its former action and request a Committee of Conference.

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

Mr. FULLER: Mr. Speaker, I move that the House recede and concur with the Senate.

The SPEAKER: The gentleman from South Portland, Mr. Fuller, moves that the House recede and concur with the Senate.

The Chair will state that the motion of the gentleman from South Portland, Mr. Fuller, takes precedence.

As many as are in favor of the motion of the gentleman from South Portland, Mr. Fuller, that the House recede and concur with the Senate in the indefinite postponement of the first item of unfinished business, Resolve Proposing an Amendment to the Constitution to Reduce the Voting Age to Nineteen Years, Senate Paper 81, Legis-

lative Document 188, will say aye; those opposed, no.

A viva voce vote being taken, the motion prevailed.

The SPEAKER: The Chair lays before the House the second item of unfinished business, House Report "Ought not to pass" of the Committee on Welfare on Resolve Providing for an Increase in State Pension for Flora E. Mosher of Smithfield, House Paper 471, tabled on April 8 by the gentleman from Fairfield, Mr. Osborne, pending acceptance of the report; and the Chair recognizes that gentleman.

Mr. OSBORNE: Mr. Speaker and Members of the House: This committee has been courteous and considerate enough to give me a rehearing in which I presented them with additional information and I now move that this matter be sent back to the committee for further consideration.

The SPEAKER: The gentleman from Fairfield, Mr. Osborne, moves that House Report "Ought not to pass" of the Committee on Welfare on Resolve Providing for an Increase in State Pension for Flora E. Mosher of Smithfield, House Paper 471, be recommitted to the Committee on Welfare. Is this the pleasure of the House?

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

The SPEAKER: The Chair lays before the House the third item of unfinished business, Bill "An Act Amending the Charter of the City of Westbrook," House Paper 1053, Legislative Document 1194, tabled on April 8 by the gentleman from Westbrook, Mr. Larrabee, pending adoption of Committee Amendment "A"; and the Chair recognizes that gentleman.

Mr. LARRABEE: Mr. Speaker, I move that Committee Amendment "A" to House Paper 1053, Legislative Document 1194, Bill "An Act Amending the Charter of the City of Westbrook" be indefinitely postponed and my reason for this is that I wish to present a House Amendment which has the approval of the Legal Affairs Committee.

The SPEAKER: The gentleman from Westbrook, Mr. Larrabee, moves that Committee Amendment "A" to House Paper 1053, Legislative Document 1194, be indefinitely postponed. Is this the pleasure of the House?

The motion prevailed.

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

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

HOUSE AMENDMENT "A" to H. P. 1053, L. D. 1194, Bill, "An Act Amending the Charter of the City of Westbrook."

Amend said Bill by adding at the end thereof the following referendum:

Referendum; effective date; certificate to secretary of state.

This act shall take effect 90 days after adjournment of the legislature, only for the purpose of permitting its submission to the qualified voters of the city of Westbrook at the next regular city election to be held on the 2nd Monday in December, 1953, an appropriate article being inserted in the call for such election.

The city clerk shall reduce the subject matter of this act to the following questions:

I. "Shall the term of office for the mayor of the city of Westbrook be for 2 years?"

II. "Shall the ward aldermen of the city of Westbrook be elected for 2 years and the aldermen-at-large be elected for 3 years?"

III. "Shall the members of the board of assessors of the city of Westbrook for wards 1 and 4 be for 3 years; wards 2 and 5 for 2 years; and ward 3 for 1 year?"

IV. "Shall the office of city engineer for the city of Westbrook be created?"

and the voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same.

The provisions of this act, as they relate to each question, shall become effective only if the majority of the votes cast by the legal voters of said city is in favor of the acceptance of such question; provided that the total number of votes cast for and against the acceptance of each question at said election equals or exceeds 20% of the

total vote for all candidates for governor in said city at the next previous gubernatorial election. The result of the vote on each question shall be declared by the municipal officers of the city of Westbrook and due certificate thereof shall be filed by the city clerk with the secretary of state.'

House Amendment "A" was adopted and the Bill as amended was assigned for third reading tomorrow.

The SPEAKER: The Chair lays before the House the fourth item of unfinished business, Bill "An Act relating to Stock in Trade of Liquor Licensees", House Paper 940, Legislative Document 1000, tabled on April 8 by the gentleman from Greenville, Mr. Anderson, pending adoption of Committee Amendment "A"; and the Chair recognizes that gentleman.

Thereupon, on motion of Mr. Anderson, Committee Amendment "A" was adopted and the Bill as amended was assigned for third reading tomorrow.

The SPEAKER: The Chair lays before the House the fifth item of unfinished business, An Act relating to the Revocation of an Insurance Agent's License, Senate Paper 369, Legislative Document 1035, tabled on April 8 by the gentleman from Bangor, Mr. Totman, pending passage to be enacted.

The Chair recognizes the gentleman from Augusta, Mr. Albert.

Mr. ALBERT: Mr. Speaker and Members of the House: In the absence of the gentleman from Bangor, Mr. Totman, I move that this item be retabled and specially assigned for Thursday of this week.

The SPEAKER: The gentleman from Augusta, Mr. Albert, moves that the fifth item of unfinished business, An Act relating to the Revocation of an Insurance Agent's License, be retabled pending passage to be enacted and specially assigned for Thursday, April 16. Is this the pleasure of the House?

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

The SPEAKER: The Chair lays before the House the sixth item of unfinished business, An Act relating

to Markers for Motor Vehicle Owners Who Operate Amateur Radio Stations, House Paper 197, Legislative Document 213, tabled on April 8 by the gentleman from Limestone, Mr. Burgess, pending passage to be enacted; and the Chair recognizes that gentleman.

Mr. BURGESS: Mr. Speaker and Members of the House: Since this item has been tabled, considerable interest has been shown, at least by the public, for further consideration of this bill as it was originally drafted without the amendment, which was adopted in the House.

If you remember, when this item came from committee, it was a divided report with the majority "Ought not to pass". The House very kindly accepted the "Ought to pass" report and further added an amendment which provided a marker for the ham operators rather than a license plate.

I would like to make a motion that the House now reconsider its action whereby this measure was passed to be engrossed and I would like to ask the House to consider this when it is voting: If you would be favorable to voting in favor of a license plate instead of a marker then I ask you to vote with me in favor of reconsideration. If you still favor the marker, and are opposed to the license plate, then I would ask you to vote against me on my motion. Is that clear? May I restate the problem. I am going to make a motion that the House reconsider its action whereby this measure was passed to be engrossed and ask that if you vote for reconsideration you will, in effect, voice your opinion in favor of a license plate in the place of a marker. If you still favor the marker, then I hope you will vote against me on the question of reconsideration.

Now, after this has been decided, I still have a further motion to make but I do not want to say anything about it now because I feel I will have you more confused than I have so far.

I now move that the House reconsider its action whereby House Paper 197, Legislative Document 213, Bill "An Act relating to Markers for Motor Vehicle Owners Who Operate Amateur Radio Stations" was passed to be engrossed.

The SPEAKER: The gentleman from Limestone, Mr. Burgess, moves that the House reconsider its action whereby House Paper 197, Legislative Document 213, Bill "An Act relating to Markers for Motor Vehicle Owners Who Operate Amateur Radio Stations" was passed to be engrossed.

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

Mr. FULLER: The way that the gentleman from Limestone, Mr. Burgess, has put his motion I do not know whether I am agreeing with him or disagreeing but I think this group is a hard group to satisfy. I do not think that any particular group such as amateur radio operators should have special license plates. I think it would be a very bad precedent. For instance, I cannot see any reason for denying lawyers, doctors, farmers or anybody else special license plates if we give these people special license plates. I think if they are not satisfied with a marker we should indefinitely postpone the whole bill. I hope that the motion of the gentleman from Limestone, Mr. Burgess, does not prevail.

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

Mr. FOGG: Mr. Speaker and Members of the House: Because I am speaking after Mr. Fuller has spoken please do not think that this is any party measure because I am not speaking on it as a party measure at all. The reason why I am speaking today is because when this bill came through I went along to kill the original bill and put the amendment on it to have the marker.

I think the reason I went along on that was because I didn't understand just what the ham operators were after. Since that time I have been talking with a ham operator. He wanted to know why the bill did not go through, and I told him that we felt that everybody else would be demanding a special license plate. He says, "What do you mean?" "Well," I said, "if you have one color and somebody else has some other color we will have all the colors of the rainbow on our license plates." He said, "That is not

what we want. The only thing that we are asking for is that we can have our call symbols and our numbers on the plate. Lots of other states give us the same thing. We do not want a special color plate; we could use the same plate that we have now. We would be willing to pay for it, and, as far as that goes, there are some other states that do allow maybe doctors to have a special symbol on their plate and a special letter. They do not change the color of their plate, and they pay for it."

Now the way I feel about it, I think these ham radio operators have done an awful lot of good. I think in this last flood it was demonstrated that they can be very handy in case of any emergency. If they are not asking for a special colored plate I am certainly willing to go along with the motion of the gentleman from Limestone, Mr. Burgess, that we reconsider. If these people are willing to pay for the cost of these plates I do not know of any reason why they cannot have them.

You will see a lot of different State plates and you will see different figures and symbols on them. Just as long as we do not have to have a special-colored plate for these people I do not know of any reason myself why they should not be allowed it.

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

Mr. LOW: Mr. Speaker and Members of the House: I cannot understand why because these ham operators have done a lot of good that giving them a special license plate is going to do them any more good. It is simply giving them a special recognition. I do not feel that they are entitled to any more special recognition than, as the gentleman from South Portland, Mr. Fuller, has said, doctors, lawyers, farmers or anybody else. What they want is a special tag.

Now what other states have done should not have any effect on what we do in this State. We do not have to tag along because some other states have some foolish tags. You see some states where officials are allowed to have their initials on their tags and every other kind of

foolish tags, and that is what you are going to get in this State if you once start changing the tags. If these ham operators want to have a special tag which they will put on in addition to their license plates, the same as a doctor has a tag or a registered nurse has a tag, I think it is perfectly all right; but to give them a special number plate I think is absolutely placing them above everybody else, and there is no reason why they should have that recognition.

The **SPEAKER**: The Chair recognizes the gentleman from Warren, Mr. McCluskey.

Mr. **McCLUSKEY**: Mr. Speaker and Members of the House: I would just like to remind you that the gentleman from Bangor, Mr. Totman, spoke last week and said that this special plate would allow the amateur radio men to go through fire lines and so forth in civil defense work. Anybody who belongs to Civil Defense has a special tag or a special identification card and so forth that will allow them to do just this. I am not in favor of allowing the amateur radio men to have a special plate. I do not think it is necessary for this purpose.

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

Mr. **TRAVIS**: Mr. Speaker, I rise to present briefly the majority report of the Committee on Transportation. We felt very strongly that the radio operators were not entitled to a special plate that would open the door. We were, however, very much in sympathy with the amendment offered by the gentleman from Limestone, Mr. Burgess, and were willing to go along with that amendment. However, in checking with various ham radio operators I understand that the feeling is prevalent that they would not buy the tab. The tab would give them the recognition they claim they wanted, therefore since they are not satisfied with anything less than a special plate, Mr. Speaker, and ladies and gentlemen of the House, I move the indefinite postponement of this bill.

The **SPEAKER**: The gentleman from Westbrook, Mr. Travis, moves that Bill "An Act relating to

Markers for Motor Vehicle Owners who operate Amateur Radio Stations", House Paper 197, Legislative Document 213, be indefinitely postponed.

The Chair recognizes the gentleman from North Kennebunkport, Mrs. Downing.

Mrs. **DOWNING**: Mr. Speaker and Members of the House: During the Saco River flood just a few weeks ago I saw these ham operators in action. I feel that they do deserve some recognition, and I will go along with those who want them to have it.

The **SPEAKER**: The Chair recognizes the gentleman from Limestone, Mr. Burgess.

Mr. **BURGESS**: Mr. Speaker and Members of the House: With respect to whether or not the ham operators would accept a marker I am not certain, but I am certain of this: that the opinion is divided in various sections of the State. I hope that you will not indefinitely postpone this, but if you are opposed to the license plate that you will allow this measure to ride along with the marker.

There is nothing compulsory that they must have the marker, but, as opinion is divided, it would give those who wish some designation on their car the opportunity to purchase it from the Secretary of State with some official standing.

I hope that the motion of my good friend, the gentleman from Westbrook, Mr. Travis, does not prevail, and that our original motion for reconsideration will be voted upon in order to give the ham operators throughout the State the benefit of the thinking of the House members on the question of license plate versus marker.

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

Mr. **FINEMORE**: Mr. Speaker and Members of the House: I would like to go along with Mr. Travis in regard to his motion. We spent some hour and thirty-five minutes with the ham operators at the hearing, and we were definitely given to understand by that group that they would not accept a marker; they wanted a plate. And later on we talked to some of the group again and they gave us the same under-

standing, that they absolutely did not want a marker, they wanted a plate. Therefore I would like to go along with the motion of the gentleman from Westbrook, Mr. Travis, for indefinite postponement.

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

Mr. FULLER: Mr. Speaker, I would go along with the motion of the gentleman from Limestone, Mr. Burgess, that they should have a marker. I think that they do a lot of good. I think that a marker is good enough, like doctors have and a lot of other specialized people; but when it comes to a special plate I think that is altogether a different question. I hope that the motion to indefinitely postpone does not prevail but that we give them the special marker if they want it. If they do not want it, that is all right too.

The SPEAKER: The Chair recognizes the gentleman from Standish, Mr. Center.

Mr. CENTER: Mr. Speaker and Members of the House: I would just like to support the statement that the gentleman from Limestone, Mr. Burgess, made a moment ago, that there apparently is a division of opinion among ham operators.

I had occasion to talk with two of them over this last week-end. Although it is true that the ones I talked with definitely preferred this special number plate, they did both express themselves as hoping that they would at least get the marker.

I hope that the motion to indefinitely postpone does not prevail and that we go along with the amendment to give them the right to have the marker.

The SPEAKER: The pending motion is the motion of the gentleman from Westbrook, Mr. Travis, that L. D. 213 be indefinitely postponed.

As many as are in favor of the motion of the gentleman from Westbrook, Mr. Travis, will say aye; those opposed, no.

A viva voce vote being taken, the motion for indefinite postponement did not prevail.

The SPEAKER: Under suspension of the rules, the gentleman from Limestone, Mr. Burgess, moves

that the House reconsider its action whereby it passed to be engrossed L. D. 213. Is this the pleasure of the House?

(Cries of "No," "No.")

The Chair will state that no rule or order of the House shall be dispensed with unless two-thirds of the members present shall consent thereto.

As many as are in favor of the motion of the gentleman from Limestone, Mr. Burgess, that the rules be suspended and that the House reconsider its action whereby L. D. 213 was passed to be engrossed will kindly rise and remain standing in their places until the monitors have made and returned the count.

A division of the House was had.

Mr. TRAVIS of Westbrook: Mr. Speaker —

The SPEAKER: For what purpose does the gentleman rise?

Mr. TRAVIS: I would like to report that my seat-mate Mr. Sanford and I voted opposite to what we intended to. We would like to be recorded as voting the other way.

The SPEAKER: The House will be in order.

Twenty-one having voted in the affirmative and seventy-six in the negative, the motion for reconsideration under suspension of the rules does not prevail.

The Chair recognizes the gentleman from Limestone, Mr. Burgess.

Mr. BURGESS: Mr. Speaker, in view of the result of that vote I hesitate to make another motion with respect to this item, but I wish to explain it and then I will make the motion.

At the suggestion of Mr. Osborne I have recontacted the Secretary of State's department and asked the question whether or not the five-dollar item stated as the cost of the marker is too high, and I have been informed that they have revised their estimate of cost and that three dollars would cover the State. So now, after you have indicated yourselves as being in favor of the marker, I ask you if you will permit reconsideration of this item for the purpose of amendment. And, Mr. Speaker, under suspension of the rules, I now move that we reconsider our action

whereby this measure was passed to be engrossed, for the purpose, as I stated, of offering an amendment later in the day or tomorrow, reducing the cost to those ham operators from five dollars to three dollars.

The SPEAKER: The Chair will state that the gentleman's motion is out of order. The House has just voted against reconsideration.

Mr. BURGESS: Mr. Speaker, may I ask a question?

The SPEAKER: The gentleman may proceed.

Mr. BURGESS: May I ask the Chair to suggest a method whereby this inequity could be corrected.

The SPEAKER: The Chair has no suggestion.

Mr. BIBBER of Kennebunkport: Mr. Speaker —

The SPEAKER: For what purpose does the gentleman from Kennebunkport, Mr. Bibber, arise?

Mr. BIBBER: Confusion, Mr. Speaker.

I too over the week end delved into this. While they are listed only as amateurs, there was a little bit of misunderstanding in regard to the bill among some of my constituents.

In the southern part of York County we now have developed a mutual aid radio set-up and they are not classified as amateurs. I rise for the same purpose as the gentleman from Limestone, Mr. Burgess, did, to find out by what procedure we could rectify this and add an amendment.

The SPEAKER: The Chair is basing its determination on Rule of the House No. 41, Page 46, which states, "When a motion for reconsideration has been decided the vote shall not be reconsidered. A motion for reconsideration shall not be in order more than once on the same question."

Thereupon the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

The gentleman from South Portland, Mr. Fuller, was granted unanimous consent to address the House.

Mr. FULLER: Mr. Speaker, I have a resolve here that I wish to present under the unanimous consent rule. I do not have any

interest in it whatever. It is in favor of the town of Lagrange. The Assistant Attorney General in charge of the Highway Department has asked me to introduce it. It is for a bill which he admits that the State owes the Town of Lagrange for \$540 for snow removal, and he thinks it is a shame to make the town wait for two years to get its money. So, Mr. Speaker, I present a resolve and move that it have its first and second readings under suspension of the rules without reference to any committee.

The SPEAKER: The gentleman from South Portland, Mr. Fuller, presents a resolve under the unanimous consent rule. The Clerk will read the title.

The CLERK: Resolve in Favor of the Town of Lagrange.

The SPEAKER: Does the Chair hear objection to the reception of this resolve by unanimous consent? The Chair hears no objection and the resolve is received.

Thereupon, on motion of the gentleman from South Portland, Mr. Fuller, under suspension of the rules, the Resolve received its first reading, and was assigned for second reading on the next legislative day and ordered printed.

The SPEAKER: The Chair recognizes the gentleman from Steuben, Mr. Stanwood.

Mr. STANWOOD: Mr. Speaker, I would like to get unanimous consent from the House to introduce a bill.

The SPEAKER: The gentleman from Steuben, Mr. Stanwood, under the unanimous consent rule, presents a bill. The Clerk will read the title.

The CLERK: Bill "An Act to Withdraw the Town of Steuben from the West Washington Community School District".

The SPEAKER: Does the Chair hear objection to the reception of this bill by unanimous consent? The Chair hears none.

Thereupon, the Bill was received by unanimous consent and referred to the Committee on Legal Affairs, ordered printed, and sent up for concurrence.

The SPEAKER: The Chair recognizes the gentlewoman from Lincoln, Miss Steeves.

Miss STEEVES: Mr. Speaker, may I inquire if House Paper 540, L. D. 553, is in possession of the House?

The SPEAKER: The Chair will state that at the gentlewoman's request the divided reports from the Committee on Liquor Control on House Paper 540, Legislative Document 553, are in the possession of the House.

Miss STEEVES: Mr. Speaker, I move reconsideration of the action whereby the House voted to accept the majority report of the committee. When the vote was taken I voted in the majority. Inasmuch as this is a controversial bill, and as only ninety-five members were present when the vote was taken, I feel that in fairness further consideration should and could be given the matter at this time.

The SPEAKER: The gentlewoman from Lincoln, Miss Steeves, moves that the House reconsider its action in regard to Legislative Document 553, whereby the House voted to accept the majority "Ought not to pass" report of the committee. Is this the pleasure of the House?

(Calls of "No")

As many as are in favor of the motion for reconsideration by the gentlewoman from Lincoln, Miss Steeves, will kindly rise and remain standing in their places until the monitors have made and returned the count.

A division of the House was had.

The SPEAKER: Fifty-six having voted in the affirmative and thirty-three having voted in the negative, the motion for reconsideration prevails.

The Chair recognizes the gentleman from Brooks, Mr. Dickey.

Mr. DICKEY: Mr. Speaker and Members of the House: I now move that the House accept the minority report. My reason for asking for the acceptance of the minority report is because I believe that this is an important bill and there were only ninety-five in the House on Friday and therefore I think that the other members should have an opportunity to voice their opinion on this bill.

I will not go at great length to rehash or rehearse my talk of Friday. However, this is a bill, in my estimation, for good govern-

ment. It will bring in the revenue we had before plus, as I said, at least \$40,000 in sales tax money.

The SPEAKER: The gentleman from Brooks, Mr. Dickey, moves that the House accept the minority "Ought to pass" report.

The Chair recognizes the gentlewoman from Presque Isle, Mrs. Christie.

Mrs. CHRISTIE: Mr. Speaker, I rise simply to clarify this matter because someone just asked me what that bill is, and for your information, if any of you do not know, it is the bill to put wine in retail stores.

The SPEAKER: The question pending at the moment is on the motion of the gentleman from Brooks, Mr. Dickey, for the acceptance of the minority "Ought to pass" report of the committee on Bill "An Act Relating to the Retail Sale of Wine," House Paper 540 Legislative Document 553.

Mr. FULLER of South Portland: Mr. Speaker, I ask for a division.

The SPEAKER: The Chair recognizes the gentleman from Whitefield, Mr. Chase.

Mr. CHASE: Mr. Speaker and Members of the House: In support of my action in the Liquor Control Committee, where I signed the majority report "Ought not to pass" on the selling of wines in retail stores, I want to say that I am very concerned about wine being sold in these stores, due to the fact that alcoholics and young people will readily be able to get hold of the wine, and the results from drinking wine are very bad. If anyone spends a dollar for a bottle of wine, they can get pretty well set up. (Laughter) I am in the grocery business, and I know today that there isn't too much money floating around in a good many localities, and there would be a lot of people resort to drinking wine because it was cheap. There would be a lot of accidents on the highways and a lot of sick people. I definitely feel that the results would be very bad if this bill were to receive passage.

The SPEAKER: The Chair recognizes the gentleman from Greenville, Mr. Anderson.

Mr. ANDERSON: Mr. Speaker, I am not going to go along with the theory that there is going to

be increased revenue. I don't think anyone has mentioned the necessity there will be for increased investigation on the part of the State Liquor Department. It is bad enough to attempt to enforce the rules and regulations and laws that now exist without adding something that is going to tremendously, of necessity, increase the enforcement division. I therefore hope that the motion to accept the minority report does not prevail.

The SPEAKER: The pending motion before the House—

The Chair recognizes the gentleman from Brooks, Mr. Dickey.

Mr. DICKEY: Mr. Speaker and Members of the House: In answer to the gentleman from Greenville, Mr. Anderson, I will state that the figures submitted to me by Mr. Robie, Administrative Assistant of the Commission, were that if this wine bill passed it would require in the neighborhood of \$33,000 for extra enforcement, and around \$25,000 for administration. But he tells me that there would be a direct saving of \$25,000 in freight and \$25,000 employee saving. There was not any mention of what might happen to the warehouses, but 27 per cent of the floor area of the stores is used up by wine, 27 per cent of the shelving area that is used by wine, and 18 per cent of the warehouse area is used by wine, therefore, it seems to me that we should consider that perhaps in the future there would be a distinct saving in our warehousing and in our stores.

I certainly cannot see why Mr. Anderson does not feel there would be extra revenue in wine. The two per cent sales tax, as I said, would bring in \$40,000, and with the estimate we made, we would bring in a revenue of \$367,000 on wine.

Now in answer to Mr. Chase of Whitefield, I will say that the State of Maine is in the liquor business. If you want clean government, and we certainly have not had it in the past with the scandals we have been through, this is one way to do it. He mentioned that you might buy a bottle of wine for a dollar and get set up. Right at the present time there are plenty going

into the grocery stores and buying vanilla for thirty-five cents; and it would distinctly hinder the operations of bootleggers. I do not think it is anything to be afraid of to think that the State of Maine is going to pot if we put in wine. As I mentioned the other day, there are eight monopoly states that allow the sale of wine in grocery stores.

I certainly hope, and I feel that in view of good government, that you should go along with my motion and accept the minority report. I certainly appreciate the gentleman from Lincoln, Miss Steeves, for proposing the reconsideration. I think that the House is pretty well filled up this morning. If you want to kill the bill, there are plenty here that can do it, and if you want to go along with my motion, there are plenty here in the House to do it. It will at least get better consideration than we had Friday.

The SPEAKER: The Chair recognizes the gentleman from Woolwich, Mr. Bailey.

Mr. BAILEY: Mr. Speaker, when this motion came up to reconsider, I voted in favor of the reconsideration, for I felt, without doubt, there might be something new that was passed over last Thursday, but from anything I have heard yet I shall not vote in favor of the bill.

The SPEAKER: The Chair recognizes the gentleman from Charleston, Mr. Rich.

Mr. RICH: Mr. Speaker and Members of the House: I also voted for reconsideration of the bill, thinking it was a good thing to have a larger proportion of the members of the House vote on the bill. I do not doubt the sincerity of Mr. Dickey. He has spoken well and effectively for his measure, but I am definitely opposed to any more outlets for the sale of liquor or any letting down of the bars. We have too much liquor sold already. I have lived longer than the average of you, and I have seen enough of it, and I believe that the majority of the House will sustain the majority report. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Portland, Mrs. Lord.

Mrs. LORD: Mr. Speaker and Members of the House: I feel this

is a bill that will profit nobody. Certainly the State will not gain by it and certainly the citizens of the State will not gain by it. I know hundreds of women all over the State of Maine that are opposed to this measure, and I hope it will not prevail.

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

Mr. **McGLAUF LIN**: Mr. Speaker and Members of the House: This is one of those measures that I referred to the other day as being an attempt to increase the sale of liquor in this State, to which I am opposed. We killed this matter pretty definitely the other day. Let's kill it for certain this morning.

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

Mr. **FINEMORE**: Mr. Speaker and Members of the House: I hesitate to rise because I have spoken once this morning but I do not like the idea of being told some of the things that have been told here. I would like to know from Mr. Dickey if we want more money in the treasury of the State at the expense of the boys and girls and the families throughout our State.

He has stated that at the present time wine is a loss to the liquor stores. I call that a very, very poor argument. If I have anything in my store that I know is a loss to my store I immediately take it out. So I say if wine is a loss to the State of Maine stores take it out of the stores. We don't need it in the State.

Mr. Dickey has stated that we would collect forty thousand dollars on increased sales of wine by means of the sales tax. If you will bear in mind that if this should increase the sales of \$40,000 worth of wine in our stores and we received the great sum that he has mentioned of two per cent through the sales tax, I believe that the expense caused by the sale of \$40,000 worth of wine would be more hurt than the two per cent sales tax we would get.

Another thing I would like to say, probably it is out of order, but I do not believe that the mo-

tion to reconsider this was very unexpected by Mr. Dickey.

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

Mr. **GATES**: Mr. Speaker and Members of the House: I take the same stand this morning that I took last Friday morning, and I wish to add something else. One gentleman said he had heard nothing new. I wish to add this suggestion and I think it has considerable meat for thought.

There are only so many food dollars in the State of Maine, and if people go into a grocery store and leave an order the majority of those orders would carry an order for wine. The only result is that it is cutting down on the groceries, and I think this would directly contribute to the lowering of the living standard of the people of the State of Maine. I thank you.

The **SPEAKER**: The Chair recognizes the gentleman from Greenville, Mr. Anderson.

Mr. **ANDERSON**: Mr. Speaker, I have been waiting for the remark to be made that has been made. Mr. Dickey informs us that Mr. Robie told him that there would be a saving of \$25,000 in freight. I was quite interested in the \$25,000 figure and I inquired whether or not I was correct in my assumption that the freight is added to the cost of the merchandise before the mark-up is arrived at, and I was informed by the Chairman of the State Liquor Commission that I was correct, and therefore I do not see how there could be any saving in freight.

The **SPEAKER**: The question before the House is on the motion of the gentleman from Brooks, Mr. Dickey, for the acceptance of the Minority "Ought to pass" report of the Committee on Bill "An Act Relating to the Retail Sale of Wine", House Paper 540, Legislative Document 553. The gentleman from South Portland, Mr. Fuller, has requested a division.

As many as are in favor of the motion to accept the Minority "Ought to pass" report of the Committee will kindly rise and remain standing in their places until the monitors have made and returned the count.

A division of the House was had.

The SPEAKER: Twenty-one having voted in the affirmative and seventy-one in the negative, the motion to accept the Minority "Ought to pass" report does not prevail.

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

The gentleman from Berwick, Mr. Gowell, was granted unanimous consent to address the House.

Mr. GOWELL: Mr. Speaker, the resolve I wish to present is a resolve to continue State Aid to academies and other educational institutions in the same amount for the next two years as they now receive.

As most of you know, these academies and educational institutions located in the rural parts of our State in many cases and perhaps in most cases serve as high schools in their respective communities. It does not involve a very large amount of money, and, to my mind, is of vast importance in carrying out the educational program of our State. I wish to present the resolve, Mr. Speaker, and ask that it be referred to the proper committee.

The SPEAKER: The gentleman from Berwick, Mr. Gowell, under the unanimous consent rule, presents a resolve. The Clerk will read the title of the resolve.

The CLERK: Resolve in favor of the Several Academies, Institutes and Seminaries.

The SPEAKER: Does the Chair hear objection to the reception of this resolve under the unanimous consent rule? The Chair hears no objection and the resolve is received.

Thereupon the Resolve was ordered printed, referred to the Committee on Education and sent up for concurrence.

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

Mr. ALBERT: Mr. Speaker and Members of the House: I move that the House reconsider its action of the last legislative day whereby it passed an order directing the State Librarian to supply to the members of the House copies of the session laws of 1945, 1947, 1949 and 1951,

and I further move that my motion to reconsider be tabled and specially assigned for Thursday of this week.

The SPEAKER: The gentleman from Augusta, Mr. Albert, moves that the House reconsider its action whereby it passed an order that the State Librarian be directed to supply from the surplus stock to such members of the House of Representatives as have not already received them copies of the Session Laws of 1945, 1947, 1949 and 1951, and that his motion lie on the table and be specially assigned for Thursday, April 16.

Is it the pleasure of the House that the motion of the gentleman from Augusta, Mr. Albert, to reconsider lie on the table and be specially assigned for Thursday, April 16?

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

On motion of the gentleman from Auburn, Mr. Trafton, the House voted to take from the table the fifth tabled and unassigned matter, Bill "An Act relating to Procedure by Savings Banks When Original Book of Deposit Lost" (H. P. 791) (L. D. 845) tabled on March 11 by that gentleman pending third reading.

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

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

HOUSE AMENDMENT "A" to H. P. 791, L. D. 845, Bill, "An Act relating to Procedure by Savings Banks When Original Book of Deposit is Lost."

Amend said Bill by striking out after the words "Sec. 37." "Duplicate Book of Deposit, in case of loss of Original," all of said section and inserting in lieu thereof the following:

"If a savings bank or trust company receives a notice in writing that a book of deposit in its savings department is lost, together with a request that a duplicate book of deposit be issued, such notice and request signed by the appropriate person or persons as hereinafter provided, said bank or trust company at the expiration of a period of 10 days from the receipt of such notice, if the missing

book is not sooner presented, may issue a duplicate book of deposit to the persons signing said notice and request, and the delivery of such duplicate book relieves said savings bank or trust company from all liability on account of the missing original book of deposit. Such notice and request shall be signed:

1. if the book was issued to a single depositor, then by him, or by his guardian, conservator, executor or administrator.

2. if the book was issued to two or more depositors, then by all such depositors then surviving, or by the last survivor or the executor or administrator of the last survivor of such depositors, provided however that a guardian or conservator shall sign for any of the foregoing persons respecting whom he has been appointed.'

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

On motion of the gentleman from Guilford, Mr. Campbell, the House voted to take from the table the eleventh tabled and unassigned matter, Bill "An Act to Increase the Salaries of the Judge and Recorder of the Piscataquis Municipal Court" (H. P. 870) (L. D. 941) tabled by that gentleman on March 18 pending third reading.

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

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

HOUSE AMENDMENT "A" to H. P. 870, L. D. 941, Bill "An Act to Increase the Salaries of the Judge and Recorder of the Piscataquis Municipal Court."

Amend said Bill by adding at the end thereof a new section to read as follows:

'Sec. 3. **Effective date.** The provisions of this act shall be retroactive to January 1, 1953.'

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

On motion of Mr. Bailey of Woolwich, the House voted to take from the table the thirty-third tabled and

unassigned matter, House Report "Ought to pass" as amended by Committee Amendment "A" of the Committee on Appropriations and Financial Affairs on Bill "An Act relating to Building Committee of Eastern States Exposition", House Paper 628, Legislative Document 652, tabled on April 2 by the gentleman from Woolwich, Mr. Bailey, pending acceptance of the report.

The SPEAKER: The Chair recognizes the gentleman from Standish, Mr. Center.

Mr. CENTER: Mr. Speaker, I now move the acceptance of the committee report.

The SPEAKER: The gentleman from Standish, Mr. Center, moves that the House accept House Report "Ought to pass" as amended by Committee Amendment "A" of the Committee on Appropriations and Financial Affairs on Bill "An Act relating to Building Committee of Eastern States Exposition", House Paper 628, Legislative Document 652. Is this the pleasure of the House?

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

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

COMMITTEE AMENDMENT "A" H. P. 628, L. D. 652, Bill "An Act Relating to Building Committee of Eastern States Exposition."

Amend said Bill by striking out the 1st sentence of section 2 and inserting in place thereof the following sentence: "There is hereby appropriated from the general fund unappropriated surplus the sum of \$8,000 to carry out the purpose of this act."

Committee Amendment "A" was adopted.

Mr. Center of Standish then offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to H. P. 628, L. D. 652, Bill "An Act Relating to Building Committee of Eastern States Exposition."

Amend said bill by striking out at the end of Sec. 1 thereof the following underlined words:

"and all expenses incident thereto except wages of state employees"

House Amendment "A" was adopted and the Bill as amended by Committee Amendment "A" and House Amendment "A" was assigned for third reading tomorrow.

On motion of Mr. Trafton of Auburn, the House voted to take from the table the thirty-second tabled and unassigned matter, Senate Report "Ought to pass" of the Committee on Towns and Counties on Bill "An Act relating to Salaries of County Officers in Androscoggin County", Senate Paper 444, Legislative Document 1153, tabled on April 2 by the same gentleman pending acceptance in concurrence.

Thereupon, the "Ought to pass" Report was accepted in concurrence and the Bill was given its two several readings.

Mr. Trafton of Auburn then offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to S. P. 444, L. D. 1153, Bill "An Act Relating to Salaries of County Officers in Androscoggin County."

Amend said Bill by striking out in Sec. 7 thereof the underlined numerals "\$1,820" and substitute therefor the underlined numerals '\$2,080'

House Amendment "A" was adopted in non-concurrence and the Bill as amended was assigned for third reading tomorrow.

On motion of Mr. Lovely of Westfield, the House voted to take from the table the sixty-fifth tabled and unassigned matter, An Act to Increase the Salaries of the Judge and Recorder of the Northern Aroostook Municipal Court, House Paper 862, Legislative Document 955, tabled on April 8 by the same gentleman pending passage to be enacted.

The SPEAKER: The Chair recognizes the gentleman from Westfield, Mr. Lovely.

Mr. LOVELY: Mr. Speaker, I offer House Amendment "A" and move its adoption.

The SPEAKER: The Chair understands that the gentleman from Westfield, Mr. Lovely, has an amendment?

Mr. LOVELY: That is right, Mr. Speaker.

The SPEAKER: The Chair will inquire if it is a House Amendment.

Mr. LOVELY: It is House Amendment "A", Mr. Speaker.

The SPEAKER: The Chair understands that the gentleman from Westfield moves that the House under suspension of the rules reconsider its action of March 18 whereby it passed the Bill to be engrossed. Is this the pleasure of the House?

The motion prevailed.

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

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

HOUSE AMENDMENT "A" to H. P. 862, L. D. 955, Bill "An Act to Increase the Salaries of the Judge and Recorder of the Northern Aroostook Municipal Court."

Amend said Bill by striking out the underlined figures "\$2,500" in the last sentence of Sec. 1 and inserting in place thereof the underlined figures '\$2,400'.

Further amend said Bill by striking out the underlined figures "\$800" in the last sentence of Sec. 2 and inserting in place thereof the underlined figures '\$700'.

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 recognizes the gentleman from Westfield, Mr. Lovely.

Mr. LOVELY: Mr. Speaker, I wish to take the sixty-sixth unassigned matter from the table for the same purpose.

The SPEAKER: The Chair understands that the gentleman from Westfield, Mr. Lovely, moves to take from the table the sixty-sixth tabled and unassigned matter, An Act to Increase the Salary of the Judge of the Van Buren Municipal Court, House Paper 863, Legislative Document 935, tabled on April 8 by the same gentleman pending passage to be enacted. Is this the pleasure of the House?

The motion prevailed.

Thereupon, on motion of the gentleman from Westfield, Mr. Lovely, the House voted under suspension

of the rules to reconsider its action of March 18 whereby the Bill was passed to be engrossed.

Mr. Lovely then offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to H. P. 863, L. D. 935, Bill "An Act to Increase the Salary of the Judge of the Van Buren Municipal Court."

Amend said Bill by striking out the underlined figures "2,500" in the last sentence and inserting in place thereof the underlined figures "\$2,400".

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

On motion of Mr. Watson of Moose River Plantation, the House voted to take from the table the fifty-ninth tabled and unassigned matter, House Divided Report, Majority Report "Ought to pass" and Minority Report "Ought not to pass" of the Committee on Inland Fisheries and Game on Bill "An Act Repealing Jefferson and Whitefield Game Preserve", House Paper 407, Legislative Document 456, tabled on April 8 by the same gentleman pending acceptance of either report.

On further motion of Mr. Watson, the Majority Report "Ought to pass" was accepted, the Bill was given its two several readings and assigned for third reading tomorrow.

On motion of Mr. McGlaflin of Portland, the House voted to take from the table the sixty-eighth tabled and unassigned matter, Resolve Proposing an Amendment to the Constitution Permitting Indians to Vote, House Paper 423, Legislative Document 470, tabled on April 9 by the same gentleman pending adoption of Committee Amendment "A".

On further motion of Mr. McGlaflin, Committee Amendment "A" was adopted and the Resolve as amended was assigned for second reading tomorrow.

The SPEAKER: The Chair recognizes the gentlewoman from Rumford, Miss Cormier.

Miss CORMIER: Mr. Speaker, I move that the House reconsider its action whereby it accepted the "Ought not to pass" report of the Committee on Claims on February 25 on Resolve in favor of Edward Carrier. The reason that I do this is —

The SPEAKER: The Chair would inquire as to the present whereabouts of this item. Is it on the calendar?

Miss CORMIER: No, it isn't on the calendar, Mr. Speaker.

The SPEAKER: The Chair will inquire if it is in the possession of the House to your knowledge.

Miss CORMIER: Not to my knowledge, Mr. Speaker.

The SPEAKER: The Chair cannot entertain anything that is not in its possession.

Miss CORMIER: Mr. Speaker, may I ask the procedure to bring it into the possession of the House?

The SPEAKER: The gentlewoman from Rumford, Miss Cormier, is requesting information as to the manner by which this matter may be brought before the House?

Miss CORMIER: Yes, Mr. Speaker.

The SPEAKER: The Chair will state that the gentlewoman may inquire from the office of the Clerk of the House as to the present whereabouts of this matter which is in the files of the legislative offices of either branch of the Legislature at the present time and then by proper explanation to the House request information as to the present whereabouts of that measure on the next legislative day.

Miss CORMIER: Thank you, Mr. Speaker.

On motion of Mr. Potter of Medway, the House voted to take from the table the thirty-fourth tabled and unassigned matter, House Divided Report, Majority Report "Ought not to pass" and Minority Report "Ought to pass" of the Committee on Public Utilities on Bill "An Act relating to Windshields, Wipers and Tops on Rail Track Motor Cars", House Paper 847, Legislative Document 867,

tabled on April 7 by the same gentleman pending acceptance of either Report.

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

On motion of Mr. Center of Standish, the House voted to take from the table the thirty-eighth tabled and unassigned matter, Bill "An Act relating to Licensing Auctions and Auctioneers", Senate Paper 499, Legislative Document 1374, tabled on April 7 by the same gentleman pending third reading.

Mr. Center then offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to S. P. 499, L. D. 1374, Bill "An Act relating to Licensing Auctions and Auctioneers."

Amend said Bill by adding at the end thereof the following section:

'Sec. 80. Blooded animals may be sold without state license. The provisions of sections 73 to 79 inclusive, shall not prohibit any person employed by the owner of blooded animals from selling the same as auctioneers at public auction whether licensed by the state or not.'

House Amendment "A" was adopted and Mr. Center thereupon offered House Amendment "B" and moved its adoption.

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

HOUSE AMENDMENT "B" to S. P. 499, L. D. 1374, Bill "An Act relating to Licensing Auctions and Auctioneers."

Amend said Bill by adding at the end thereof the following section:

'Sec. 81. Auctions by charitable and non-profit organizations exempt. The provisions of sections 73 to 79 inclusive, shall not apply to sales at auctions held by charitable, educational, religious or other non-profit organizations.'

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

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

On motion of Mr. Albert of Augusta, the House voted to take from the table the thirty-ninth tabled and unassigned matter, Bill "An Act relating to Salary of Judge and Fees Paid to Waterville Municipal Court", Senate Paper 500, Legislative Document 1375, tabled on April 7 by the same gentleman pending third reading.

Mr. Baldic of Waterville then offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to S. P. 500, L. D. 1375, Bill "An Act Relating to Salary of Judge and Fees Paid to Waterville Municipal Court."

Amend said Bill by striking out in the eleventh line the underlined amount "\$2,500" and insert in place thereof the underlined amount '\$2,700'.

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

On motion of Mr. Watson of Moose River Plantation, the House voted to take from the table the fiftieth tabled and unassigned matter, House Report "Ought not to pass" of the Committee on Highways on Resolve Appropriating Money for Repair and Maintenance of Bridge Over Moose River, House Paper 724, Legislative Document 745, tabled on April 8 by the same gentleman pending acceptance of the report; and on further motion of Mr. Watson, the "Ought not to pass" Report was accepted and sent up for concurrence.

On motion of Mr. Nadeau of Biddeford, the House voted to take from the table the forty-third tabled and unassigned matter, Bill "An Act relating to the Sale of Liquor on May Thirtieth", House Paper 1056, Legislative Document 1171, tabled on April 7 by the same gentleman pending third reading.

Thereupon, on motion of Mr. Nadeau the House voted under

suspension of the rules, to reconsider its action whereby it adopted Committee Amendment "A".

Mr. Nadeau then offered House Amendment "A" to Committee Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H. P. 1056, L. D. 1171, Bill "An Act relating to the Sale of Liquor on May Thirtieth."

Amend said Amendment by striking out in the last line thereof the underlined figure and word "12 noon" and inserting in place thereof the underlined words 'eleven o'clock in the forenoon'.

The SPEAKER: Is it the pleasure of the House to adopt House Amendment "A" to Committee Amendment "A"?

(Cries of "No")

The Chair recognizes the gentleman from Greenville, Mr. Anderson.

Mr. ANDERSON: Mr. Speaker and Members of the House: I really do not know the purpose of this amendment. I think the committee, itself, gave this bill every consideration that was conceivably possible. I think it would be wise to attempt to draw a line somewhere. I know that twelve noon is going to work a hardship on some particular organizations. However, the committee saw fit to close all places on May 30 at twelve noon and this amendment strikes me as going back to Eastern Standard Time and Daylight Saving Time again. Therefore, I move the indefinite postponement of this amendment.

The SPEAKER: The gentleman from Greenville, Mr. Anderson, moves that House Amendment "A" to Committee Amendment "A" be indefinitely postponed.

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

Mr. COTE: Mr. Speaker, I move the indefinite postponement of the bill.

The SPEAKER: The question before the House is on the motion of the gentleman from Greenville, Mr. Anderson, that House Amendment "A" to Committee Amendment "A" be indefinitely postponed.

As many as are in favor of the motion of—

The Chair recognizes the gentleman from Biddeford, Mr. Nadeau.

Mr. NADEAU: Mr. Speaker, if I did present this amendment it was to try to see that people who like to run a late night business would be protected. It was marked twelve noon in the first place, twelve noon daylight saving time would be eleven standard time. When this bill was presented it was not to sell liquor at all during May 30 but the committee saw fit to make it twelve noon because they figured that at this time all exercises in regard to our departed soldiers would be over and I figured that eleven standard time, that means twelve noon daylight saving time, the people are coming back from town and they are going home and they will stop in the store, where they have twenty minutes or half an hour to go, they are not going to be able to buy a bottle of beer and so forth. Therefore a legitimate business cannot compete with his neighbors and it is hard enough today to observe the law on Sunday and I do not think I am mistaken if I would say that there are some places that sell beer on Sunday, and the few businesses that want to be honest and do the right thing suffer by it.

Two weeks ago last Sunday, a certain gentleman, I am going to call him a gentleman, came to the store and told me he wanted a bottle of beer and he was a very good customer of mine. He should have known that I never do sell beer on Sunday and I told him that I couldn't do it. He said: "Nobody will know." I said: "It isn't a question of who will know or who won't know, it is the law and the law has been made and we should observe the law." The first thing he said was: "How much do I owe you from last week?" I said, so much. He said: "Here's your money," and he said: "From now on, stop all my papers."

Now, why should we make laws that we really believe won't be observed and would protect just the individual that doesn't care about laws? I really believe that if you want to be honest with your grocery man who has tried to be fair, you shouldn't make it eleven stan-

dard time, when it would be twelve o'clock noon by daylight saving.

Before presenting this amendment, I spoke with some of the people who have been working all this session in trying to have the law observed in regard to liquor and if I can vote today for the wine question, it is because I was scared there might be another hard liquor for Sunday selling and this is just the reason why I present this amendment so that it will protect the gentleman that wants to obey the law.

The SPEAKER: The question before the House is on the motion of the gentleman from Greenville, Mr. Anderson, that House Amendment "A" to Committee Amendment "A" to Bill "An Act relating to the Sale of Liquor on May Thirtieth, House Paper 1056, Legislative Document 1171, be indefinitely postponed.

The Chair recognizes the gentleman from Limestone, Mr. Burgess. Mr. BURGESS: Mr. Speaker, I rise to ask a question.

The SPEAKER: The gentleman may proceed.

Mr. BURGESS: Mr. Speaker, do I understand that this measure was amended by Committee Amendment "A"?

The SPEAKER: The Chair will state that Committee Amendment "A" was adopted at a previous legislative session and the House has now voted to reconsider its action whereby it adopted Committee Amendment "A" for the purpose of entertaining consideration on House Amendment "A" to Committee Amendment "A".

Mr. BURGESS: Mr. Speaker, would it be in order for me to ask that Committee Amendment "A" be read at this time?

The SPEAKER: The Chair will state that the gentleman's request is in order and the Clerk will read Committee Amendment "A".

Thereupon, Committee Amendment "A", reproduced under filing number 204, was read by the Clerk.

Mr. BURGESS: Mr. Speaker, the motion which I would propose at this time may be definitely out of order and, if so, I am sure I will be informed. My position on this entire matter is that it should be left as it was originally drawn and that there should be no liquor sold on

May 30, Memorial Day. Therefore, if it is in order, I would like to move the indefinite postponement of Committee Amendment "A".

The SPEAKER: The question before the House at this moment is on the indefinite postponement of House Amendment "A" to Committee Amendment "A" on motion of the gentleman from Greenville, Mr. Anderson.

As many as are in favor of the motion will please say aye; those opposed, no.

A viva voce vote being taken, the motion prevailed and House Amendment "A" was indefinitely postponed.

The SPEAKER: The Chair now recognizes the gentleman from Limestone, Mr. Burgess.

Mr. BURGESS: Mr. Speaker, I now move the indefinite postponement of Committee Amendment "A".

The SPEAKER: The gentleman from Limestone, Mr. Burgess, moves that Committee Amendment "A" be indefinitely postponed.

Mr. NADEAU: Mr. Speaker, I ask for a division.

The SPEAKER: The gentleman from Biddeford, Mr. Nadeau, requests a division.

As many as are in favor of the motion of the gentleman from Limestone, Mr. Burgess, that Committee Amendment "A" be indefinitely postponed will kindly rise and remain standing in their places until the monitors have made and returned the count.

A division of the House was had.

Seventy-five having voted in the affirmative and none in the negative, the motion prevailed and Committee Amendment "A" was indefinitely postponed.

The SPEAKER: The pending question before the House is on the motion of the gentleman from Lewiston, Mr. Cote, that Bill "An Act relating to the Sale of Liquor on May Thirtieth", House Paper 1056, Legislative Document 1171, be indefinitely postponed.

As many as are in favor of the motion of the gentleman from Lewiston, Mr. Cote, will say aye; as many as are opposed will say no.

A viva voce vote being taken the motion for indefinite postponement of the Bill did not prevail.

Thereupon, the Bill was given its third reading, passed to be engrossed without amendment and sent to the Senate.

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

Mr. JACOBS: Mr. Speaker, last Friday an order was passed here by the Committee on Appropriations to make a report at this time. For the record, I will read a partial report. The full report we hope will be ready tomorrow or the next day after printing.

Pursuant to Senate and House orders adopted Friday, April 10, the above committee has prepared a report indicating amendments to L. D. 1316, the Appropriations Bill, which would reduce expenditures in an amount sufficient to permit a balanced budget after revenue losses required by the passage of the motor vehicle net bill.

Pending reproduction of the detailed report, the following brief summary indicates the items recommended by the committee as representing the most equitable means of reducing the expenditures, if reductions are to be made to provide for the tax cut above-mentioned.

| Item | Reductions | |
|------------------------------|------------|---------|
| | 1953-54 | 1954-55 |
| Hospital Aid | 100,000 | 100,000 |
| Education | | |
| General Subsidy | 200,000 | 200,000 |
| Institutions | | |
| Eleven institutions, general | 50,000 | 50,000 |
| Commodities | 104,677 | 104,677 |
| Civilian Defense | 50,000 | 50,000 |
| Health and Welfare | | |
| Aid to Dependent children | 50,000 | 50,000 |
| OAA Burials | 12,500 | 12,500 |
| Board & Care | 25,000 | 25,000 |
| Other Departments | | |
| General Reductions | 76,285 | 76,285 |
| Commodities | 32,918 | 32,918 |
| | <hr/> | <hr/> |
| | 701,380 | 701,380 |

The more detailed report, now being reproduced, will explain the Committee conclusion, but in brief it is the unanimous opinion of the

Committee that the above tabulation would best accomplish the general purposes outlined in the respective orders. All calculations have been made on the assumption the presently existing amendments relating to the Military & Naval Home (increase), U of M (decrease) and Merit Award Board (decrease) will be enacted by both branches.

(Signed)

Messrs. COLLINS of Aroostook
HASKELL of Penobscot
SINCLAIR of Somerset
—for the Senate

Messrs. JACOBS of Auburn
COLE of Liberty
CAMPBELL of Guilford
DAVIS of Harrison
BURGESS of Limestone
CATES of Machias
JALBERT of Lewiston
—for the House

We entered this, Mr. Speaker, not for discussion at the present time but preliminary to the real report.

The SPEAKER: The Chair will state that on the Committee of Conference on the disagreeing action of the two branches of the Legislature, on Bill "An Act Relating to Liquor Billboards and Signs", House Paper 275, Legislative Document 262, the Chair will appoint the following members on the part of the House: The gentlewoman from Presque Isle, Mrs. Christie; the gentleman from Portland, Mr. McGlauffin; the gentleman from Dover-Foxcroft, Mr. Sanford.

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

Mr. ALBEE: Mr. Speaker and Members of the House: You will note on your desks this morning a detailed acts and resolves and their other details. This is merely a guide to carry us along so that we will know how we stand.

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

On motion of Mr. Stewart of South Paris, the House voted to take from the table the sixty-first tabled and unassigned matter, Bill "An Act Granting Powers to the Franciscan Fathers of Maine", House Paper 836, Legislative Docu-

ment 875, tabled on April 8 by the same gentleman pending first reading; on further motion of the same gentleman, the Bill was given its two several readings.

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

COMMITTEE AMENDMENT "A"
to H. P. 836, L. D. 875, Bill "An Act Granting Powers to the Franciscan Fathers of Maine."

Amend said Bill by striking out the words "and honors as are usually granted and conferred by institutions of higher learning, and to those who may complete a full graduate or post-graduate course in said institution having previously received from said institution the degrees of B. A., or B. S. or M. A., or any others who, in the judgment of said Faculty may merit the distinction, the degree of

Doctor of Philosophy", appearing in lines 12, 13, 14, 15, 16 and 17 of section 2 of said Bill.

Further amend said Bill by striking out the comma after the word "confer" in the 4th line of page 2 and inserting in place thereof a period, and by striking out the remainder of section 2.

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

The SPEAKER: If there is no further business to come before the House, the Clerk will read the notices.

On motion of Mr. Fuller of South Portland,

Adjourned until 9:30 o'clock tomorrow morning.