

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

LEGISLATIVE RECORD

OF THE

Ninety-Sixth Legislature

OF THE

STATE OF MAINE

VOLUME II

1953

DAILY KENNEBEC JOURNAL

AUGUSTA, MAINE

HOUSE

Friday, May 8, 1953

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

Prayer by the Rev. Mr. Edwin Grilley of Augusta.

The journal of the previous session was read and approved.

Papers from the Senate
Senate Reports of Committees
Conference Committee Report

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature, on Bill "An Act relating to Police Officers in Uniform Stopping Motor Vehicles for Examination" (H. P. 270) (L. D. 298) reporting that they are unable to agree. (Signed)

Messrs. SILSBY of Hancock
 BUTLER of Franklin
 WEEKS of Cumberland
 —Committee on
 part of Senate.

Messrs. TRAVIS of Westbrook
 TRAFTON of Auburn
 McGLAUFILIN of Portland
 —Committee on
 part of House.

Came from the Senate read and accepted.

In the House was read and accepted in concurrence.

The SPEAKER: For what purpose does the gentleman from South Portland, Mr. Fuller, desire recognition?

Mr. FULLER: Mr. Speaker, I ask unanimous consent that notwithstanding the provisions of the rules, that the Clerk be authorized to send forthwith to the Senate all matters acted upon today, and when papers have been sent forward, the right of reconsideration shall be considered lost.

The SPEAKER: Does the Chair hear objection to the unanimous consent request on the part of the gentleman from South Portland, Mr. Fuller? The Chair hears none, and it is so ordered.

Ought Not to Pass

Report of the Committee on Appropriations and Financial Affairs reporting "Ought not to pass" on

Resolve in favor of Addition to Animal Science Building at University of Maine (S. P. 67) (L. D. 151)

Came from the Senate with the Report and Resolve indefinitely postponed.

In the House: The Report and Resolve were indefinitely postponed in concurrence.

The SPEAKER: For what purpose does the gentleman from Portland, Mr. Childs, seek recognition?

Mr. CHILDS: Mr. Speaker, I request unanimous consent to address the House.

The SPEAKER: The gentleman from Portland, Mr. Childs, requests unanimous consent to address the House. Does the Chair hear objection? The Chair hears none and the gentleman from Portland may proceed.

Mr. CHILDS: Mr. Speaker, I at this time, request that House Paper 1188, L. D. 1337, An Act Creating a Racing Commission, which I requested the Clerk to hold for reconsideration, be sent forthwith to the Senate.

The SPEAKER: This matter having been held for reconsideration, the Chair now understands the gentleman from Portland, Mr. Childs, moves that it be sent forthwith to the Senate, by unanimous consent. Does the Chair hear objection? The Chair hears none and it is so ordered.

Divided Report

Majority Report of the Committee on Labor reporting "Ought not to pass" on Bill "An Act relating to Compensation Benefits under Workmen's Compensation Act" (S. P. 63) (L. D. 130)

Report was signed by the following members:

Messrs. WARD of Penobscot
 REID of Kennebec
 —of the Senate

Messrs. WEST of Stockton Springs
 CASWELL of New Sharon
 LEGARD of Bath
 GATES of Millinocket
 SMALL of Mexico
 COUTURE of Lewiston
 LETOURNEAU of Sanford
 —of the House

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

Report was signed by the following member:

Mr. St. PIERRE
of Androscoggin
—of the Senate

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

In the House: Report was read and the Majority "Ought not to pass" Report was accepted in concurrence.

Ought Not to Pass

Report of the Committee on Legal Affairs reporting "Ought not to pass" on Bill "An Act relating to Pari Mutuel Pool Contributions to Stipend Fund" (S. P. 274) (L. D. 763)

Came from the Senate with the Bill substituted for the Report and passed to be engrossed.

In the House: Report was read.

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

Mr. CENTER: Mr. Speaker and Members of the House: I move that we substitute the bill for the report, in concurrence.

The SPEAKER: The gentleman from Standish, Mr. Center, moves that the bill be substituted for the "Ought not to pass" report of the committee.

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

Mr. CHILDS: Mr. Speaker and Members of the House: This is another fair bill that came out of the Legal Affairs Committee and it came out unanimously "Ought not to pass."

I only rise because I consider it my duty to inform the members exactly what the bill is. It is another bill which is raising the stipend fund from fifteen to fifteen and a half per cent which gives the fairs the right to be in exactly the line with harness racing.

I still am opposed to this bill, which is continually milking the public, and I believe I speak for the rest of the committee. I know it is not going to do any good, but I will move the indefinite postponement of the bill and the report.

The SPEAKER: The gentleman from Portland, Mr. Childs, moves

that the report and bill be indefinitely postponed.

The Chair recognizes the gentleman from Warren, Mr. McCluskey.

Mr. McCLUSKEY: Mr. Speaker and Members of the House: This bill means that the stipend fund to the Fairs is increased by one-half of one per cent, to be paid by the runners. This equalizes the percentage now paid by harness racing, and I hope that the motion of the gentleman from Portland (Mr. Childs) does not prevail.

The SPEAKER: The Chair recognizes the gentleman from Norridgewock, Mr. Taylor.

Mr. TAYLOR: Mr. Speaker, I am certainly opposed to Mr. Childs' motion.

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

Mr. CENTER: Mr. Speaker and Members of the House: I want to say at this time that this Legislature has treated the Fair Association very fairly all the way through. I feel very gratified because I think that the fairs are going to be able to do a better job than they have been able to do in the past.

I would like to point out that if you will go along with this bill, I feel sure that the fairs will really be able to do a better job.

At the present time the gate receipts of the fairs are used, of course, for the various purses for the harness racing, prizes and so forth, to repair buildings, and keep everything in connection with the fairs as a going concern.

Now without the stipend fund the fairs would not be able to pay the kind of prizes that they want to pay or to pay the purses that they want to pay and still keep up their buildings and repairs. This will simply give them an extra half per cent, and I believe that the public want good fairs, they want good harness racing, they want good programs all through, and decent places, in order to get good horses, and I hope that you will go along with the Senate in substituting this bill for the report.

The SPEAKER: The Chair recognizes the gentleman from Guilford, Mr. Campbell.

Mr. CAMPBELL: Mr. Speaker and Members of the House: I rise

to concur with the remarks of the gentleman from Standish, Mr. Center. I think that he has explained the matter well and we have considered the matter before here on the floor of the House. This would give the fairs a little much needed financial aid, and I certainly am opposed to the motion of the gentleman from Portland, Mr. Childs. I think that this is just a fair bill and I hope that you will consider the matter well before you vote against it.

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

Mr. CHILDS: Mr. Speaker and Members of the House: I believe, when I rose before, I said that I knew my motion would fail and I only wanted to be on record as opposing the bill.

I move the previous question.

The SPEAKER: The gentleman from Portland, Mr. Childs, moves the previous question. In order for the Chair to entertain the motion for the previous question it requires the consent of one-third of the members present.

All those in favor of the Chair entertaining the motion for the previous question will rise and stand in their places until the monitors have made and returned the count.

A sufficient number arose.

The SPEAKER: Obviously more than one-third of the members present having arisen, the motion for the previous question is entertained.

The question before the House now is: Shall the main question be put now? All those in favor will say aye; those opposed, no.

A viva voce vote being taken, the main question was ordered.

The SPEAKER: The pending question before the House is on the motion of the gentleman from Portland, Mr. Childs, that the report and bill be indefinitely postponed.

Mr. CHILDS: Mr. Speaker, I request a division.

The SPEAKER: The gentleman from Portland, Mr. Childs, requests a division. As many as are in favor of the motion of the gentleman from Portland, Mr. Childs, that the report and bill 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.

The SPEAKER: Nine having voted in the affirmative and eighty-one having voted in the negative, the motion for indefinite postponement does not prevail.

The question before the House is on the motion of the gentleman from Standish, Mr. Center, that the bill be substituted for the "Ought not to pass" report of the committee. Is this the pleasure of the House?

The motion prevailed, and the Bill was substituted for the "Ought not to pass" report in concurrence. The Bill was then given its two several readings; and on further motion of Mr. Center, under suspension of the rules, the Bill was given its third reading and was passed to be engrossed in concurrence.

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

The SPEAKER: The Chair notes the presence in the balcony of the Hall of the House of a group of thirty-one pupils from the Emerson School in Richmond, in charge of Mr. Bailey.

In behalf of the House, the Chair extends to you a cordial and hearty welcome. (Applause)

Non-Concurrent Matter

An Act relating to Members of Executive Council and Manner of Selection (S. P. 68) (L. D. 154) which was passed to be engrossed as amended by Committee Amendment "A" and House Amendment "A" in non-concurrence in the House on May 6.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" and House Amendment "A" as amended by Senate Amendment "A" thereto in non-concurrence.

In the House:

The SPEAKER: The Clerk will read Senate Amendment "A" to House Amendment "A".

SENATE AMENDMENT "A" to House Amendment "A" to S. P. 68, L. D. 154, Bill "An Act Relating to

Members of Executive Council and Manner of Selection."

Amend said amendment by adding at the end of the amendment the following underlined sentence: **'It is not the intention of the legislature that the provisions of this section shall in any manner restrict the right of the party caucus to reject the nomination so presented.'**

The SPEAKER: Is it the pleasure of the House to recede from its former action whereby this bill was passed to be engrossed as amended by Committee Amendment "A" and House Amendment "A" and to reconsider its action whereby House Amendment "A" was adopted and then adopt Senate Amendment "A" to House Amendment "A" and adopt House Amendment "A" as amended by Senate Amendment "A" thereto?

The SPEAKER: The Chair recognizes the gentleman from East Machias, Mr. Cates.

Mr. CATES: Mr. Speaker and Members of the House: This bill has been amended to the point now that I don't know where I stand on it. I cannot keep track of it. However, I think it probably affects Washington County and I rise to make a motion. I move that the bill and accompanying papers be indefinitely postponed.

We had quite a contest down in Washington County, as you all know, last year, for a Councilman, but it seemed to have been settled finally to the best interests of all those concerned, and I think that the old law as it was is satisfactory.

The SPEAKER: The gentleman from East Machias, Mr. Cates, moves that the Bill with accompanying papers be indefinitely postponed.

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

Mr. BURGESS: Mr. Speaker and Members of the House: If I may take just one minute of your time to explain this particular bill: It simply provides the mechanics by which if the county to whom the councilor belongs fail to make a nomination, that the district is called in before the nomination comes to the floor of the caucus.

Now this is not my bill; it belongs to a gentleman in the other end of the hall. I did prepare the

amendment, to correct a situation which caused some trouble over there.

Now frankly I don't care what you do with the bill but I personally feel that the district should be called in to settle the disagreement before we come into the caucus, as we have in the past two sessions. That happened in the case of Washington County at the last party caucus: it happened to Aroostook County two years before; and it is not a healthy situation. I am firmly convinced that the district should be called in, and this bill simply sets up the mechanics by which the district is called in before we come in on the party caucus floor in a free-for-all fight.

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

Mr. DICKEY: Mr. Speaker and Members of the House: The gentleman from Limestone, Mr. Burgess, says it wasn't a healthy situation but the patient didn't die.

The SPEAKER: The question before the House is on the motion of the gentleman from East Machias, Mr. Cates, that the bill and accompanying papers be indefinitely postponed.

As many as are in favor of that motion 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-two having voted in the affirmative and nineteen having voted in the negative, the motion prevailed, and the Bill with accompanying papers was indefinitely postponed in non-concurrence and was sent up for concurrence.

Non-Concurrent Matter

An Act Amending the Water Improvement Commission and Creating Standards of Classification (S. P. 538) (L. D. 1451) which was passed to be enacted in the House on May 6, and passed to be engrossed as amended by House Amendment "D" in non-concurrence on May 2.

Came from the Senate passed to be engrossed as amended by House Amendment "D" and Senate

Amendment "A" in non-concurrence.

In the House:

The SPEAKER: The Clerk will read Senate Amendment "A".

SENATE AMENDMENT "A" to S. P. 538, L. D. 1451, Bill "An Act Amending the Water Improvement Commission and Creating Standards of Classification."

Amend said bill by striking out all of Sec. 6 thereof.

The SPEAKER: The Chair recognizes the gentleman from Sweden, Mr. Moulton.

Mr. MOULTON: Mr. Speaker and Members of the House: Senate Amendment "A" does not strike off all of the appropriations. It was just an additional appropriation that was put on in committee. I move that we recede and concur with the Senate.

The SPEAKER: The gentleman from Sweden, Mr. Moulton, moves that the House recede and concur. Is this the pleasure of the House?

Thereupon, the motion prevailed, and the House voted to recede from its former action whereby it passed this Bill to be enacted on May 6; and further voted to recede from its former action whereby it passed the bill to be engrossed as amended by House Amendment "D" in non-concurrence on May 2.

Senate Amendment "A" was then adopted and the Bill was passed to be engrossed as amended by House Amendment "D" and Senate Amendment "A" in concurrence.

Non-Concurrent Matter

An Act relating to Duties of Parole Board (H. P. 824) (L. D. 855) which was passed to be enacted in the House on May 6, and passed to be engrossed as amended by Committee Amendment "A" and Senate Amendment "A" in concurrence on May 5.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" and Senate Amendments "A" and "B" in non-concurrence.

In the House:

The SPEAKER: The Clerk will read Senate Amendment "B".

SENATE AMENDMENT "B" to H. P. 824, L. D. 855, Bill "An Act Relating to Duties of Parole Board."

Amend said Bill by striking out

the stricken out figure and underlined figure "10 \$20" in the 2nd sentence of that part designated "Sec. 7" of section 1 and inserting in place thereof the figure '\$10.'

The SPEAKER: Is it the pleasure of the House to recede from its former action whereby it passed this measure to be enacted on May 6?

The Chair recognizes the gentleman from Jay, Mr. Macomber.

Mr. MACOMBER: I just want to say a few words regarding this amendment. This is the ten dollars which the parole board members now have for their daily pay. I think that has been the sum they have received since 1913, and in this bill we changed that to read twenty dollars.

I will say that that is the only money that the parole board members receive for their work, and usually they put in a full day. Now last week I know that they started at 7:30 in the morning and didn't get home until 9:30 at night, and I believe that any person who is capable of handling that position is certainly worth more than ten dollars today. I realize it is getting late, but I do wish that perhaps we had been more economy-minded the first of the session and perhaps some of these small matters which are deserving could have passed, but I will now move, Mr. Speaker, that we recede and concur with the Senate.

The SPEAKER: The gentleman from Jay, Mr. Macomber, moves that the House recede and concur. Is this the pleasure of the House?

Thereupon, on motion of Mr. Macomber, the House voted to recede from its former action whereby it passed the Bill to be enacted on May 6; and further voted to recede from its former action whereby it passed the Bill to be engrossed as amended by Committee Amendment "A" and Senate Amendment "A" on May 5.

Senate Amendment "B" was then adopted and the Bill was passed to be engrossed as amended by Committee Amendment "A" and Senate Amendments "A" and "B" in concurrence.

The SPEAKER: For what purpose does the gentleman from

Standish, Mr. Center, desire recognition?

Mr. CENTER: Mr. Speaker and Members of the House: Due to a communication that I have just received I would request that, notwithstanding the order that we passed to send these various bills directly to the Senate, that Item 4, Legislative Document 763, be held here pending the preparation of an amendment.

The SPEAKER: The Chair understands that the gentleman from Standish, Mr. Center, asks unanimous consent. The Chair will inform the gentleman that the matter is already gone and the House will do its best.

Mr. CENTER: Mr. Speaker, may I approach the rostrum?

The SPEAKER: The gentleman may.

The House will be in order, and the Chair will announce that the Act relating to Pari Mutuel Pool Contributions to Stipend Fund, Senate Paper 274, Legislative Document 763, is now in the possession of the House.

Non-Concurrent Matter

An Act relating to the Practice of Architecture (H. P. 676) (L. D. 692) which was passed to be enacted in the House on May 6, and passed to be engrossed as amended by House Amendment "B" on May 4.

Came from the Senate passed to be engrossed as amended by House Amendment "B" and as amended by Senate Amendment "A" in non-concurrence.

In the House:

The SPEAKER: The Clerk will read Senate Amendment "A".

The CLERK:

SENATE AMENDMENT "A" to H. P. 676, L. D. 692, Bill "An Act Relating to the Practices of Architecture."

Amend said Bill by striking out the underlined word and punctuation "evaluations," in the 3rd line of the 2nd paragraph of that part designated "Sec. 7-A" of section 1.

Further amend said Bill by striking out the underlined subsection IV of the last paragraph of that part designated "Sec. 8" of section 2 and inserting in place thereof

the following underlined subsection:

IV. Any remodeling or alteration of existing buildings not involving structural changes.'

Thereupon, the House voted to recede from its former action whereby the Bill was passed to be enacted on May 6 and to recede from its former action whereby the Bill was passed to be engrossed as amended by House Amendment "B" on May 4. Senate Amendment "A" was then adopted and the Bill was passed to be engrossed as amended by House Amendment "B" and Senate Amendment "A" in concurrence.

Non-Concurrent Matter Tabled and Assigned

Bill "An Act to Authorize Issuance of Bonds in the Amount of Twenty Million Dollars for Bonus to Maine Veterans of World War II and Korean Campaign" (H. P. 1132) (L. D. 1282) which was passed to be engrossed as amended by Committee Amendment "A" and House Amendments "B" and "C" in non-concurrence on May 5.

Came from the Senate indefinitely postponed in non-concurrence.

In the House:

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

Mr. ALBERT: Mr. Speaker and Members of the House: The other body has seen fit to do away with this bill on a constitutional technicality. I do not think that at this late hour anything can be worked out whereby both bodies can agree unanimously on the passage of this bill. I would, however, sincerely request the indulgence of this House in allowing me to table this and assign it for the first item of this afternoon's business and I will assure you at that time if nothing can be worked satisfactorily it will go by under the gavel. I move, Mr. Speaker, that it be tabled until this afternoon's session.

The SPEAKER: The gentleman from Augusta, Mr. Albert, moves that Legislative Document 1282 and accompanying papers lie on the table pending further consideration and be assigned for the first matter this afternoon. Is this the pleasure of the House?

The motion prevailed and the Bill with accompanying papers was so tabled and assigned.

Orders

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

Mr. DICKEY: Mr. Speaker and Members of the House: With much pleasure, I present an order and move its passage.

The SPEAKER: The gentleman from Brooks, Mr. Dickey, presents an order and moves its passage. The Clerk will read the order.

WHEREAS, the members of the House have learned that today is the birthday of Mr. Cole of Liberty.

BE IT ORDERED that the members extend to Mr. Cole their congratulations and their best wishes not only for today but for the entire year, and

BE IT FURTHER ORDERED, that the Clerk of the House hand to the gentleman from Liberty an attested copy of this Order.

Thereupon, the Order received passage, amid applause, the members rising.

Mr. McGlauffin of Portland presented the following order and moved its passage:

ORDERED, the Senate concurring, that on the completion of the revision of the statutes as authorized by this Legislature, the State Librarian shall furnish to each member and officer of the 96th Legislature 1 set of the new Revised Statutes. (H. P. 1307)

Thereupon, the Order received passage and was sent up for concurrence.

Passed to Be Enacted Emergency Measure

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

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a division was had, 112 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

An Act relating to Elderly Teachers' Pensions (S. P. 49) (L. D. 77)

An Act Authorizing Towns to Issue Revenue Bonds for Public Improvement (S. P. 85) (L. D. 192)

An Act relating to Duties of Court Stenographers (S. P. 104) (L. D. 318)

An Act relating to Court Records and Official Court Reporters (S. P. 219) (L. D. 585)

An Act Removing Violations by Liquor Law Licensees from Operation of the Criminal Law (S. P. 221) (L. D. 587)

An Act to Create the Waterville Parking District (S. P. 307) (L. D. 925)

An Act relating to Evidence of Offenses Before Grand Jury (S. P. 407) (L. D. 1112)

An Act to Revise the Biennial Revision of the Inland Fish and Game Laws (S. P. 496) (L. D. 1369)

An Act relating to Administration of the Highway Commission (S. P. 598) (L. D. 1544)

An Act to Provide for a Civil Service Commission for the Town of Old Orchard Beach (H. P. 273) (L. D. 301)

An Act relating to Burial Expenses Under Workmen's Compensation Act (H. P. 426) (L. D. 473)

An Act relating to the Administration of the Liquor Law (H. P. 538) (L. D. 554)

An Act relating to Membership of State Harness Racing Commission (H. P. 663) (L. D. 706)

An Act to Repeal the Tax on Cigars and Tobacco Products (H. P. 1144) (L. D. 1292)

An Act to Amend and Clarify the Exemption of Fuel from the Sales and Use Tax (H. P. 1271) (L. D. 1467)

An Act Imposing a Tax on Milk Producers for Promotional Purposes (H. P. 1284) (L. D. 1530)

Finally Passed

Resolve in favor of Althea C. Ward of Augusta (S. P. 473) (L. D. 1295)

Resolve in favor of Edward Alvin Hodsdon of Presque Isle (S. P. 548) (L. D. 1463)

Resolve relating to Appropriation for Recess Committee to Study Maine State Retirement System and Titles of Social Security Act (S. P. 602) (L. D. 1547)

Resolve Appropriating Moneys for Reconditioning Buildings at the Maine Vocational-Technical Institute (S. P. 609) (L. D. 1553)

Resolve in favor of Robert W. Johnson of Rumford (H. P. 30) (L. D. 24)

Resolve Providing for State Pension for Clyde Spaulding of Hartland (H. P. 128)

Resolve Appropriating Money for the Purchase of "The Length and Breadth of Maine" (H. P. 313) (L. D. 385)

Resolve Granting a Pension to Ida M. Fuller of Mount Vernon (H. P. 425) (L. D. 472)

Resolve in favor of Sadie M. D. Jewell of Orono (H. P. 927) (L. D. 1024)

Resolve in favor of Naomi G. Davis of Palermo (H. P. 1018) (L. D. 1144)

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

Orders of the Day

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

Mr. GATES: Mr. Speaker, I move under suspension of the rules and out of order that Item 7, L. D. 1185, be taken from the table and put before the House.

The SPEAKER: Does the Chair hear objection to the request on the part of the gentleman from Millinocket, Mr. Gates, to take up at this time the seventh unassigned matter? The Chair hears no objection.

By unanimous consent, the Chair lays before the House, Bill "An Act relating to Bounty on Bears" (H. P. 1043) (L. D. 1185) tabled on May 7 by the gentleman from Millinocket, Mr. Gates, pending the motion of the gentleman from Moose River Plantation, Mr. Watson, to recede.

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

Mr. GATES: Mr. Speaker, I yield the floor to Representative Crabtree from Island Falls.

The SPEAKER: The question before the House is on the motion of

the gentleman from Moose River Plantation, Mr. Watson, to recede.

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

Mr. CRABTREE: Mr. Speaker and Members of the House: The bears have been to the bulls and they have come back wagging their short tails behind them. I recognize a few things in the bill. The number hasn't been changed. It is the same number and I am thankful for that. I am thankful for any small thing, but in regard to this bill I think both branches have had some fun with it and so have I. Nevertheless, it is a serious matter to the Garden of Maine, and directly so to a couple of other counties. I do believe, and on some authority, that at least we are going to find with this measure a common ground in both branches.

I move that we accept Senate Amendment "A" in concurrence with the Senate and thus leave the bears for two more years.

The SPEAKER: The gentleman from Island Falls, Mr. Crabtree, moves that Senate Amendment "A" be adopted in concurrence.

The question before the House is on the motion of the gentleman from Moose River Plantation, Mr. Watson, that the House recede from its former action whereby it passed Bill "An Act relating to Bounty on Bears," House Paper 1043, Legislative Document 1185, to be engrossed as amended by House Amendment "A" and House Amendment "B" as amended by House Amendment "A" thereto; and recede from its action whereby House Amendment "A" and House Amendment "B" as amended by House Amendment "A" thereto were adopted and that the House adopt Senate Amendment "A" in concurrence and that the House pass this measure to be engrossed as amended by Senate Amendment "A" by indefinitely postponing House Amendment "A" and House Amendment "B" as amended by House Amendment "A" thereto. Is this the pleasure of the House?

The motion prevailed and the Bill was passed to be engrossed as amended by Senate Amendment "A" in concurrence.

The SPEAKER: The Chair lays before the House the first tabled and unassigned matter, House Report "Ought not to pass" of the Committee on Inland Fisheries and Game on Bill "An Act relating to Bounty on Bears" (H. P. 808) (L. D. 892) tabled on May 7 by the gentleman from Millinocket, Mr. Gates, pending acceptance of report.

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

Mr. GATES: Mr. Speaker, I intend to make a motion. I wonder if I can speak before I make it or after?

The SPEAKER: The gentleman may proceed.

Mr. GATES: Among some of the members of the House this appears to be a joke. I simply want to explain to the House my reason and also Mr. Crabtree's reason for introducing bills for bounties on bear. The bill that I introduced was to pay bounties on bear in Aroostook, Piscataquis and Penobscot counties. My purpose in introducing this bill was that these three counties adjoin, come into a corner up around Mt. Katahdin. We have a park up there, Baxter Park, in which it is illegal to hunt or to trap or even to carry a firearm. These bear are breeding in this park and are coming out in the adjacent townships and woodland and are raising the devil.

Now in my particular county, in the area that I represent, we do not try to raise sheep. I am primarily interested in the deer population. These bear come out of their dens in the spring and they are very hungry. At that time there are no berries. In the summer time a bear will live on berries, but there are no berries when they come out of their dens in the spring and they are hungry. At the same time the does are dropping their lambs, and the bear get these lambs and also the does.

One camp owner up in that area told me that last fall they shot forty-nine deer in his camp, and out of that forty-nine there was just one small deer, which would indicate that the bear are killing the small deer and the does. At that rate you won't have any deer in that part of the county. They are

so thick that an aviator was taking in two people from Massachusetts and they flew over this burnt land and he counted twenty-four bear in that one burnt land. The two men who were with him were from Massachusetts, and they immediately went back to Massachusetts and brought in a party of eight. They were going to hunt those bear. He took them over this same spot, two at a time — his plane would only carry two — he took them over that same spot and pointed out these twenty-four bear to those people. He set them down at a sporting camp quite handy to this spot, and he went back eight days afterwards to bring these men out and they had not seen a bear. He thought it was funny, so he took them back over the same spot, two at a time, and still pointed out twenty-four bear.

I am simply pointing that out to you to show that the bear are thick there. Up around Togue Pond we have a girls' camp, and those girls cannot lay down their lunch because a bear will steal it. Up around in the same area I would not dare tell you how many deer have been sighted that have been killed there within the last two years.

They tell you that bear will not attack deer. They will attack deer, they will even attack moose. There is evidence of that. One of the guides told me that he saw a bear eating a moose. Some years ago, one of the guides — he is dead now — told me of being on the shore of a lake, and, hearing a racket to one side, he watched, and a big bull moose — this is a bull moose — came down with a bear chasing it. The moose ran into the lake where he could stand and the bear couldn't and he drowned the bear. That shows that they will attack almost anything when they are hungry.

I am just telling you these stories to show you that there is a need for something. If you do not do something we are not going to have any deer in that area.

I move that we accept the "Ought not to pass" report.

The SPEAKER: The gentleman from Millinocket, Mr. Gates, moves that the "Ought not to pass" report

be accepted. Is this the pleasure of the House?

The Chair recognizes the gentleman from Bridgton, Mr. Whitney.

Mr. WHITNEY: Mr. Speaker and Members of the House: My good friend, the gentleman from Millinocket, Mr. Gates, says that it isn't funny. I will agree with him, and I admire Mr. Gates for standing by this bill. But for his information, I would like to say that I presume when the next Legislature comes back there will be evidence for them to have to work on so that we will have better conditions to go bear hunting in the 97th Legislature.

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

Mr. GATES: Mr. Speaker, I just want to thank this gentleman for his kind remarks, and I want to assure you people that as sure as God made little apples there won't be any deer in our county in two years time.

The SPEAKER: The question before the House is on the motion of the gentleman from Millinocket, Mr. Gates, that the "Ought not to pass" report be accepted. Is this the pleasure of the House?

The motion prevailed and the "Ought not to pass" report was accepted and sent up for concurrence.

The SPEAKER: The Chair notes the presence in the balcony of the Hall of the House of a group of twenty-six pupils from Richmond High School in charge of Mr. Shanalaris. In behalf of the House, the Chair extends to you a cordial and hearty welcome. (Applause)

The SPEAKER: The Chair lays before the House the second tabled and unassigned matter, Bill "An Act relating to Maine Soldiers and Sailors in the War with Spain" (H. P. 398) (L. D. 452) tabled on May 7 by the gentleman from Auburn, Mr. Trafton, pending third reading.

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

Mr. TRAFTON: Mr. Speaker, the time is late, but the gentleman from South Portland, Mr. Berry, is in the process of drafting and reproducing an amendment. I move that the matter be tabled for a few

minutes until the amendment can be prepared.

The SPEAKER: The gentleman from Auburn, Mr. Trafton, moves that the second unassigned matter, Bill "An Act relating to Maine Soldiers and Sailors in the War with Spain," (H. P. 398) (L. D. 452) be retabled. Is this the pleasure of the House?

The motion prevailed, and the Bill was retabled, pending third reading.

The SPEAKER: The Chair lays before the House the third tabled and unassigned matter, Bill "An Act relating to Salary of Members of the Legislature" (H. P. 250) (L. D. 280) tabled on May 7 by the gentleman from Limestone, Mr. Burgess, pending the motion of the gentleman from Lewiston, Mr. Jalbert, to recede and concur.

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

Mr. BURGESS: Mr. Speaker and Members of the House: I am going to ask the indulgence of the House to allow me to retable this item at this time, only to reassure you that plans are on foot whereby this and perhaps some other very deserving items which are close to your heart are being worked out. I ask you to give me the courtesy of continuing to work out or help work out some of the things which I assure you that you will be pleased with.

Therefore, Mr. Speaker, I move that Item 3 be retabled.

The SPEAKER: The gentleman from Limestone, Mr. Burgess, moves that the third unassigned matter, Bill "An Act relating to Salary of Members of the Legislature" (H. P. 250) (L. D. 280) lie on the table, pending the motion of the gentleman from Lewiston, Mr. Jalbert, to recede and concur. Is this the pleasure of the House?

The motion prevailed and the Bill was so tabled.

The SPEAKER: The Chair lays before the House the fourth tabled and unassigned matter, Bill "An Act Providing for a Deputy Commissioner of Institutional Service" (H. P. 897) (L. D. 883) tabled on May 7 by the gentleman from Jay, Mr. Macomber, pending the motion of the gentleman from Lewiston,

Mr. Jalbert, to recede and concur, and the motion of the gentleman from Jay, Mr. Macomber, to insist and request a committee of conference.

The Chair recognizes the gentleman from Jay, Mr. Macomber.

Mr. MACOMBER: Mr. Speaker and Members of the House: There is a lot that I might say in favor of this bill, but I am not going to say it. I am going to make my remarks very short.

I have been interested in this bill or one like it for two years, and I am still very much interested and I think that there should be a Deputy Commissioner of Institutional Service. I am not going to make any argument. As I said, there is a great deal that I might say, but I am not going to take your time. I hope that the motion of the gentleman from Lewiston, Mr. Jalbert, does not prevail.

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

Mr. FULLER: Mr. Speaker and Members of the House: I believe that this is one item upon which we possibly might accomplish something by deferring it, because this is a position, it seems to me, that if it is properly filled, it could easily pay for itself by increasing the income of the Department of Institutions. If the House sees fit, I would also hope that we might accomplish something with it before we leave it.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker and Members of the House: I heartily concur with Mr. Macomber and Mr. Fuller of Bangor, if there is a simple question that either one of them can answer: Where can we get the money?

The SPEAKER: The pending question before the House is on the motion of the gentleman from Lewiston, Mr. Jalbert, that the House recede and concur.

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

Mr. TOTMAN: Mr. Speaker and Members of the House: If we can afford to table our own personal bill, which is the salary for mem-

bers of the Legislature, until later in the day, or until later on, because a member of the Appropriations Committee is convinced there is going to be a way to do it, I would certainly think that we should be able to find a way to get the five or six or seven thousand dollars for a Deputy Commissioner of Institutional Service.

I think that one is certainly as good as the other. Frankly, I think the fourth item is better than the third item, and therefore I move that it be shown the same courtesy that Mr. Burgess asked for, for our own personal reasons, and be tabled until later in the day.

The SPEAKER: Does the gentleman so move?

Mr. TOTMAN: I do, Mr. Speaker.

The SPEAKER: The gentleman from Bangor, Mr. Totman, moves that the fourth unassigned matter, Bill "An Act Providing for a Deputy Commissioner of Institutional Service," House Paper 897, Legislative Document 883, lie on the table pending the motion of the gentleman from Lewiston, Mr. Jalbert, that the House recede and concur. Is this the pleasure of the House?

The motion prevailed, and the Bill was so tabled.

The SPEAKER: The Chair notes the presence in the balcony of the Hall of the House of a group of sixteen students from the Blue Hill School Seventh Grade, under the supervision of Mr. Heilsberg.

In behalf of the House the Chair extends to you a cordial and hearty welcome. (Applause)

The SPEAKER: The House may recess until the sound of the gong.

After Recess—1:12 P. M., E. S. T.

The House was called to order by the Speaker.

The House voted to take up the following papers from the Senate out of order and under suspension of the rules:

From the Senate: The following Order:

ORDERED, the House concurring, that

WHEREAS, the general fund appropriation measure has been en-

acted by both branches and signed by the governor; and

WHEREAS, the appropriations related to all departments have been fixed by that act; and

WHEREAS, it is the intent of the legislature that such appropriations should continue to express legislative intent with respect to these departments; and

WHEREAS, the Personnel Board has indicated that in order to re-establish the State pay plan on essentially the same sound and equitable basis that it was when originally adopted on March 5, 1951, it would be necessary to increase classifications in general by two ranges.

The legislature does recognize that wage and salary levels for some classes, particularly of the nursing service in institutions, may require special consideration over and above the one step wage measure provided for all classified employees.

In view of these conditions the legislature does approve the general proposition that if possible within the appropriations to all the affected departments, the wage schedules of these classes of employees may receive special consideration, but the cost incident to such liberalizations shall be limited to the economies that may be effected by the several departments involved.

With reference to the nursing service this order recognizes the general right of the Governor and Council with respect to both the contingent account and the institutional emergency funds, and in no way seeks to restrict the general authority given to the Governor and Council in appropriations from either of these funds for the problem presented by the nursing service wage scale levels (S. P. 612)

Came from the Senate read and passed.

In the House, the Order was read and passed in concurrence.

From the Senate: The following Resolution:

Resolution Commending the Department of Maine, The American Legion (S. P. 615)

RESOLVED, that the Ninety-sixth Legislature does highly commend the Department of Maine, the

American Legion, for their effective and efficient efforts to publicize the State of Maine and its products at their National Convention in Miami in 1951 and in New York in 1952, and be it further

RESOLVED, that the Ninety-sixth Legislature does most highly commend and encourage the American Legion in their plans for an exhibition at their National Convention at St. Louis in August of this year, and be it further

RESOLVED, that the activities of the American Legion in this manner have done much to benefit not only the veterans of Maine but all the citizens of this State, and be it further

RESOLVED, that the Secretary of State is hereby directed to prepare and send to the Commander, Department of Maine, the American Legion, a copy of this resolution, as an indication of the appreciation of the Ninety-sixth Legislature for its efforts in behalf of the State of Maine and all of its inhabitants.

Came from the Senate, read and adopted.

In the House, was read and adopted in concurrence.

From the Senate: The following Orders:

ORDERED, the House concurring, that the Legislative Research Committee be requested to study the problem of litter and refuse on the roadsides of the state, and to make such recommendations to the next legislature as may be deemed appropriate for the abatement of this nuisance. (S. P. 614)

Came from the Senate read and passed.

In the House:

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

Mr. McGLAUFFLIN: Mr. Speaker, that strikes me as utterly ridiculous. I move the indefinite postponement of the order.

The SPEAKER: The gentleman from Portland, Mr. McGlaufflin, moves that this order be indefinitely postponed in non-concurrence. As many as are in favor of the gentleman's motion to indefinitely postpone this order in non-concurrence will please say aye; those opposed, no.

A viva voce vote being doubted,

A division of the House was had.

Forty having voted in the affirmative and fifty-five having voted in the negative, the motion did not prevail.

Thereupon, the order received passage in concurrence.

Tabled

ORDERED, the House concurring, that the Legislative Research Committee be, and hereby is, directed to study corrupt practice laws relating to elections and political campaigns; and be it further

ORDERED, that the results of such study together with any recommendations be reported to the 97th Legislature (S. P. 617)

Came from the Senate, read and passed.

In the House:

The **SPEAKER**: The Chair recognizes the gentleman from New Limerick, Mr. Hand.

Mr. **HAND**: Mr. Speaker, in order that those of us who are on the Research Committee may have at least a few minutes to look this order over and to find out what the corrupt practice laws are, I move that this item be tabled and be taken up later in today's session.

The **SPEAKER**: The gentleman from New Limerick, Mr. Hand, moves that this order be tabled and taken up later in today's session. Is this the pleasure of the House?

(Calls of "No")

As many as are in favor of the motion of the gentleman from New Limerick, Mr. Hand, that this order lie on the table until later in today's session will please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Fifty-four having voted in the affirmative and six having voted in the negative, the motion prevailed, and the order was tabled pending further consideration.

The **SPEAKER**: For what purpose does the gentleman from Brooks, Mr. Dickey, desire recognition?

Mr. **DICKEY**: Mr. Speaker, I move this order be indefinitely postponed and the reason I ask for indefinite postponement is that this Legislature didn't see fit to give a thousand

dollars to the Election Expense Committee, which would take care of this item, and I think this order at the present time is useless.

The **SPEAKER**: The Chair will explain to the gentleman that the matter is on the table.

For what purpose does the gentleman from New Limerick, Mr. Hand, seek recognition?

Mr. **HAND**: Mr. Speaker, I ask unanimous consent to address the House very briefly.

The **SPEAKER**: The gentleman from New Limerick, Mr. Hand, requests unanimous consent to address the House? Does the Chair hear objection? The Chair hears none and the gentleman may proceed.

Mr. **HAND**: Mr. Speaker, in view of the desires expressed by the gentleman from Brooks, Mr. Dickey, that the House might now want to take some action as to whether or not they should indefinitely postpone this, I would be perfectly content to take it off the table and give him a chance to make that motion. If his motion prevails, there is nothing more to be done. If the motion doesn't prevail, then I would probably ask to put it back on the table until we could look at it.

Mr. Speaker, I ask unanimous consent to take the matter off the table at this time.

The **SPEAKER**: The Chair will state that the gentleman's motion is not in order because there has been no intervening business.

ORDERED, the House concurring, that there be prepared after adjournment of the present session, under the direction of the Clerk of the House, a Register of all Bills and Resolves considered by both branches of the Legislature, showing the history and final disposition of each Bill and Resolve, and that there be printed six hundred copies of the same. The Clerk of the House is hereby authorized to employ the necessary clerical assistance to prepare such Register.

The Clerk shall mail a copy of the Register to each member and officer of the Legislature and the State Library shall receive such number of copies as may be required (S. P. 616)

Came from the Senate read and passed.

In the House, the Order was read and passed in concurrence.

House Order Out of Order

The SPEAKER: For what purpose does the gentleman from South Portland, Mr. Fuller, desire recognition?

Mr. FULLER: Out of order and under suspension of the rules I present an order and move its passage, and after the order is read I would like to make a few remarks.

The SPEAKER: Out of order and under suspension of the rules the gentleman from South Portland, Mr. Fuller, presents an order and moves its passage. The Clerk will read the order.

ORDERED, that the Clerk of the House be paid for his services in connection with the preparation and printing of the Register of Bills that he was directed to have prepared by Joint Order, S. P. 616, an amount equal to four-fifths of the weekly salary received by him at the regular session.

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

Mr. FULLER: This order, Ladies and Gentlemen of the House, is the same identical order that was passed in 1947, 1949 and 1951. It will require the greater part of a week to work out by the Clerk and his staff, and I wanted you to know that before you voted on the passage of the order. It is just a routine order to give the Clerk what is due him for making up this booklet which you will all find very valuable.

Mr. Speaker, I move the passage of the order.

The SPEAKER: On motion of the gentleman from South Portland, Mr. Fuller, is it the pleasure of the House that this order receive passage?

The motion prevailed and the order received passage.

The SPEAKER: For what purpose does the gentleman from Augusta, Mr. Albert, desire recognition?

Mr. ALBERT: Mr. Speaker, out of order and under suspension of the rules I present an order and move its passage.

The SPEAKER: The gentleman from Augusta, Mr. Albert, presents an order, out of order and under suspension of the rules, and moves its passage.

The Clerk will read the order.

ORDERED, that the Speaker of the House be presented with the desk and chair used by him in his office during the present session.

The CLERK: Is it the pleasure of the House that the order receive passage?

(Calls of "Yes")

The order receives unanimous passage. (Applause)

The following Resolve and Bills on their passage to be enacted were taken up out of order and under suspension of the rules:

Finally Passed

Resolve Authorizing Alfred Howard Sr. and Ethel M. Howard of Bingham to Sue the State of Maine (H. P. 1171) (L. D. 1326)

Passed to Be Enacted

An Act Amending the Water Improvement Commission and Creating Standards of Classification (S. P. 538) (L. D. 1451)

An Act relating to Duties of Parole Board (H. P. 824) (L. D. 855)

An Act relating to Bounty on Bears (H. P. 1043) (L. D. 1185)

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

The SPEAKER: The Chair will inquire if there is any matter now on the table that any member wishes to take from the table at this time?

The Chair recognizes the gentleman from New Limerick, Mr. Hand.

Mr. HAND: Mr. Speaker, if I would be in order now I would move that we take from the table the order just tabled by me. I don't remember the title of it.

The SPEAKER: The gentleman from New Limerick, Mr. Hand, moves that the order in connection with the Legislative Research Committee being directed to study the corrupt practices law relating to

elections and political campaigns, Senate Paper 617, be now taken from the table. Is this the pleasure of the House?

The motion prevailed.

The SPEAKER: The Chair recognizes the gentleman from New Limerick, Mr. Hand.

Mr. HAND: Mr. Speaker, my only interest in tabling this, as I stated before, I didn't want this order to go under the hammer until the members of the committee had had an opportunity to discuss it. Now, apparently, there is some feeling concerning the order in the House and I think it might be proper that this House decide whether or not they are interested at all in passing an order dealing with this particular subject matter.

I think that once the House has determined that, that the members on the committee might still accomplish the things they wish to do by moving to retable after that has been decided.

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

Mr. DICKEY: Mr. Speaker, I am sorry I was out of order before. I now move the indefinite postponement of this order. It isn't anything that is very close to my heart but as I stated before you will have an Election Expense Committee and the last Election Expense Committee, of which I was a member, worked several days on trying to clarify the election laws and you did pass in this House a bill of four or five pages in clarification and later you did decide not to raise the \$1,000 for the expenses of this committee, who will have to meet two or three times and I might say that the Election Expense Committee met this year for the first time that it had met, I believe, in thirteen years when the law was put on the books.

I think the Election Expense Committee could take care of the situation and if any matters arise they can note them down and recommend to the next Legislature.

Therefore, I feel that this order is useless and a waste of time for another body, the Research Committee. I haven't any objection to the Research Committee studying it but I think this order is useless.

Therefore, the reason for my motion and I so move.

The SPEAKER: The gentleman from Brooks, Mr. Dickey, moves that this order be indefinitely postponed.

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

Mr. McGLAUFLIN: Mr. Speaker, I stated yesterday or the day before that we have been making the Research Committee the dumping ground for almost every foolish idea that comes up. I am going along with the gentleman from Brooks, Mr. Dickey, for the indefinite postponement of this order.

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

Mr. TOTMAN: Mr. Speaker and Members of the House: I think those of us who did introduce bills this session to try in our honest opinion to clean up any past abuses or to prevent any future abuses have certainly got more interest in this order than possibly the average member of the House. I sponsored a bill to limit campaign expenses because I sincerely believe that with the coming of television along with radio and newspapers, that the day of high-priced campaigns is just around the corner.

If I recall correctly, I believe another member of this House, the gentlewoman from Rumford, Miss Cormier, introduced a bill to try to regulate the practices in political campaigns.

As far as this order is concerned, I certainly agree with the gentleman from Portland, Mr. McGlauffin. I think the Legislative Research Committee is a dumping ground not only for silly orders but sometimes a place where a frustrated legislator if he doesn't win in the House or the Senate can possibly continue his name by getting the Legislative Research Committee to dig into his pet problem. I do not mean to say by that that whoever is responsible for this order has any personal motives.

I feel that my bills and other bills are trying to tackle a serious problem. However, I will say this, your Judiciary Committee heard the bills; your Judiciary Committee,

if I am not mistaken, is one of the most astute and critical committees of legislation that this Legislature possesses and has some of the best legal minds. Evidently, they felt that none of the bills introduced were either needed or of sufficient merit at this time and if this order goes through, it appears to me that you are trying to get some other body to tell the Judiciary Committee of the 97th Legislature that there is a need. I should think that the next Judiciary Committee of the 97th Legislature could decide all by itself without cramming the Legislative Research Committee up with perhaps unnecessary study.

Now, my mind isn't closed on it. If whoever introduced this order wants to fight for it maybe they can convince me that they ought to study it but offhand I want to go along with Mr. McGlaulin. I don't like this idea of making the Research Committee a dumping ground.

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

Mr. ALBEE: Mr. Speaker and Members of the House: I would like to ask a question through the Chair if I may of any of the legal minds in the House here as to just what they mean by "election corrupt practices acts" which is referred to in this order.

The SPEAKER: The gentleman from Portland, Mr. Albee, asks a question through the Chair. Any member may answer if he chooses.

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

Mr. McGLAULIN: The Lord only knows, Mr. Speaker.

The SPEAKER: The House will be in order. The Chair recognizes the gentleman from Saco, Mr. Fitanides.

Mr. FITANIDES: Mr. Speaker, I would like to answer the question if I may or attempt to. I believe that this order, I didn't put it in, I don't know who did, but in our statutes we have a chapter that refers to elections and sections that refer to what you can do and what you can't do during a political campaign and I think that is what they are referring to. Now, several bills came before our committee and I feel that they were

turned down because they became political issues and the general consensus of opinion, I don't think I am wrong in saying this, they turned them down because there was a political problem between two parties and then the second reason was, they say they can't enforce them anyhow. They are on the books but they are like the Blue Laws, they don't bother to chase them down. I suppose whoever put this order in wants to straighten out our statutes. I don't know.

The SPEAKER: The question before the House is on the motion of the gentleman from Brooks, Mr. Dickey, that this order be indefinitely postponed.

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

A division of the House was had. Seventy-seven having voted in the affirmative and thirteen having voted in the negative, the motion prevailed and the Joint Order was indefinitely postponed in non-concurrence and sent up for concurrence.

The SPEAKER: For what purpose does the gentleman from Auburn, Mr. Jacobs, desire recognition?

Mr. JACOBS: Mr. Speaker, I would like to ask if the sixth unassigned matter has been disposed of.

The SPEAKER: The gentleman from Auburn, Mr. Jacobs, moves that the sixth tabled and unassigned matter be taken from the table. Is this the pleasure of the House?

The motion prevailed.

The Chair then laid before the House the sixth tabled and unassigned matter, Bill "An Act relating to Officers and Employees of the Legislature", Senate Paper 583, Legislative Document 1523, tabled on May 7 by the gentleman from Auburn, Mr. Jacobs, pending further consideration. (In the Senate indefinitely postponed. In the House passed to be engrossed as amended by House Amendment "A".)

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

Mr. JACOBS: Mr. Speaker, I move that we insist and ask for a committee of conference on this matter.

The SPEAKER: The gentleman from Auburn, Mr. Jacobs, moves that the House insist and ask for a committee of conference. Is this the pleasure of the House?

The motion prevailed.

The SPEAKER: On the disagreeing action of the two branches of the Legislature on Senate Paper 583, Legislative Document 1523, Bill "An Act Relating to Officers and Employees of the Legislature," the Chair appoints the following conferees on the part of the House: the gentleman from Auburn, Mr. Jacobs; the gentleman from Liberty, Mr. Cole; the gentleman from Guilford, Mr. Campbell.

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

Mr. TRAFTON: Mr. Speaker, I would like to take the second unassigned matter from the table and yield to the gentleman from South Portland, Mr. Berry.

The SPEAKER: The gentleman from Auburn, Mr. Trafton, moves to take from the table the second tabled and unassigned matter, which was retabled by that gentleman this morning. Is this the pleasure of the House?

The motion prevailed.

The SPEAKER: The Chair lays before the House Bill "An Act relating to Maine Soldiers and Sailors in the War with Spain", House Paper 398, Legislative Document 452, which was tabled pending third reading.

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

Mr. BERRY: Mr. Speaker and Members of the House: I would like, at this time, to express my sincere thanks for having this bill tabled in order that I might prepare an amendment. Before I present this amendment, I would like to make a few remarks to this Legislature relative to the merits of this bill. In order to do that, I am going back over a period of years,

perhaps more years than the most of you can remember. Very few members of this House can remember back to that date.

I am going to take you back, ladies and gentlemen of the House, to the night of February 15, 1898. I don't believe that many of you recollect what occurred on that night at 8:45. That is the night the battleship "Maine", named for our State, was blown up while on a friendly mission in the harbor of Havana, Cuba. That, while not the direct cause of the Spanish-American War, helped out considerably. At that time, shortly after that, President McKinley, our Commander in Chief and President of our country called for volunteers, he called for 250,000 volunteers. Overnight an army of 486,000 all volunteered. The State of Maine at that time had two regiments, namely the First and Second Maine Infantry. In addition to that, they had a company of reserves. Shortly after that they formed the Second Battalion of heavy artillery. We were quartered at that time, the latter part of April, at Camp Powers. The camp was named for the then Governor of the State, Governor Llewellyn Powers. In fact we were in the same position that the Adjutant General's office is today on the top of the hill. On May 1, 1898, the regiments were notified that the Governor and his staff were to review the regiments at dress parade that night and that he had a message that he wanted to deliver to the boys who had volunteered. Well, the most of us being young fellows, some of us were very young at that time, kind of wild, and we were pretty much worried during the day as to what was going to transpire that night. I, for one, was worried very much but when the Governor delivered his message I was happily surprised. He complimented the officers and men on their appearance and this is as near as I can remember his statement. He said: "Boys, shortly you will be mustered into the federal service. Now, a great many of you are sons and relatives of the boys of '61 to '65, namely the Civil War Veterans." He said: "At that time the State paid those boys a

bonus of \$100. I believe that you should receive the same." He said: "I have taken this matter up with my executive council and they agree with me but we find that the State has not the money at this time. Therefore, I am putting at the disposal of the State my personal check for an amount to give each of you boys \$22 and when you return you will be reimbursed the other \$78."

Now, we waited for a number of years. We were all young men, hale and hearty, most of us had good jobs considering jobs as they were at that time. So we waited and we waited. After a period of years, I was out of the state several years, myself, and didn't pay much attention to it. I was in Massachusetts at the time the first bill was brought up to pay that \$78. I forget just who it was at that time but it has been brought up five or six times. This is the second time that I have brought the bill up myself. Each time that bill has passed the House but it has been turned down in the Senate with the explanation that the State was broke.

So, ladies and gentlemen, I leave it to you if you think the State of Maine ever was broke at any time. This happened, the Spanish War was back in the 69th Legislature. We have been waiting all of that length of time. It would have cost the State of Maine, at that time, \$100, a little over a half a million dollars.

The bill that I introduced this year for \$25,000 would be ample to pay the amount at this date. After I put that bill in, I received word yesterday that the fourteenth Spanish War Veteran had passed away since I put that bill in. The Department Adjutant of the Department in Maine has told me that it would require possibly from \$20,000 to \$23,000 at the present time to pay that bill. Since I have been here, over the weekends I have been home, a lot of people have come to me and said: "Why don't you put it to us? We believe that that bill should be paid."

Therefore, Mr. Speaker and Members of the House, I am presenting House Amendment "A" to House

Paper 398, Legislative Document 452, and move its adoption.

The SPEAKER: The gentleman from South Portland, Mr. Berry, offers House Amendment "A" to Legislative Document 452 and moves its adoption. The Clerk will read House Amendment "A".

The CLERK:

HOUSE AMENDMENT "A" to H. P. 398, L. D. 452, Bill "An Act Relating to Maine Soldiers and Sailors in the War with Spain."

Amend said Bill in section 3 by inserting before the word "general" the words 'unappropriated surplus of the'

Further amend said Bill by adding at the end thereof the following referendum clause:

Referendum; effective date. The aldermen of cities, the selectmen of towns and the assessors of the several plantations of this state are hereby empowered and directed to notify the inhabitants of their respective cities, towns and plantations to meet in the manner prescribed by law for calling and holding biennial meetings of said inhabitants for the election of senators and representatives, at the next general or special state-wide election, to give in their votes upon the acceptance or rejection of the foregoing act, and the question shall be: "Shall 'An act Relating to Maine Soldiers and Sailors in the War with Spain,' passed by the 96th legislature, be accepted?"

And the inhabitants of said cities, towns and plantations shall vote by ballot on said question, those in favor of the act voting "Yes" upon their ballots and those opposed to the act voting "No" and the ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings, and returns made to the office of the secretary of state in the same manner as votes for governor and members of the legislature, and the governor and council shall count the same and if it shall appear that a majority of the inhabitants voting on the question are in favor of the act, the governor shall forthwith make known the fact by his proclamation, and the act shall thereupon become effective as of the date of said proclamation if there are sufficient funds in the

unappropriated surplus to carry out the purposes of the foregoing act; otherwise the act shall not become effective.

Secretary of state shall prepare ballots. The secretary of state shall prepare and furnish to the several cities, towns and plantations ballots and blank returns in conformity with the foregoing act, accompanied by a copy thereof.

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

The SPEAKER: The Chair will inquire if there are any other tabled matters—

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

Mr. ALBERT: Mr. Speaker, I move that we take from the table at this time Bill "An Act to Authorize Issuance of Bonds in the Amount of Twenty Million Dollars for Bonus to Maine Veterans of World War II and Korean Campaign."

The SPEAKER: The gentleman from Augusta, Mr. Albert, moves to take from the table House Paper 1132, Legislative Document 1282, and accompanying papers which were tabled by that gentleman earlier in today's session until this afternoon's session. Is this the pleasure of the House?

The motion prevailed.

The SPEAKER: The gentleman may continue.

Mr. ALBERT: Mr. Speaker I move that the House do now insist on its former action and ask for a committee of conference.

The SPEAKER: The gentleman from Augusta, Mr. Albert, moves that the House insist on its former action and request a committee of conference.

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

Mr. FOGG: Mr. Speaker and Members of the House: I suppose it might be considered kind of hopeless to talk about a bonus for World War II when the Spanish American War bonus hasn't been paid yet, but as the leader of the Democratic minority of this Legislature I want to state that it is our belief that the veterans of Maine should be paid a bonus. It is furthermore our be-

lief that the people themselves should have the right to determine whether or not they are going to pay this bonus. This is a case of the people paying a bonus to their sons, their brothers and relatives who have been in the army. I think that the people, themselves, should have a right to determine that.

It has been said that this bill does not comply with the Constitution. It does seem funny to me that this bill should go through the committee composed of members of the legal profession and nobody discovers that it doesn't conform with the Constitution. I can't seem to see the logic to that. I know that this House with its Republican majority can determine whether or not any bill which is before it should not pass. For that reason, I want to say this: If this bill does not pass this Legislature, we do not feel that it is the responsibility of the Democratic Party. We feel that it is the responsibility of the Republican Party. For that reason, I hope that we do vote to go along with our former action and try to pass this bill.

The SPEAKER: The Chair recognizes the gentleman from Saco, Mr. Fitantes.

Mr. FITANIDES: Mr. Speaker and Members of the House: I signed on the majority report in favor of this bonus bill and I would like at this time to clarify a few things that were confused in the other branch. As I understand it, the Senator from Cumberland, Mr. Chase, got up and tried to show that this was unconstitutional, which was wrong. I disagree with him and I have spoken to a very prominent attorney and discussed it with him and he seems to think as I do.

Senator Chase brought in this section of our Constitution. It refers to referendum approved measures suspended if funds inadequate. That is the marginal explanation of the paragraph and I would like to read it and explain it to the House. In case Senator Chase has spoken to any of the members and tried to convince them that the thing is unconstitutional, I think it is only fair that we know what is going on. "If there is any measure referred to the people and ap-

proved by a majority of the votes given thereon shall, unless a later date is specified in said measure, take effect and become a law in 30 days after the Governor has made public proclamation of the result of the vote on said measure, which he shall do within 10 days after the vote thereon has been canvassed and determined, provided, however, that any such measure which entails expenditure in an amount in excess of available and unappropriated state funds shall remain inoperative until 45 days after the next convening of the legislature in regular session unless the measure provides for raising new revenue adequate for its operation."

Now, that is the point that he brought out and he also pointed out to the Senate that he didn't think that there was money enough in the general fund for our bill here. The Legislative Document that covers this reads: "Beginning April 1, 1955 and for each and every succeeding year for 19 years there shall be appropriated from the general fund a sum sufficient for the redemption of such bonds to an amount not exceeding \$1,000,000 per year and such additional sum as may be required for the payment of interest on all such bonds outstanding."

Now, all we are attempting to do with this bill is send it to the people and let them vote on it. If they feel that a bonus should be paid and there isn't enough money in the general fund, then it will remain inoperative for 45 days after the next regular session, which will be the next Legislature. And I think he is wrong when he questions the constitutionality of this and I don't think there will be any harm done even if I am wrong if it goes to the people and comes back. I hope you will go along with the motion of the gentleman from Augusta, Mr. Albert.

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

Mr. TRAFTON: Mr. Speaker and Members of the House: I hope you will vote against this measure on its merits and not on any constitutional grounds. When the vote is taken, Mr. Speaker, I request a division.

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

Mr. ALBERT: Mr. Speaker and Members of the House: I want to point out at the outset this is certainly not a party issue, although it seems that way today. The opponents to this resolve have offered a lot of criticism but none of them have come forth with constructive criticism. They have all pointed to the flaws in the bill, the loopholes in it, but no one was willing to give us a hand to plug those loopholes, and that is why I requested a committee of conference and I hope you will go along with me.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Dumais.

Mr. DUMAIS: Mr. Speaker and Members of the House: I was instrumental in presenting a bonus bill here. It had been my ambition ever since I was stuck in the Bulge, that should I live through it and come back here I would present a bonus bill and I hoped it would go through.

I was here in 1946. There were five hundred of us at that time. We were asking for a bonus. They told us at that time they would pay us a bonus if we would vote ourselves a tax. Since that time we have had the cigarette tax, tobacco tax, sales tax, and what have you to tax, but no one has ever mentioned a word about paying the veterans a bonus.

I have heard here a lot of arguments that have made me boil. This is the only measure that I had my heart and soul in, and should it be beaten at this time, rest assured that I will try to come back and fight for it. I do not care to carry any other bill in this House, but this one will stay with me.

I have heard criticism here of the veterans not needing a bonus. Incidentally, since I have put this bonus bill through, I have spoken with V.F.W.'s and Legion Posts everywhere, and I have had letters and comment from almost everybody. You have seen a young fellow come in before this committee, —most of you have read the Portland paper—when he told you that you were taking three million dollars and you were going to build

an office building here. I don't care right at this moment if you do, but if you make the ceiling twelve feet thick of solid concrete, you will see the teardrops come down the wall.

I wish to say now that I have heard also from some of these people who have criticized this bonus, that the veterans did not want a bonus, that there was no call for one. I know better. I realize today that the boys that were in the service with me are married, they are bringing up a family, and they cannot afford to come up here, two or three or four hundred, and wait for someone to get up and say, "This is tabled," and then lose a day's work. They have kids now and they have to support them.

I know what it means to a lot of boys. There are fifteen thousand boys that have gone into the service since this Korean action has started, and I sincerely believe that they would appreciate a bonus when they come back. Every state in New England has paid a bonus. Even Vermont has given its soldiers \$130, and you did not hear them welsh too much about it. I think that we in the State of Maine here are tagging right behind the times. I do not want to prolong the session any longer, but let me assure you that I am very sorry that it came up here so late, because we would have had some support here. Every post of Veterans of Foreign Wars that I have spoken to in the past two or three weeks has advocated this bonus. Some people do not, but they are pretty well off. I personally do not care myself whether I have a bonus, but I know plenty of young fellows do, that are having a tough time and tough sledding right now.

I heard someone comment here: Why should we take care of the veterans of World War II or the Korean veterans? But let me tell you something: if they are getting some help from the federal government, thank the good Lord that they are getting some help from the federal government, because if they really depended on us, we, the people of the State of Maine, rest assured that they would have very little to eat tomorrow morning. I wish to state now that I have had

this thing here and I have talked with every one that was on the Judiciary Committee that have voted in favor of this, they have taken the two measures, Mr. Albert's measure and mine, and they have come up with the best conclusion which they saw fit to present to the people.

We sit over here, approximately 140 at a time and endorse a measure like this, and one man—one man—from the other body will get up and say to the eight people that were on the Judiciary Committee that they are wrong, that they drew this bill wrong, that it is not constitutional. Well, sometimes I don't know just what our constitution is made of, when a man who is not even a lawyer can come up—and we are supposed to have the best, the very best lawyers, such as Senator Reid and a lot of others on our Judiciary Committee, who are broad-minded enough to come forward and give us a ruling on this, a vote of eight to two—and then we have one man who is not even a lawyer and he turns around and says it is unconstitutional.

I am telling you now—Mr. Berry has spoken the exact words when he said, "If it was not for the federal government I guess the Spanish American War veterans would be pretty bad off." We would be, too, the veterans of World War II. These kids that you are taking out of High School today, that you are sending out to the front, what have they got? They have not learned any job, they are not like me. I had a job before I went in there. I was a ferry pilot in the Royal Air Force. I came to this country and I went into the infantry. And now, to sum it all up, we have been told and told and told that everybody is in favor of a bonus. I wish that somebody would get up and tell the press and tell the veterans that they will never get a bonus out of the State of Maine and let it drop right there.

I hope that Mr. Albert, through his efforts, and through the members of this House here, will request that we have a committee of conference and that some good will result from it. Thank you.

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

Mr. LOW: Mr. Speaker and Members of the House: For whatever I represent in the Republican Party I am willing to assume the responsibility of turning this measure down. It is not constructive, it cannot be made constructive, and I hope that the motion of the gentleman from Augusta (Mr. Albert) fails.

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

Mr. LEGARD: Mr. Speaker and Members of the House: I wish to go along with the gentleman from Augusta, Mr. Albert. The State of Maine saw fit to give the veterans of World War I, of which I am one, a hundred dollars. As I understand this bill, it is submitted to the public to vote whether we should continue that practice. I wish to go along with my friend, the gentleman from Augusta, Mr. Albert.

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

Mr. COTE: Mr. Speaker and Members of the House: When the vote is taken I move it be taken by a yea and nay vote.

The SPEAKER: The gentleman from Lewiston, Mr. Cote, requests a yea and nay roll call.

The Chair recognizes the gentleman from Mexico, Mr. Small.

Mr. SMALL: Mr. Speaker, I did not vote for the bonus. The people that I represent knew before I came down here that I would not vote for a bonus, and if it goes to the people I still will not expect—I reserve the right to change my vote when I get there, but I do not expect that I will vote for a bonus. And yet I will agree with these gentlemen that in this matter of state-wide interest I think it is only fair that we give the people of the State of Maine the right to say for themselves whether they want to do that or not. I speak for myself; I voted my own belief; I knew that it was contrary to the people that I represented or those that spoke to me. They could not change my opinion on it. But I hope that the people of the State of Maine do get a right to vote upon it, and then they will

have said yes or no to it. I am also not ashamed to go on the list of yeas and nays, and I hope that that motion predominates.

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

Mr. ALBERT: Mr. Speaker and Members of the House: I wish to point out to you that you are not voting whether you are going to pass this bonus or not; you are simply voting on whether you will allow me to join the other body in a committee of conference. I certainly do not care for the yeas and nays at this stage.

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

Mr. FULLER: Mr. Speaker and Members of the House: I certainly believe that we should have a committee of conference with the other branch to see if we can settle what seems to be a technical point which has nothing to do with the merits of the matter. It is the meaning of these words, "in excess of available and unappropriated State funds."

It appeared to me that L. D. 1282 provided for the raising of the funds and provided for what should be done with them afterwards, so that this provision of the Constitution is not involved at all. That probably could be ironed out in a committee of conference, and I would like to see that done.

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

Mr. MCGLAULIN: Mr. Speaker, as you all know, I signed the minority report that this ought not to pass, but on the request of the gentleman from Augusta, Mr. Albert, for a committee of conference, I have no objection, and I think that we should have this committee of conference.

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

Mr. COTE: Mr. Speaker, I withdraw my motion.

The SPEAKER: The Chair understands that the gentleman from Lewiston, Mr. Cote, withdraws his request for a roll call.

Is the House ready for the question?

The question before the House is on the motion of the gentleman from Augusta, Mr. Albert, that the House insist on its former action and request a committee of conference in connection with Bill "An Act to Authorize Issuance of Bonds in the Amount of Twenty Million Dollars for Bonus to Maine Veterans of World War II and Korean Campaign" (H. P. 1132) (L. D. 1282). The gentleman from Auburn, Mr. Trafton, requests a division.

As many as are in favor of the motion of the gentleman from Augusta, Mr. Albert, that the House insist on its former action and request a committee of conference will please 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: One hundred and one having voted in the affirmative and three having voted in the negative, the motion to insist and request a committee of conference prevails.

On the disagreeing action of the two branches of the Legislature on H. P. 1132, L. D. 1282, Bill "An Act to Authorize Issuance of Bonds in the Amount of Twenty Million Dollars for Bonus to Maine Veterans of World War II and Korean Campaign", the Chair appoints the following conferees on the part of the House: The gentleman from Augusta, Mr. Albert; the gentleman from Lewiston, Mr. Dumais; the gentleman from Bath, Mr. Legard.

The SPEAKER: At this time the Chair will appoint as provided in L. D. 419, those members on the part of the House on Resolve Providing for the Revision of the Statutes: the gentleman from Portland, Mr. McGlauffin; the gentleman from Limestone, Mr. Burgess; the gentleman from Saco, Mr. Fitanides.

Mr. McCLUSKEY of Warren: Mr. Speaker - - -

The SPEAKER: For what purpose does the gentleman from Warren, Mr. McCluskey, desire recognition?

Mr. McCLUSKEY: I would like to make a motion.

The SPEAKER: The gentleman from Warren, Mr. McCluskey, requests unanimous consent to make

a motion. Does the Chair hear objection? The Chair hears none and the gentleman may proceed.

Mr. McCLUSKEY: Mr. Speaker, I move that the Speaker request all members of the Majority Party to stand and give all members of the Minority Party a round of applause and a vote of thanks for their intelligent legislation, splendid co-operation, superb sportsmanship, and their spirit of fair play in all matters that have come before the House during this session.

The SPEAKER: You have heard the motion of the gentleman from Warren, Mr. McCluskey.

The motion prevailed and the members of the Majority Party arose and applauded.

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

Mr. FOGG: Mr. Speaker and Members of the House: I want to thank you very much for your show of appreciation of the Democrats here that you have just shown us. I want to thank the Republicans for the spirit which they have shown to the Democrats in this session. I think that you have been more than fair to us, in fact you almost passed two bills, one in particular, which were definitely labeled Democratic bills, and I do not think we should ask much more of the Republican Party than that. I think that the Democratic members of this House should get up and give a rousing cheer for the Republican members of this House. (Applause, members of the Minority Party rising)

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

Miss CORMIER: Mr. Speaker, may I say that there is only one thing that I regret in that vote. I notice that one of my good Democrats, one of my best friends, the gentleman from Machiasport, Mr. Hanson, stood with the Republicans. I wonder if we have lost him. (Laughter and applause)

The SPEAKER: The Chair recognizes the gentleman from Hodgdon, Mr. Williams.

Mr. WILLIAMS: Mr. Speaker, out of order and under suspension of

the rules, I ask permission to address the House.

The SPEAKER: The gentleman from Hodgdon, Mr. Williams, requests unanimous consent to address the House. Does the Chair hear objection? The Chair hears none and the gentleman may proceed.

Mr. WILLIAMS: Mr. Speaker and Members of the House: Some of you members will remember when the 95th Legislature met the State was financially bankrupt, they did not have money enough to pay the members their salaries for a while. However, we passed the sales tax and that produced money enough to start several investigations. During the next two years we saw a lot in the papers about the Carroll case, the running horse scandals and the wine investigations. When the 96th Legislature met we seemed to be morally bankrupt. It was expected that this Legislature would clean up the dark corners and return the State to constitutional law so dear to the heart of my good friend, the gentleman from Portland, Mr. McGlauffin.

Now Jim Archibald didn't come up with much we didn't already know about Carroll. The ponies still run at Scarborough Downs. We had a hard job to get the Bird Report and we never got a hundred and thirty pages, which must have contained the valuable part, if it had any value. They say the definition of metaphysics is "a blind man in a dark room at midnight, hunting for a black cat that is not there." We are still in the dark about the whole thing. The guilty are still hidden and go unpunished.

Now a question I would like to ask, directed to any member who cares to answer is: What am I going to tell my people when I go home was the reason the Republican party didn't clean house and take a fresh start? Thank you. (Applause)

The SPEAKER: The gentleman from Hodgdon, Mr. Williams, requests information through the Chair.

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

Mr. ALBEE: Mr. Speaker, I would like to just comment on the words that the gentlewoman from Rum-

ford, Miss Cormier, said, that the gentleman from Machiasport (Mr. Hanson) stood up with the Republican side. I would like to inform her that he made a statement here just a week or so ago that both the Republicans and Democrats sent him down here. I think that is why he stood up.

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

Mr. ALBERT: Mr. Speaker, may I approach the rostrum?

The SPEAKER: The gentleman may.

The House will be at ease until the sound of the gong.

House at Ease

The House was called to order by the Speaker at 3:30 P. M., E. S. T.

The CLERK: Prior to the taking up of Senate papers, the Clerk has four conference reports as follows:

Conference Committee Report

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature, on Resolve in favor of the Town of Freeport (H. P. 500) (L. D. 1177) reporting that the Senate recede from its action whereby it accepted the Majority "Ought not to pass" Report of the Committee and concur with the House in accepting the Minority "Ought to pass" Report and pass the Resolve to be engrossed.

(Signed)

Messrs. POTTER of Medway
TUTTLE of Pownal
GATES of Millinocket

— Committee on
part of House

HASKELL of Penobscot
PARKER of Piscataquis

Mrs. KAVANAGH
of Androscoggin
— Committee on
part of Senate

Report was read and accepted and sent up for concurrence.

Conference Committee Report

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature, on Resolve in favor of the Town of

Medway (H. P. 63) (L. D. 1176) reporting that they are unable to agree.

(Signed)

Messrs. POTTER of Medway
TUTTLE of Pownal
GATES of Millinocket
— Committee on
part of House

HASKELL of Penobscot
PARKER of Piscataquis

Mrs. KAVANAGH
of Androscoggin
— Committee on
part of Senate

Report was read and accepted and sent up for concurrence.

Conference Committee Report

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature, on Resolve in favor of Eastern Maine General Hospital of Bangor (H. P. 634) (L. D. 656) reporting that they are unable to agree.

(Signed)

Messrs. POTTER of Medway
CENTER of Standish
FULLER of Bangor
— Committee on
part of House

COLLINS of Aroostook
HANSON of Washington
SINCLAIR of Somerset

— Committee on
part of Senate

Report was read and accepted and sent up for concurrence.

Conference Committee Report

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature, on Resolve to Reimburse the Town of Jefferson for Conveyance of School Children (H. P. 719) (L. D. 1368) reporting that they are unable to agree.

(Signed)

Messrs. CHASE of Whitefield
TUPPER of Boothbay
Harbor
— Committee on part of House

HASKELL of Penobscot
WARD of Penobscot
CHASE of Cumberland

— Committee on part of Senate

Report was read and accepted and sent up for concurrence.

Conference Committee Report

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature, on Bill "An Act relating to Officers of the Legislature" (S. P. 583) (L. D. 1523) reporting that the House recede from its action whereby it passed the Bill to be engrossed as amended by House Amendment "A" and its action whereby House Amendment "A" was adopted; adopt Conference Amendment "A" to House Amendment "A", adopt House Amendment "A" as amended and pass the Bill to be engrossed as so amended; and the Senate recede from its action whereby it indefinitely postponed the Bill, adopt House Amendment "A" as amended by Conference Amendment "A" thereto and pass the Bill to be engrossed as so amended.

(Signed)

Messrs. JACOBS of Auburn
CAMPBELL of Guilford
COLE of Liberty
— Committee on part of House
COLLINS of Aroostook
SINCLAIR of Somerset
HASKELL of Penobscot
— Committee on part of Senate

Report was read and accepted. Conference Amendment "A" to House Amendment "A" was read by the Clerk as follows:

CONFERENCE AMENDMENT "A" to HOUSE AMENDMENT "A" to S. P. 583, L. D. 1523, Bill "An Act Relating to Officers and Employees of the Legislature."

Amend said amendment by striking out the figure "3" in the fourth line of the amendment and insert the figure "2".

Further amend said amendment by striking out all of the last two paragraphs of the Bill beginning with "Sec. 5."

Thereupon, the House voted to recede from its action whereby it passed the Bill to be engrossed as amended by House Amendment "A" and from its action whereby House Amendment "A" was adopted.

Conference Amendment "A" to House Amendment "A" was adopted and House Amendment "A" as amended by Conference Amendment "A" thereto was adopted and the Bill as amended by House

Amendment "A" as amended by Conference Amendment "A" there-to was passed to be engrossed in non-concurrence and sent up for concurrence.

The House voted to take up out of order and under suspension of the rules:

House Report of Committee Ought Not to Pass

Mr. Cole from the Committee on Appropriations and Financial Affairs reported "Ought not to pass" on Bill "An Act relating to Salaries of Certain Department Heads" (H. P. 1035) (L. D. 1179) as it is covered by other legislation.

Report was read and accepted and sent up for concurrence.

Papers from the Senate

The House voted to take up out of order and under suspension of the rules the following additional papers from the Senate:

Non-Concurrent Matter

An Act relating to the State Personnel Board (H. P. 654) (L. D. 697) which was passed to be enacted in the House on May 7, and passed to be engrossed as amended by Senate Amendment "A" on May 6.

Came from the Senate passed to be engrossed as amended by Senate Amendments "A" and "B" in non-concurrence.

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

SENATE AMENDMENT "B" to H. P. 654, L. D. 697, Bill "An Act Relating to the State Personnel Board."

Amend said Bill by striking out the stricken out figure and underlined figure "\$10 \$15" in the last sentence of the 1st paragraph of that part designated "Sec. 3." and inserting in place thereof the figure "\$10".

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

Miss STEEVES: Mr. Speaker, I move that we concur with the Senate in the adoption of Senate Amendment "B" and that the Bill be passed to be engrossed.

The SPEAKER: The gentlewoman from Lincoln, Miss Steeves, moves that the House recede from its former action whereby it passed the Bill to be enacted on May 7 and also recede from its action whereby it passed this Bill to be engrossed as amended by Senate Amendment "A" on May 6, and that the House adopt Senate Amendment "B" and pass this Bill to be engrossed as amended by Senate Amendment "A" and Senate Amendment "B" in concurrence. Is this the pleasure of the House?

The motion prevailed.

Non-Concurrent Matter

Bill "An Act relating to Maine Soldiers and Sailors in the War with Spain" (H. P. 398) (L. D. 452) on which the House substituted the Bill for the "Ought not to pass" Report of the Committee on May 7, and passed the Bill to be engrossed as amended by House Amendment "A" earlier in the day.

Came from the Senate with the Report read and accepted in non-concurrence.

In the House: The House voted to recede and concur in the acceptance of the "Ought not to pass" Report of the Committee.

Senate Conference Report

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature, on Bill "An Act relating to Real Estate Brokers and Salesmen" (S. P. 26) (L. D. 14) reporting that they are unable to agree.

(Signed)

Mr. REID of Kennebec
Mrs. KAVANAGH of Androscoggin

Mr. DENNETT of York
—Committee on
part of Senate

Messrs. SANFORD of Dover-Foxcroft
FITANIDES of Saco
TURNER of Auburn

—Committee on
part of House

Came from the Senate with the Report rejected and that body ask-

ing for another Committee of Conference.

In the House: Report was read.

The SPEAKER: The Chair recognizes the gentleman from Hodgdon, Mr. Williams.

Mr. WILLIAMS: Mr. Speaker, I move we adhere.

The SPEAKER: The gentleman from Hodgdon, Mr. Williams, moves that the House adhere.

The Chair recognizes the gentleman from Yarmouth, Mr. Henry.

Mr. HENRY: Mr. Speaker, while I am a long ways from being convinced that the gentleman from Dover-Foxcroft, Mr. Sanford, and the gentleman from Auburn, Mr. Turner, are right in their arguments on this bill, I still for the good of the order adhere to that motion.

The SPEAKER: The question before the House is on the motion of the gentleman from Hodgdon, Mr. Williams, that the House adhere. Is this the pleasure of the House?

The motion prevailed.

From the Senate: The following Communications:

STATE OF MAINE
SENATE CHAMBER

May 8, 1953

Hon. Harvey R. Pease
Clerk of the House
of Representatives
96th Legislature
Sir:

The President of the Senate today appointed the following conferees on the part of the Senate on the disagreeing action of the two branches of the Legislature on:

Resolve in favor of the Town of Liberty (H. P. 637) (L. D. 1356)

Senators: COLLINS of Aroostook
SINCLAIR of Somerset
WARD of Penobscot

and on:

Bill "An Act relating to Members of Executive Council and Manner of Selection" (S. P. 68) (L. D. 154)

Senators: HASKELL of Penobscot
CHASE of Cumberland
BROGGI of York

Respectfully,

(Signed) Chester T. Winslow
Secretary of the Senate

STATE OF MAINE
SENATE CHAMBER

May 8, 1953

Hon. Harvey R. Pease
Clerk of the House of Representatives
96th Legislature
Sir:

The President of the Senate today appointed the following conferees on the part of the Senate on the disagreeing action of the two branches of the Legislature on:

Bill "An Act relating to Officers and Employees of the Legislature" (S. P. 583) (L. D. 1523)

Senators:

COLLINS of Aroostook
HASKELL of Penobscot
SINCLAIR of Somerset

Respectfully,

(Signed)

Chester T. Winslow
Secretary of the Senate

The communications were read and ordered placed on file.

The SPEAKER: On the disagreeing action of the two branches of the Legislature on Senate Paper 68, Legislative Document 154, Bill "An Act Relating to Members of Executive Council and Manner of Selection", the Chair appoints the following conferees on the part of the House: the gentleman from East Machias, Mr. Cates; the gentleman from Portland, Mr. McGlauffin; the gentleman from Brooks, Mr. Dickey.

The following matter was taken up out of order and under suspension of the rules:

Passed to Be Enacted

An Act relating to the Practice of Architecture (H. P. 676) (L. D. 692)

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

The SPEAKER: The Chair will announce the appointment of the members on the part of the House of the Legislative Research Committee: The gentleman from New Limerick, Mr. Hand; the gentleman from Rockland, Mr. Low; the gentleman from Portland, Mr. Albee;

the gentleman from Guilford, Mr. Campbell; the gentleman from Oakland, Mr. Pullen; the gentleman from Hebron, Mr. Bearce; and the gentleman from Lewiston, Mr. Jalbert.

The SPEAKER: The Chair has just received a telegram, addressed to the Speaker of the House: "The Maine Congress of Parents and Teachers, in Convention assembled, wishes to express our thanks to the Ninety-sixth Legislature for the work done for the children of Maine.

(Signed)

Mrs. Clifford O. T. Weaton,
President"

The SPEAKER: The Chair will announce that this is the time for removing matters from the table, if there are any matters which might be removed at this time.

Order Out of Order

Mr. Totman of Bangor, out of order and under suspension of the rules, presented the following Order and moved its passage:

WHEREAS, the increased speed and volume of vehicular traffic demands that safety be recognized as the State's primary responsibility in the design and maintenance of public highways;

AND WHEREAS, the design and maintenance of a safe highway system is of primary concern to members of both the 96th and future Legislatures:

BE IT ORDERED, the Senate concurring, that the Legislative Research Committee examine and report to the 97th Legislature possible improvements in State Highway and State Police Department policy as it affects all aspects of highway safety with special emphasis on the following:

1. Improvement and elimination, wherever possible, of historically dangerous sections of highway.

2. Posting of maximum speed limits, as authorized by the 95th Legislature, to reflect realistically capacities of new road construction.

3. Advisability of using "demerit system" as presently employed by the State of Connecticut in affecting an outstanding record of highway safety. (H. P. 1308)

The Order received passage and was sent up for concurrence.

Mr. Bailey of Woolwich, was granted unanimous consent to address the House.

Mr. BAILEY: Mr. Speaker, as House Chairman of the Committee on Agriculture, I wish to take this time to thank the members of the said committee for their diligent and untiring efforts by giving every bill which came before the committee careful consideration. It is true that there have been times when we could not see eye to eye, but there has not been any time when the members have not been willing to sit down and express each one's opinion and also listen to the other fellow. This is the only way in which anyone can succeed.

At this time, in behalf of the Committee on Agriculture, I wish to thank the Speaker, the Clerk and especially the members of this House, for the consideration, patience and support you have given the members of the committee in their deliberations during this session of the Legislature, as it is certain that very little can be accomplished without the support of the whole body, as it has often been said: "It takes unison to make success."

At this time I feel that it will not be out of place to mention the operations of the committee, of the numerous bills which have come before this committee, either by a majority or a unanimous report, they have all passed and been enacted by the Legislature. I feel it is quite a record.

Ladies and Gentlemen, I thank you.

On motion of the gentleman from Millinocket, Mr. Gates, it was voted that the following poem, which was read off the record by the gentleman from Bath, Mr. Legend, be incorporated in the record:

Ballad of the Pine Tree State

By Parke Grindell

Yer ain't seen nawthin', feller,
if yer've never been ter Maine,
There's suthin' 'bout it gits yer,
like the sunshine after rain,
It's the nearest place ter heaven
that yer'd ever want ter know—

Yer can't duplicate the scen'ry
 no matter where yer go.
 The long hills, n' the mountains,
 the valleys, n' the streams,
 Yer've never seen such beauty,
 unless it's in yer dreams.
 Fer instance in the springtime,
 when nature spreads its sheen,
 N' as far as yer can see
 the world's alive with green—
 Sorta makes yer want ter go a-fishin'
 where the salmon n' the trout
 Are a-hankerin' ter have yer go
 n' fetch 'em out.
 Even then yer ain't seen nawthin'
 till summertime comes 'round
 N' the days are warm, n' the nights
 are short, n' 'bout the only sound
 Is the wind a-swishin' thru the pines,
 the surf that pounds the shore,
 The hounds a-bayin' in the hills—
 a pleasant sound—what's more
 Yer wake up in the mornin'
 n' the meader's wet with dew,
 N' yer hear the cock a-crowin'
 n' yer feel like crowin' too.
 Oh there's suthin' 'bout it gits yer
 like a beautiful refrain—
 Yer ain't seen nawthin', feller,
 if yer've never been ter Maine.
 Now take it in the autumn,
 there's some that like it best
 When the sky is like a poem
 when the sun sets in the west,
 N' the world's bedaubed with colors,
 scarlet, green n' gold
 N' the moon's so red it scares yer,
 n' the first hint of the cold
 Comes a-creepin' in n' nips yer,
 sorta makes yer wanta shout,
 N' yer thank God that yer livin'
 n' yer git yer rifle out,
 N' yer tune 'er up, git ready
 fer the pleasantest of thrills,
 N' yer off a-fore the sun-up,
 a-headin' fer the hills.
 I'm gonna tell yer, feller,
 there's nawthin' quite so fine,
 As a-trampin' on the trails when
 the air is charged with wine.
 N' the waterways are flashin'
 like mirrors in the sun,
 N' yer pullin' on yer pipe
 n' a-grippin' on yer gun.
 N' yer watch the squirrels caper
 as they leap from tree ter tree,
 N' the geese go by at sundown
 a-headin' out ter sea . . .
 N' then a-fore yer know it,
 winter's on the way,
 N' the lakes are frozen solid,
 n' the geese have left the bay.

I'm gonna tell yer, feller,
 it makes yer feel quite good
 When yer larder's filled with vittles,
 n' yer woodshed's filled with
 wood,
 N' the countryside is blanketed
 beneath the mounds so white,
 N' the stars flash like electric
 in the sharpness of the night.
 Oh there's suthin' 'bout it gits yer
 like a beautiful refrain—
 Yer ain't seen nawthin' feller,
 if yer've never been ter Maine.

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

Mr. CALL: Mr. Speaker, in a serious mood, the gentleman who wrote that poem was a boyhood chum of mine and he made an uphill fight of five years in bed, which Mr. Le-gard knows about, with T.B. and recovered. It took a lot of guts, and I am very glad that you put that on the record, because I know he will deeply appreciate it.

The SPEAKER: The House may be at ease.

House at Ease

5:45 P. M., E. S. T.

The House was called to order by the Speaker.

Conference Committee Report

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature, on Resolve in favor of the Town of Garland (H. P. 1038) (L. D. 1182) reporting that they are unable to agree.

(Signed)

Messrs. ROBERTS of Dexter
 McGLAUFILIN of Portland
 CRABTREE of Island Falls
 —Committee on
 part of House

COLLINS of Aroostook
 SINCLAIR of Somerset
 HASKELL of Penobscot
 —Committee on
 part of Senate

Report was read and accepted and sent up for concurrence.

The SPEAKER: The Chair will be happy at this time to have any matters taken from the table that are before the House.

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

Mr. CENTER: Mr. Speaker, am I correct that you announced earlier today that my request had been granted that Legislative Document 763, An Act Relating to Pari Mutual Pool Contributions to Stipend Fund is in possession of the House?

The SPEAKER: The Chair will inform the gentleman that at his request the papers are in the possession of the House.

Mr. CENTER: Thank you, Mr. Speaker.

Mr. Speaker and Members of the House: I think there have been rumors in the corridor during the day that something was interfering with the progress of the Legislature, and may I say that the delay has been caused by this House Amendment "A" to this particular bill, that you now have before you on your desks.

I can truthfully say that when I asked to have this paper held in the possession of the House this morning, I had no idea it was going to take most of the day to prepare the amendment. I, however, am very pleased that it has worked out the way it has because if you will go along with this amendment to this particular Legislative Document, I think that we will be able to get out of here in pretty good season and that we will leave this Legislature with a feeling of harmony all around and with harmony between two groups that have not exactly been getting along together during the last four months, namely Scarborough Downs and Gorham Raceways.

I think it is very fine that we can come to you now with a statement that there has been a complete compromise agreement reached, which is satisfactory to both groups. I think it is particularly good that out of this compromise we also, if we pass this amendment, will be able to have \$75,000 a year more in the general fund of the State and we will be able to take care of some of these particular legislative documents that are of particular interest to all of us I think. I refer to the Bookmobile, to the Nurses' Attendant Education bill and to the increase in the legislative salaries.

This bill, or this amendment, shall I say; we passed the bill this morning increasing one-half of one per cent of the take for the benefit of the stipend fund. Now this particular amendment increases that another half per cent or brings it from fifteen per cent to sixteen per cent, still retaining the half per cent for the stipend fund and another half per cent for the general fund of the State.

This amendment will permit racing at Gorham Raceways for a period of four weeks and will permit racing at Scarborough Downs for the remainder of the season except that there is another provision—I am not going over all of this as you have it before you—but there is another provision in the bill as far as the year 1953 is concerned, and that is, that they will have two days at Scarborough Downs to race in the daytime, up until 4:30 P. M., Eastern Standard time, namely the 4th of July and the 11th of July, and after that it will be on a straight four-week and the remainder of the season basis.

As I said in the beginning, this is entirely agreeable to both Scarborough Downs and Gorham Raceways, it gives us the necessary money with which to take care of these special Legislative Documents, and for the purpose of offering this amendment, Mr. Speaker, I move that we reconsider our action whereby we passed this Legislative Document to be engrossed this morning.

The SPEAKER: The gentleman from Standish, Mr. Center, moves that the House reconsider its action whereby it passed Senate Paper 274, Legislative Document 763, to be engrossed earlier in today's session.

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

Mr. FITANIDES: Mr. Speaker, I move that we recess five minutes to give us a chance to read this over and understand it.

The SPEAKER: The gentleman from Saco, Mr. Fitanides, moves that the House recess for five minutes. A Recess motion is not debatable.

The question before the House is on the motion of the gentleman from Saco, Mr. Fitanides, that the House recess for five minutes. As

many as are in favor will please say aye, those opposed, no.

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

The SPEAKER: The question before the House is on the motion of the gentleman from Standish, Mr. Center, that the House reconsider its action whereby it passed Legislative Document 763 to be engrossed. All those in favor will please say aye; those opposed, no.

A viva voce vote being taken, the motion prevailed.

Mr. Center then offered House Amendment "A" to Senate Paper 274, Legislative Document 763, and moved its adoption.

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

HOUSE AMENDMENT "A" to S. P. 274, L. D. 763, Bill "An Act Relating to Pari Mutuel Pool Contributions to Stipend Fund."

Amend said Bill by inserting before the enacting clause, the following:

"Emergency preamble. Whereas, due to increased cost of labor and materials, the cost of state government in administering the services required by law has increased; and

Whereas, further revenue is necessary in order to carry out the functions of government as provided by law; and

Whereas, orderly procedure of administering the essential duties required by the people of the state of Maine necessitates further moneys; and

Whereas, in the judgment of the legislature these facts create an emergency within the meaning of the constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore"

Further amend said Bill by striking out all of sections 2 and 3 and inserting in place thereof the following 6 sections:

"Sec. 2. R. S., c. 77, §12, amended. Section 12 of chapter 77 of the revised statutes, as amended, is hereby further amended by adding at the end thereof the following paragraph:

'Notwithstanding anything in this chapter to the contrary, the commission shall issue a license where pari mutuel betting is permitted to Gorham Raceways to hold harness

racers or meets in Gorham each year for a period of 4 weeks, and no more beginning in June on the Monday of the last full week therein which has 7 calendar days. Except that for the year 1953, the commission shall issue such a license to Gorham Raceways to hold harness racing or meets in Gorham from June 15th to July 11th, both days inclusive.

'Sec. 3. R. S., c. 77, §15, amended. Section 15 of chapter 77 of the revised statutes, as amended, is hereby further amended to read as follows:

'Sec. 15. Pari mutuel pools. Within the enclosure and on the grounds of any race track where is held a race or race meet licensed and conducted under the provisions of this chapter, but not elsewhere, the sale of pari mutuel pools under such regulations as may be prescribed by said commission is permitted and authorized. Commissions on such pools shall in no event and at no track exceed 15% 16% and the odd cents of all redistribution to be made on all mutual contributions exceeding a sum equal to the next lowest multiple of 5. Said maximum shall include the 5% 5½% tax hereinafter prescribed. A sum equal to ½% of such total contributions shall be paid to the treasurer of state to be credited to the "stipend" fund provided by section 16 of chapter 27 as amended.'

Sec. 4. R. S., c. 77, §16, amended. Section 16 of chapter 77 of the revised statutes, as amended, is hereby further amended to read as follows:

'Sec. 16. Tax. Each person, association, or corporation licensed to conduct a race or race meet under the provisions of this chapter shall pay to the treasurer of state, to be credited to the general fund of the state, a sum equal to 5% 5½% of the total contributions to all pari mutuel pools conducted or made at any race or race meet licensed under the provisions of this chapter.'

Sec. 5. R. S., c 77-A, §9, amended. The 2nd sentence of section 9 of chapter 77-A, as enacted by chapter 289 of the public laws of 1949, and as amended, is hereby further amended to read as follows:

'Racing shall be permitted in the daytime only at Scarborough Downs

until the hour of midnight each day from May 15th to November 30th each year, except that no racing shall be permitted each year for a period of 4 weeks, beginning in June on the Monday of the last full week therein which has 7 calendar days. Except that for the year 1953, racing shall be permitted on July 4th until the hour of 4:30 P. M. Eastern standard time and on July 11th until the hour of 4:30 P. M. Eastern standard time, and for the year 1953, racing shall be permitted until the hour of midnight each day from July 13th to November 30th.'

Sec. 6. R. S., c. 77-A, § 13, amended. Section 13 of chapter 77-A of the revised statutes, as enacted by chapter 289 of the public laws of 1949, is hereby amended to read as follows:

'Sec. 13. **Pari mutuel pools.** Within the enclosure of any race track where is held a race or race meet licensed and conducted under the provisions of this chapter, but not elsewhere, the sale of pari mutuel pools by the licensee under such regulations as may be prescribed by said commission is hereby permitted and authorized. Commissions on such pools shall in no event and at no track exceed 15% 16% of each dollar wagered, plus the odd cents of all redistribution to be based on each dollar wagered exceeding a sum equal to the next lowest multiple of ten, known as "breakage", $\frac{1}{2}$ of which breakage shall be retained by the licensee and the balance shall be paid to the treasurer of state. Said maximum shall include the 5% 5½% tax hereinafter prescribed. A sum equal to ½% of such total contributions shall be paid to the treasurer of state to be credited to the "stipend" fund provided by section 16 of chapter 27.'

Sec. 7. R. S., c. 77-A, §14, amended. The 1st sentence of section 14 of chapter 77-A of the revised statutes, as enacted by chapter 289 of the public laws of 1949, is hereby amended to read as follows:

'Each person, association, corporation, trust or partnership, licensed to conduct a race or race meet under the provisions of this chapter shall pay to the treasurer of state and credited to the general

fund a sum equal to 5% 5½% of the total contributions to all pari mutuel pools conducted or made at any race or race meets licensed hereunder.'

Further amend said Bill by adding at the end thereof, the following:

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

Thereupon, a viva voce vote being taken, House Amendment "A" was adopted in non-concurrence.

Mrs. CHRISTIE of Presque Isle: Mr. Speaker, may I have unanimous consent to address the House?

The SPEAKER: The Chair would be happy to entertain the gentleman's motion but would like to inquire on what subject?

Mrs. CHRISTIE: On this subject, Mr. Speaker.

The SPEAKER: The gentleman may proceed.

Mrs. CHRISTIE: Mr. Speaker, I do not want to take much time of this House tonight but I am sorry for the State of Maine when we have to resort to gambling as a source of revenue to carry on the affairs of our government. I feel that gambling is a dangerous evil, it is a thing which disparages the morals of a great many people. I know we have pari mutuels and I know that they will continue, and I am not making any motion or trying to change the vote of this House, but our Bible says that we shouldn't do evil that good may come. We are connecting this thing with these splendid bills which need passage and which need money, but I feel that it is a shame that we as a State should resort to the revenue from gambling to tie on these projects.

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

Mr. CHILDS: Mr. Speaker, I wish to make an inquiry. Has House Amendment "A" been adopted?

The SPEAKER: The Chair will state that House Amendment "A" has been adopted.

Mr. CHILDS: Mr. Speaker and Members of the House: Mr. Center has said just about everything that I can say. I am certainly very pleased that finally harmony has

been reached among these groups. I do believe that with these amendments that we have passed to this bill we have pretty well dispensed with the racing problems coming back before this Legislature every session.

I agree with the gentlewoman from Presque Isle, Mrs. Christie, that gambling probably isn't the best thing from which to get revenue, but we have gambling here. I think we should have it controlled and keep it out of the Legislature.

That is about all I have to say, except to say again that I am happy that these groups have come to an agreement.

I will now offer House Amendment "A" to House Amendment "A" and move its adoption.

The SPEAKER: The Chair will state that unless the House votes to reconsider its action on House Amendment "A", House Amendment "A" is not in order.

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

Mr. ALBERT: Mr. Speaker, I move that the House do now reconsider its action whereby it adopted House Amendment "A".

The SPEAKER: The gentleman from Augusta, Mr. Albert, moves that the House reconsider its action whereby it adopted House Amendment "A". As many as are in favor of that motion will please say aye; those opposed, no.

A viva voce vote being taken, the motion prevailed.

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

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

HOUSE AMENDMENT "A" TO HOUSE AMENDMENT "A" TO S. P. 274, L. D. 763, Bill "An Act Relating to Pari Mutuel Pool Contributions to Stipend Fund."

Amend said Amendment in the 3rd line of the underlined paragraph of that part designated "Sec. 2" by inserting after the underlined word "hold" the underlined words 'day or night'

Further amend said Amendment in the 6th line of the underlined paragraph of that part designated "Sec. 2" by striking out the period

after the underlined word "days" and inserting in place thereof the following underlined words and punctuation:

‘; provided, however, that if no running racing is held at Scarborough Downs after Labor Day each year, Gorham Raceways may be permitted to hold harness races or meets at Gorham.’

Further amend said Amendment by inserting immediately before that part designated "Sec. 3" the following new section:

"Sec. 2-A. R. S., c. 77, § 12, amended. The 1st sentence of the next to last paragraph of Section 12 of chapter 77 of the revised statutes, as enacted by section 5 of chapter 388 of the public laws of 1949, is hereby amended to read as follows: 'Notwithstanding anything in this chapter to the contrary, the commission shall issue a license, where pari mutuel betting is permitted, to hold day or night harness races or meets for a period of 8 weeks and no more between June 15th and October 15th of each year, daily except Sundays, between the hours of 6 P.M. and midnight.'

Further amend said Amendment in the 9th line of "Sec. 5" by striking out the period after the underlined word "days" and inserting in place thereof the following:

‘; provided, however, that if Gorham Raceways does not hold harness races or meets during said 4-week period, racing under the provisions of this chapter may be permitted at Scarborough Downs until the hour of midnight of each day during said 4-week period.’

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

Mr. CENTER: Mr. Speaker and Members of the House: I admit I may be a little confused. I am quite sure that the gentleman from Portland, Mr. Childs, in presenting this amendment had in mind the fact that these two groups were in complete harmony but as I quickly read his amendment to the amendment in Section 2-A it seems to me to be contradictory because in one case it says they shall issue a license in Gorham for four weeks and no more beginning in June on the Monday of the

last four years therein, which have seven calendar days and so forth whereas in his amendment he says that they shall issue a license for day or night harness racing in each for a period of 8 weeks and no more between June 15th and October 15th and it seems to me that his amendment to my amendment is contradictory.

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

Mr. CHILDS: Mr. Speaker and Members of the House: This amendment has no intention to be contradictory to the amendment offered by the gentleman from Standish, Mr. Center. The only purpose of this amendment was for clarification. The other noon it was drawn up and then it was agreed on that if Scarborough Downs was not operating and the Harness Commission so saw fit they could issue a license to Gorham Raceway, and also, vice versa, if Gorham Raceways was not operating in the four weeks which was allocated to them, that Scarborough Downs could apply for a license and the Racing Commission may issue it to them. Also, the reason for the eight weeks is because the particular law that goes to night harness racing is the one that had to be amended so that we could put in this particular part that says day and night harness racing. It is only for clarification more than anything else.

The SPEAKER: The Chair recognizes the gentleman from Medway, Mr. Potter.

Mr. POTTER: Mr. Speaker, may I ask a question of the Clerk through the Chair? In the fifth paragraph of House Amendment "A" to House Amendment "A" in the sixth line, I understood the Clerk to read not withstanding anything in this chapter to the contrary the commission may issue and in this reproduction it says shall. I wonder which is right.

The SPEAKER: The Chair will inform the gentleman from Medway, Mr. Potter, that the original copy says "shall"; it may have been read incorrectly.

Mr. POTTER: Thank you Mr. Speaker.

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

Mr. CENTER: Mr. Speaker, I would like to ask through the Chair a question of Mr. Childs. That is if he wouldn't accomplish his purpose by simply in my amendment, where it says, in Section 2 thereof, "the commission shall issue a license where pari mutuel betting is permitted to Gorham Raceways to hold harness races or meets in Gorham each year for a period of 4 weeks, and no more", if he couldn't accomplish his purpose by just putting in "to hold harness races or meets day or night"?

The SPEAKER: The gentleman from Standish, Mr. Center, addresses a question through the Chair to the gentleman from Portland, Mr. Childs. The gentleman from Portland, Mr. Childs, may answer if he so desires.

Mr. CHILDS: I will answer that question, Mr. Speaker, by saying that is very true but this was already in the process of being reproduced and that is the reason I didn't do it. So I drew up another amendment.

Mr. CENTER: Mr. Speaker, I move a five minute recess.

The SPEAKER: The gentleman from Standish, Mr. Center, moves that the House recess for five minutes.

As many as are in favor of the motion to recess for five minutes will please say aye: those opposed, no.

A viva voce vote being taken, the motion prevailed and the House recessed for five minutes.

Recess

After Recess, 6:05 P.M., E.S.T.

The House was called to order by the Speaker.

The SPEAKER: The question before the House is on the motion of the gentleman from Portland, Mr. Childs, that House Amendment "A" to House Amendment "A" be adopted.

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

Mr. CENTER: Mr. Speaker and Members of the House: During the short recess I talked with the Director of Legislative Research, Sam

Slosberg, in whom I have complete confidence and he tells me that these amendments are not in conflict but for clarification only, and so I am perfectly willing to go along with it.

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

Mr. FITANIDES: Mr. Speaker, I would like to request unanimous consent of the House to refrain from voting.

The SPEAKER: The gentleman from Saco, Mr. Fitanides, requests unanimous consent to refrain from voting. Is this the pleasure of the House?

Thereupon, a viva voce vote being taken, Mr. Fitanides was granted permission not to vote.

The SPEAKER: The question before the House is on the motion of the gentleman from Portland, Mr. Childs, that House Amendment "A" to House Amendment "A" be adopted.

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

A viva voce vote being taken, the motion prevailed and House Amendment "A" to House Amendment "A" was adopted in non-concurrence.

House Amendment "A" as amended by House Amendment "A" thereto was then adopted in non-concurrence on a viva voce vote.

The Bill "An Act relating to Pari Mutuel Pool Contributions to Stipend Fund" (S. P. 274) (L. D. 763) was then passed to be engrossed as amended by House Amendment "A" as amended by House Amendment "A" thereto in non-concurrence.

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

Mr. CENTER: Mr. Speaker, I move that this document be sent forthwith to the Senate.

The SPEAKER: The gentleman from Standish, Mr. Center, moves that the Bill and accompanying papers be sent forthwith to the Senate. Is this the pleasure of the House?

The motion prevailed.

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

Mr. CRABTREE: Mr. Speaker, I move that we now take Item 5 from the table.

The SPEAKER: In regard to the motion just made, the Chair recognizes the gentleman from Rockland, Mr. Low.

Mr. LOW: Mr. Speaker, the motion was made to take the Resolve from the table?

The SPEAKER: Does the Chair understand that the gentleman from Rockland, Mr. Low, moves that the fifth tabled and unassigned matter be taken from the table?

Mr. LOW: I so move, Mr. Speaker.

The SPEAKER: The gentleman from Rockland, Mr. Low, moves that the fifth tabled and unassigned matter be taken from the table. Is this the pleasure of the House?

The motion prevailed and the Chair laid before the House the fifth tabled and unassigned matter, Resolve Providing Funds for Nursing Attendant Education, House Paper 480, Legislative Document 499, tabled on May 7 by the gentleman from Rockland, Mr. Low, pending the motion of the gentleman from Lewiston, Mr. Jalbert, to recede and concur.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker and Members of the House: In view of the fact that this program will not be financially able to be placed in operation, I withdraw my motion to recede and concur.

The SPEAKER: The Chair understands that the gentleman from Lewiston, Mr. Jalbert, withdraws his motion to recede and concur.

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

Mr. CRABTREE: Mr. Speaker, out of the cloudy waters appear some two or three lilies. (Laughter) Under suspension of the rules, I move that we reconsider our action whereby we passed this Legislative Document 499 to be engrossed on May 6 and then I propose to offer House Amendment "A".

The SPEAKER: The gentleman from Island Falls, Mr. Crabtree, moves that the House reconsider its action of May 6 whereby it passed

this resolve to be engrossed. Is this the pleasure of the House?

The motion prevailed.

The SPEAKER: The same gentleman offers House Amendment "A" and moves its adoption. The Clerk will read House Amendment "A".

HOUSE AMENDMENT "A" to H. P. 480, L. D. 499, Resolve Providing Funds for Nursing Attendant Education.

Amend said Resolve by striking out the figures "\$45,000" and inserting in place thereof the figures '\$39,500'

Thereupon, the motion of Mr. Crabtree of Island Falls prevailed and House Amendment "A" was adopted, and the Resolve as amended by House Amendment "A" was passed to be engrossed in non-concurrence and sent up for concurrence.

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

Mr. BURGESS: Mr. Speaker, I now move that we take from the table the third tabled and unassigned item which, according to the calendar, was tabled by the gentleman from Auburn, Mr. Jacobs, and I believe the printer is in error.

The SPEAKER: The gentleman from Limestone, Mr. Burgess, is correct, there is a printing error.

The gentleman from Limestone, Mr. Burgess, moves that the third tabled and unassigned matter be taken from the table. Is this the pleasure of the House?

Thereupon, the motion prevailed and the House voted to take from the table the third tabled and unassigned matter, Bill "An Act relating to Salary of Members of the Legislature", House Paper 250, Legislative Document 280, tabled on May 7 by Mr. Burgess pending the motion of the gentleman from Lewiston, Mr. Jalbert, to recede and concur.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker and Members of the House: For the same reason I previously stated on the Nursing Attendant Education bill, I will withdraw my motion to recede and concur.

The SPEAKER: The Chair understands that the gentleman from Lewiston, Mr. Jalbert, withdraws his motion to recede and concur.

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

Mr. BURGESS: Mr. Speaker, I now move that the House insist and following the action on that motion I have another motion to make.

The SPEAKER: The gentleman from Limestone, Mr. Burgess, moves that the House insist on its former action. Is this the pleasure of the House?

The motion prevailed.

The SPEAKER: The Chair recognizes the same gentleman.

Mr. BURGESS: Mr. Speaker, I now move that this item be sent forthwith to the Senate.

The SPEAKER: The gentleman from Limestone, Mr. Burgess, moves that this item be sent forthwith to the Senate. Is this the pleasure of the House?

The motion prevailed.

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

Mr. BURGESS: Mr. Speaker, I would like to ask a question of the Speaker.

The SPEAKER: The gentleman may proceed.

Mr. BURGESS: Mr. Speaker, I would like to inquire if the House passed to be engrossed L.D. 763?

The SPEAKER: The Chair will request the gentleman to identify the measure.

Mr. BURGESS: Mr. Speaker, it is An Act relating to the Pari Mutuel Pool Contributions to Stipend Fund.

The SPEAKER: If the Chair understands the gentleman's question correctly, that particular item has been passed to be engrossed as amended. The House has so voted.

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

Mr. MARTIN: Mr. Speaker, may I inquire whether Legislative Document 697, An Act Relating to the State Personnel Board, is in the possession of the House?

The SPEAKER: The Chair will inform the gentleman that the

requested document is in possession of the House.

Mr. MARTIN: Mr. Speaker, for the purpose of correcting a technical error which is apparent on the face, I now move that under suspension of the rules the House reconsider the passage of this bill to be engrossed as amended by Senate Amendments "A" and "B".

The SPEAKER: The gentleman from Augusta, Mr. Martin, moves that the House reconsider its action whereby it passed to be engrossed as amended by Senate Amendment "A" and Senate Amendment "B" Bill "An Act Relating to the State Personnel Board," House Paper 654, Legislative Document 697. Is this the pleasure of the House?

The motion prevailed.

Thereupon, on motion of Mr. Martin of Augusta, the House voted to reconsider its action whereby Senate Amendment "A" was adopted.

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

Mr. MARTIN: Mr. Speaker, I now move that Senate Amendment "A" be indefinitely postponed.

The SPEAKER: The gentleman from Augusta, Mr. Martin, moves that Senate Amendment "A" be indefinitely postponed. Is this the pleasure of the House?

The Chair recognizes the gentleman from Caribou, Mr. Currier.

Mr. CURRIER: Mr. Speaker, for information, could I have that amendment read, please.

The SPEAKER: The gentleman from Caribou, Mr. Currier, requests the re-reading of Senate Amendment "A". The Clerk will read Senate Amendment "A".

Thereupon, Senate Amendment "A" under filing number 591 was read by the Clerk.

Senate Amendment "A" was then indefinitely postponed on motion of Mr. Martin of Augusta; and on further motion of the same gentleman the Bill as amended by Senate Amendment "B" was passed to be engrossed in non-concurrence and sent up for concurrence.

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

Mr. TOTMAN: Mr. Speaker, regarding the fourth unassigned matter on today's calendar, earlier today tabled by myself, I would like to move that that be taken from the table and I would like to further move that we accept the motion of Mr. Jalbert to recede and concur.

The SPEAKER: The gentleman from Bangor, Mr. Totman, moves to take from the table the fourth tabled and unassigned matter, re-tabled by him earlier in today's session. Is this the pleasure of the House?

The motion prevailed and the Chair laid before the House Bill "An Act Providing for a Deputy Commissioner of Institutional Service", House Paper 897, Legislative Document 883, tabled on May 8 by Mr. Totman of Bangor pending the motion of Mr. Jalbert of Lewiston to recede and concur.

The SPEAKER: The Chair understands that the gentleman from Bangor, Mr. Totman, seconds the motion of the gentleman from Lewiston, Mr. Jalbert, to recede and concur.

The pending question before the House is on the motion of the gentleman from Lewiston, Mr. Jalbert, that the House recede and concur.

The Chair recognizes the gentleman from Jay, Mr. Macomber.

Mr. MACOMBER: Mr. Speaker and Members of the House: As much as I hate to do so, I shall have to accept and will accept the motion of the gentleman from Bangor, Mr. Totman.

The SPEAKER: The question before the House is on the motion of the gentleman from Lewiston, Mr. Jalbert, that the House recede and concur. Is this the pleasure of the House?

The motion prevailed.

The SPEAKER: The Chair will inquire if there are any other tabled matters at this time?

If not, the House will proceed to Supplement 4.

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

**Papers from the Senate
Conference Committee Report**

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature, on Bill "An Act relating to Powers of Attorney General" (S. P. 172) (L. D. 438) reporting that they are unable to agree.

(Signed)

Messrs. REID of Kennebec
WARD of Penobscot
HARDING of Knox
—Committee on part of Senate
SMALL of Mexico
FOGG of Madison
ANDERSON of Greenville
—Committee on part of House

Came from the Senate read and accepted.

In the House, was read and accepted in concurrence.

Conference Committee Report

Report of the Committee on Appropriations and Financial Affairs reporting "Ought not to pass" on Bill "An Act to Appropriate Monies for Capital Improvements and Construction of State Government for the Fiscal Years Ending June 30, 1954, and June 30, 1955" (S. P. 75) (L. D. 182) as it is covered by other legislation.

Came from the Senate read and accepted.

In the House, was read and accepted in concurrence.

**Senate Report of Committee
Ought to Pass**

Report of the Committee on Appropriations and Financial Affairs under authority of Joint Order (S. P. 599) reporting a Resolve (S. P. 619) under title of Resolve Reimbursing the General Fund for the Payment of Certain Claims and that it "Ought to pass"

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

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

Thereupon, the Resolve was given its first reading and under suspension of the rules was given its second reading, passed to be engrossed and sent to the Senate.

From the Senate: The following Order:

ORDERED, the House concurring, that the Legislative Research Committee be, and hereby is, requested to study such problems as may exist in relation to the economic plight of that group of towns faced with the question of continuing their corporate organization as towns or requesting Legislative action that will give them a status of deorganization. Without indicating any restrictive area of study, the Committee may study such statutory revisions as may be desirable relating to state subsidy advantages that may or may not accrue to a community seeking deorganization (S. P. 618)

Came from the Senate read and passed.

In the House, the Order was read and passed in concurrence.

The SPEAKER: At this time, the Chair will appoint on the part of the House three members to serve on the Elections Expenditures Committee: the gentleman from Brooks, Mr. Dickey; the gentleman from Bath, Mr. Caverly; the gentleman from Old Town, Mr. Latno.

On motion of Mr. Fuller of South Portland, the House recessed until 8:00 P. M., E. S. T.

After Recess 8:00 P.M. E.S.T.

The House was called to order by the Speaker.

The gentleman from Standish, Mr. Center, was granted unanimous consent to address the House briefly.

Mr. CENTER: Mr. Speaker and Members of the House: Mr. Speaker, last evening, both on the record and off the record, you heard many nice things said about you by various members of this House.

First of all, I want to concur in all of those expressions of good will which were made, but tonight I want to go just a little bit further.

You have wielded the gavel firmly but fairly throughout the entire legislative session. The members of this House want you, when you go home, to take some slight tangible evidence of the respect and esteem in which we all hold you. I am particularly happy, therefore, that I

have been asked to present to you at this time a small gift from each and every member of this body, and with it the good will and best wishes of each and every one of us for a long, prosperous and happy future. (Applause)

The SPEAKER: The House may be at ease while the Speaker takes time out to open this beautiful appearing package. If it is a wrist watch, it is a big one. (Laughter)

Isn't that wonderful! Doctor Center and Members of the House: I realize it is traditional for the Speaker to receive a gift. I also realize the Speaker is expected to make some remarks in thanking you but I don't believe there are words yet in our English language adequate enough to express my appreciation.

However, this does give me a golden opportunity to try to express myself, my admiration, my respect for each and every one of you and for the applause-deserving members of the Press and Radio, and for the cooperative Lobbyists or members of the Third House, and to thank the Clerk and the Assistant Clerk and those connected with the Clerk's office and my office, the Sergeant-at-Arms and the Assistant Sergeant-at-Arms and the Pages, and any other person that I may have inadvertently omitted for your guidance and your inspiration and your cooperation and your wonderful spirit.

I think this has been a grand legislative session and a wonderful House. I think you have met your responsibilities to the people of the State of Maine most honestly. We may not have pleased everyone, but we must never lose sight of the fact that politics is an art, reaching for a modicum of satisfaction of as many people as possible.

As I have sat here and stood here on the rostrum and listened to your deliberations and your debate, and tried to act as impartially as was within my power and my ability, two truisms have run through my mind time and time again. We feel, even in a good cause, there is not a substitute for honesty or truth. Sincerity, although a valuable virtue, does not replace wisdom and knowledge, and I believe that on the whole you

have acted wisely, used your knowledge and been truthful and honest.

I have been very, very happy to have been your presiding officer, and I shall ever cherish this beautiful gift and also the memories of being associated with each and every one of you, and before the session finally adjourns I hope to clasp the hand in real true, sincere friendship with each and every one of you but if I miss that opportunity I shall hope to see you somewhere in the future and to clasp your hand in a well-meant and a deserving friendship.

Particularly does this gift impress me, although it is very evident it has overwhelmed me, because my family will be able to enjoy it with me, and that means a great deal to me.

Ladies and Gentlemen: Thank you very much. (Prolonged applause, the members rising.)

The gentleman from Augusta, Mr. Albert, was granted unanimous consent to address the House briefly.

Mr. ALBERT: Mr. Speaker and Members of the House: I wish to concur with every word that the gentleman from Standish (Mr. Center) has said about our present Speaker, and I wish to go on record as saying that this body could not have made a better choice.

I, too, have a duty to perform this evening. It is a very pleasant duty on my part.

We have with us a man who is most deserving and still not a member of the Legislature, an individual without whom we couldn't get along. We see a lot of him, and believe me, we hear a lot more from him. But most of his work is done outside of the Hall of the House in his office where he and his force labor late in the evening and commence early in the morning so that this House may proceed in an orderly manner.

None of us will ever appreciate the amount of work, effort and energy put in by this individual.

A few years ago, while I was serving in the Military Forces, we had a saying that I think applies to this man very well—four words, "Constant Perseverance and Eternal Vigilance." There isn't a person in this House or a single in-

dividual who has made the acquaintance of this man in the past twenty years who can deny or question that any of those don't apply to him all the way.

This individual has served the State well and the State Legislature well. He has been here for twenty years. Think back a moment how far that is, especially the younger members. I was in grammar school at that time. To me that is a long way back, and even to those of you who have reached his age it is still a long way back. Perhaps you were in your twenties or thirties. Things were a lot different then. But this man has come back repeatedly session after session. No one appreciates him more than the Freshman members and no one respects him more than the Senior members.

On behalf of the House I am very, very happy to present a small token to our Clerk, Harvey Pease. (Prolonged applause, the members rising.)

CLERK HARVEY R. PEASE: Mr. Speaker, Ladies and Gentlemen of the House: For once I think you are probably going to listen to what I am going to try to say.

I am a bit uncomfortable because I am entirely unprepared with anything special and nicely put together to say to you, but I am not fooling myself one bit, and I don't want you to think that I am.

Every football team that is successful has a coach who is lauded by the news writers and given the credit for the success of his team. The ball-carrying back gets the headlines, but the blocking back makes possible the touchdowns. The ball-carrying back gets all the credit.

Now if I have been successful in any way in serving, a very small part of that success is due to my efforts, my personal efforts. It is the teamwork of my associates that makes it possible for you to present to me the gift tonight with the words of commendation that have come from the Assistant Floor Leader. Without such loyal assistance as I have received day in and day out from 8:00 in the morning until midnight (very often) from my Assistant Clerk, from the six—well, I think they are good looking—

(Applause) from the six girls who have a job in the office, not a position, who labor long, it is to them that I owe every iota of success that I have had at this session and to former groups which have included two of that staff ever since I have been Clerk, for twenty years. Two of that staff have served in that office for twenty years with me. It is the running and blocking backs that make it possible for you to say nice things about me.

Now, I would be a little remiss, I feel, if I didn't take this opportunity to talk about some other people who are connected with the operation of the House and the Legislature, of whom you may see a little and about whom the rank and file of the members know little. The gentleman who sits in front of me along with his sister, the other young girl who has been in the State's employ for forty years who also sits here at the desk at times, and the operator of the recording machine who looks out the window at you and watches you from the rear. They spend long, long hours, and they are not glamorous hours at all, in placing in cold type the happenings of this House for the world to read.

You do see the operation of a nice, efficient floor force, the Sergeant-at-Arms and his assistants.

There is another organization which works very hard which you know absolutely nothing about and that is the engrossing clerks down on the second floor, who right now are working their hearts out to read proof in order that we may seasonably adjourn. I want you to understand that it is the concerted efforts of each and every one of these groups that makes it possible for the amendments to come out of my book in the proper order and everything else to come up here in proper order and I certainly appreciate the kind of cooperation that they have given me.

Now, twenty years ago I stood here the first time and I smile as I look back because I knew just exactly the type of gift that was going to be given me. Uncle Henry Dunning was State Librarian and he wrote me a very bright and witty speech to deliver and I couldn't find

the speech at that time. This time, I haven't any speech. I have faced eleven Houses of Representatives and it wouldn't do for me to say that this is the best House, you know. The only one that I could really say that safely to was the first House and I think I did that night twenty years ago. But let me say this: That no House of Representatives that has sat in front of me in the last twenty years has outranked in any way this House and I think that I am correct when I state that this House has gone through these hectic eighteen weeks and among themselves there isn't a real scar and I think that probably establishes a record in the last twenty years. There is no bad feeling that I have been able to observe between any of the members of the House. That certainly established a record.

I want to thank you. I don't know just what is in this envelope but I suspect what is in here and I think it is going to replace this little trinket which was given me twenty years ago last month. On the back of this it says: "Presented to Harvey R. Pease, Clerk of the House, Maine Legislature of 1933". It has served its purpose very well. It doesn't go now. I am going to replace it with one that does and which will have a very similar inscription. I suppose I ought to be a little funny and suggest that twenty years from now I hope some of you are back here to present me with another watch. (Applause, members rising)

The SPEAKER: For what purpose does the gentlewoman from Lincoln, Miss Steeves, desire recognition?

Miss STEEVES: Mr. Speaker, I ask unanimous consent to speak briefly.

The SPEAKER: The gentlewoman from Lincoln, Miss Steeves, request unanimous consent to address the House. Does the Chair hear objection? The Chair hears none and the gentlewoman may proceed.

Miss STEEVES: Mr. Speaker, I am so impressed by the response of Mr. Pease that it is difficult for me to say what I want to say but

I do have a few words which I think I need to say at this time.

There does seem to be no task so large nor any task so small that our Assistant Clerk does not perform and perform gladly and willingly; quietly but very effectively, she carries out her duties and the responsibilities of her office for our benefit and for the benefit of our State. It is at this time that I take the opportunity to express our warmth and appreciation for her and in behalf of the gentlewomen and gentlemen of this House I am extremely happy to present this token of our feelings for Mrs. E. May Chapman. (Applause, Members rising)

Mrs. CHAPMAN, Assistant Clerk: May I express to Miss Steeves and the members of the House my sincerest thanks. It has certainly been a real pleasure to serve with such a very friendly House. I do thank you. (Applause)

The SPEAKER: For what purpose does the gentleman from South Portland, Mr. Fuller, desire recognition?

Mr. FULLER: Mr. Speaker, I ask unanimous consent to address the House.

Thereupon, Mr. Fuller was granted unanimous consent to address the House.

Mr. FULLER: Mr. Speaker and Members of the House: I, too, have a duty to perform. Before I begin, I want to say to the members of the House that I have enjoyed being your floor leader this year, I have enjoyed working with the Speaker, I concur with everything that has been said about him, all the good things, because I am human I am not infallible. We have made mistakes but we have tried to do our best.

I would ask the Sergeant-at-Arms to bring the two lovely ladies who are not even State employees, our two telephone girls, to the well of the Hall of the House.

Thereupon, Mrs. Selva Coombs and Miss Pauline Sproul were escorted by the Sergeant-at-Arms to the well of the Hall of the House.

Mr. FULLER: Mrs. Selva Coombs and Miss Pauline Sproul, you have been wonderful assistants to us this year. When there were four or five of us speaking over your shoulder

and mumbling, it proved you could still come up with a smile.

On behalf of the House, I wish to present to each one of you this small token of our appreciation. (Applause)

The SPEAKER: The Chair understands, at this time, that the gentleman from South Portland, Mr. Fuller, moves that the rules be suspended in regard to Rule 26, the curfew rule. Is this the pleasure of the House?

The motion prevailed.

The SPEAKER: For what purpose does the gentleman from Island Falls, Mr. Crabtree, desire recognition?

Mr. CRABTREE: Mr. Speaker, I request unanimous consent to address the House on a very beautiful subject.

Thereupon, Mr. Crabtree was granted unanimous consent to address the House.

Mr. CRABTREE: Mr. Speaker, besides I want to get in on this mutual admiration society just forming. (Laughter) My remarks are going to be brief. They are addressed to the personnel of the Clerk's office and the secretary to our Speaker. You know, a man or woman is as big as the things which annoy them. Now, these charming and lovely ladies have had plenty of reason to be annoyed but they haven't shown it. They are big people; I don't mean physically, they are just big people and I think they are darned good looking too, all of them. There is no power known to man so great as a woman's tears and they haven't used that great power once to my knowledge, not once.

I remember one occasion, speaking of their efficiency and the amount of work they have to do, when there were enough amendments turned out here in a matter of days on something about a broker's license that it would take two girls all winter to do and they tricked in here all day and a more efficient force I don't believe could be found in the State of Maine.

I think we have all grown to love them and admire them for their efficiency, their good looks, their merry smiles under all con-

ditions and a few odd cups of coffee now and then.

It is my distinct pleasure to present to them a very small and inadequate token of the appreciation of this House and because they are even now on the job I suggest the Sergeant-at-Arms come and get the tokens and deliver them to these ladies whose names are on the outsides of these envelopes. (Applause)

Mr. Fickett, of Naples, was granted unanimous consent to address the House.

Mr. FICKETT: Mr. Speaker, I have been requested by Councilor McClure of the Third District to present as a token of his esteem to Mrs. Gates and Mrs. Gilman these small gifts in appreciation of their faithful attendance at this session of the Legislature. (Applause)

To the ladies of the 96th Legislature, bashful, barefoot, handsome Horace admits that these ladies have conducted themselves in a manner most becoming and proper and only regrets that his office is at the opposite end of the corridor. If he were still a member, he would not recommend moving the drinking fountain down the hall but rather move his chair closer to the ladies of the House.

In humble appreciation of talent, beauty and fortitude Uncle Horace has requested me to present these tokens but also requests me to be sure to point out that he is the one who should receive the thanks in whatever form the ladies appropriate. (Applause)

Order Out of Order

Out of order and under suspension of the rules, Mr. Macomber of Jay, presented the following order and moved its passage.

The Order was read by the Assistant Clerk.

ORDERED, That the uniforms procured for the House Employees become their property at the end of their terms of office.

Thereupon, the Order received passage.

The SPEAKER: The Chair recognizes the gentlewoman from Rockland, Miss Lawry.

Miss LAWRY: Mr. Speaker, I am sure I speak for all the ladies of the House in thanking Mr. McClure for this candy and we will all take care of Mr. McClure in our own way. (Applause)

The SPEAKER: For what purpose does the gentleman from Cumberland, Mr. Call, desire recognition?

Mr. CALL: Mr. Speaker and Members of the House: I arise with due apologies for being late at this grand ceremony but Daisy and I had to get back to the farm and she got mired down on the 'tother piece today and she was kind of cantankerous about giving the milk tonight so we were kind of delayed in getting back here. So, I want to apologize to the House because I was up late last night; I was bothered with dreams. And one dream in particular that bothered me so much was that I dreamt that there was a long flight of stairs from the earth to heaven, and right at the foot of those stairs was a great, large box of chalk and you were to take the chalk and every misdemeanor or lie that you told on this Floor when you served, you had to write on each step as you went up. So grabbing a handful of chalk I proceeded up the long flight of stairs. Halfway up, I met Harvey Pease coming down and I said: "Harvey, what are you coming back for?" He said: "Hell, I'm coming back for more chalk." (Laughter)

Order Out of Order

Out of order and under suspension of the rules, Mr. Smith of Farmingdale presented the following order and moved its passage.

The Order was read by the Assistant Clerk.

ORDERED, that the Clerk of the House mail to each member of the House of Representatives the balance of the Legislative Record not received before final adjournment.

The Order received passage.

The SPEAKER: The Chair notes the presence in the rear of the Hall of the House of our gracious and hospitable first lady of the State and the Chair is sure that each and every member of the

House would be most happy to join with me in rising and giving her a standing applause.

Thereupon, the members rose and applauded.

Order Out of Order

Out of order and under suspension of the rules, Mr. Albert of Augusta presented the following order and moved its passage:

The Order was read by the Assistant Clerk.

WHEREAS our charming Mary E. Gray, Secretary to the House Reporter, has been a State employee since 1913 and a member of the House Legislative reportorial staff since 1925 and a bulwark of strength and cheerfulness and an excellent parliamentarian and consultant and

WHEREAS Mary E. Gray is feeling a cumulative debilitation from such service and needs a boost in order to entice her back for another session, be it

ORDERED that the Clerk, by unanimous consent of the House, be requested to select a legislative typewriter, which is probably as beaten up as is Miss Gray, and present it to her with the grateful thanks and commendation of the House and that the vote for passage of this order be made unanimous.

The SPEAKER: Is it the pleasure of the House that the passage of this order be made unanimous?

Thereupon, the order was passed unanimously, the members applauding.

Mr. Jalbert of Lewiston was granted unanimous consent to address the House.

Mr. JALBERT: Mr. Speaker and Members of the House: If there is any doubt in anyone's mind that I want to get into this mutual admiration society act, you are right. I would like to speak, however, on a serious note. This is the end of my fifth term as a member of the House. I have been honored by being appointed to some of the most important committees in this branch. I have at all times found myself in the lonesome position of being the sole member of my party on those committees. I can honestly say that I have tried to do my small part in cooperating with the

majority. I want to thank the majority for having cooperated with me fully and at all times. True, within the walls of the committee and in executive session at times I have been known, to use an expression, to "blow my stack" but my colleagues have been very appreciative of that fact and have tolerated me at times without criticism beyond those four walls. I want to sincerely thank all of the members of the House of the majority party for their many kindnesses toward me. I want to praise the leader of my party as well as the leaders of the opposition for their fairness.

I also would like to talk about a member of the other branch—I can't mention the word Senate, if I could I would; I can't mention the man's name, if I could I would say Senator Haskell—I talk sincerely, my friends. I have spent more time with that gentleman since last October than he has with himself. You have heard me oftentimes speak of the gentleman in front of you and the gentleman from Portland, Mr. McGlauffin, and others as to my personal, real, honest feeling of kindness toward them. I cannot, however, leave this session of the Legislature without reminding the members of this branch, and I speak, and I repeat, I speak sincerely, I spent Sundays, evenings, mornings and afternoons with the gentleman and I have often told him that if he did ever make a step toward the corner, my absolute sincere friendship toward him would preclude him from doing anything for me because I am thoroughly convinced that the closer you are to the gentleman, the closer he scrutinizes you before he will do a favor for you. I feel, regardless of party, that the State of Maine owes a very definite and gratifying vote of thanks to the hardest worker that I have ever known in my political life, to the highest principled individual that I have ever met, to an individual who has taught me principle and I assure you that I have been devoid of it at times. I am not carrying the gentleman's cudgels but believe me I know the job and the work that he has done. Our Appropriations Committee is fully aware of it.

Shifting my affections to you, Mr. Speaker, I recall vividly the cooperation you have rendered my party and I now speak as a former leader and I would again be remiss if I did not state that at all times your office was open for criticism of you if it would be needed and certainly was not needed, the welcome mat was out for any of us within my party and any of those within your party. I want to commend you for it. I think you will go down in the annals of legislative history as one of Maine's outstanding leaders. (Applause)

Mr. Cates of East Machias was granted unanimous consent to address the House.

MR. CATES: Mr. Speaker and Ladies and Gentlemen of the House: As a freshman legislator and coming into this Legislature, I knew nothing of the parliamentary procedure of what was to be done or not to be done. I had the good fortune of being appointed as the only freshman legislator on the powerful Appropriations Committee through no solicitation of my own. It was, I assure you, strictly voluntary and I want to take this opportunity to thank my good friend, "Dr. Bates," who had, previous to that time seen me only twice. I want to thank every one of you here and every one on the Appropriations Committee who have made it so easy for me and I assure you that I have learned more from this past four months as regards state government than I would have learned had I attended a college and studied state government and history for two years, at least.

I do not think that I have anything more to say. I won't take up any more of your time but I just want you to know how appreciative I am of the friendships, the favors and all that has been bestowed upon me this winter. If I am fortunate enough, I may see you again in two years. (Applause)

Orders Out of Order

Out of order and under suspension of the rules, Mr. Ford of Waterville presented the following order and moved its passage:

ORDERED, that the State Librarian mail to each member and officer of the House, a copy of the

Laws of this session when completed.

The Order received passage.

Out of order and under suspension of the rules, Mr. Finemore of Bridgewater presented the following Order and moved its passage:

ORDERED, that the Chaplains of the House be paid in accordance with a payroll list submitted by the Clerk of the House.

The Order received passage.

Out of order and under suspension of the rules, Mr. Jewett of Bucksport presented the following Order and moved its passage:

ORDERED, that the Clerk of the House be presented with the desk and chair used by him in his office during the present session.

The Order received passage.

Mrs. Lord of Portland was granted unanimous consent to address the House.

Mrs. LORD: Mr. Speaker, I want to speak particularly to the gentlemen. I had a chance in the mock session to tell them how distinguished looking they were and I really meant it but now I want to tell them how I appreciate the way they have treated me. They have treated me as an equal and that is what women want. They have also been very courteous. Thank you. (Applause)

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

Mr. BURGESS: Mr. Speaker, I want to finish something that my good friend from Lewiston, Mr. Jalbert started.

The SPEAKER: The Chair understands that the gentleman requests unanimous consent to address the House.

Mr. BURGESS: I assure you that is true, Mr. Speaker.

The SPEAKER: Does the Chair hear objection to the unanimous consent request of the gentleman from Limestone, Mr. Burgess? The Chair hears none and the gentleman may proceed.

Mr. BURGESS: Mr. Speaker and Members of the House: Mr. Jalbert made a wonderful speech in behalf of his colleague, Mr. Jacobs, but he stopped in my opinion, just a little

short, and I want to tell you a few things that I have learned about that gentleman as House Chairman of your Appropriations Committee, a man who has stood and gone down the line one hundred per cent on principle. He is more than a legislator, he is a statesman. I believe that I am correct when I tell you that he has served this House from at least two districts and perhaps three. So long as this branch or any branch of the Legislature has such men as Leslie Jacobs looking after its finances, a watch-dog on the purse, you have nothing to fear.

I ask this House now to give Leslie Jacobs a rising vote of thanks for the time and the effort that he has put into his job. (Prolonged applause, members rising)

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

Mr. JACOBS: Mr. Speaker and Members of the House: I thank Mr. Burgess for the kind remarks that he has made. It may be hardware discount of 50, 25 and 10 off the list. (Laughter)

However, ladies and gentlemen, making the laws of Maine and carrying on the business of the State of Maine by a Legislature of this kind in both branches is serious business. You all are sent here by your constituents to act for them in this body and in the body across the hall. I am sure that you recognize, every one of you, the responsibility which is upon your shoulders, because you have distinctly come here from different parts of the State of Maine to execute the laws and carry out the business of this State for the next two years.

I have been here several times. This is my tenth term in this House, and I feel honestly that this Legislature has been one of the most serious bodies of determined men and women that I have been associated with for these many years. I think that you all feel that you are well paid, not in dollars and cents, but in the satisfaction that you have come here to serve your constituents, and I believe that you have done the very best that you know how.

Mentioning briefly the Appropriations Committee, it is not a very trifling job to handle this financial

set-up for the State of Maine. I know that some of you have criticized the amount of money that we have passed here to run the State for the next two years, but the State and the people of the State are asking every two years for more money, more committees, more everything than they have ever had before.

Forty-six years ago this State of Maine only appropriated about ten million dollars to run the State for one year, twenty million for the two years, and only had about ten hundred people working for it. Today, we have over six thousand, and then you wonder, some of you, where all this money goes to. It is for salaries, mostly, and the upkeep of the State's business. I know from experience what I am talking about. It is a serious business to come here to Augusta and do the business for the State of Maine. I want you to realize, and I think you do, that the responsibility is ours and we share it together. I thank you.

(Prolonged applause, members rising).

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

Mr. STANLEY: Mr. Speaker and Members of this House: I, too, as a freshman, want to express my appreciation for having had the opportunity to serve here with you. It has been a real education; I have learned much about our State government which surprised me considerably. The experience has been grand. I do not know of any person in the House but what I like, and I hope if any of you ever come through Hampden you will call and see me. Thank you. (Applause, members rising)

The gentlewoman from Presque Isle, Mrs. Christie, was granted unanimous consent to address the House.

Mrs. CHRISTIE: Mr. Speaker and Members of the House: I realize that most freshmen are younger than I am, but it certainly has been a pleasure to me to come here and to associate with all of the fine gentlemen and ladies who have been members of the House through this session. It has been especially pleasing to me to work with Dr.

Bates, our Speaker. He has been most fair and gracious at all times. I know that many times I have differed with a great many of you and you have not felt that you could go along with some of the things in which I believe, but I am thankful that all of you have been very courteous and very gracious to me. Some of you have said some very fine things, and I appreciate them all. I hope that sometime I shall see you all again, perhaps in the same place.

This has been a liberal education to me. Someone said the other day that it is as good as a college education to spend a term in the Legislature, and I feel that that is really true. I have been happy here and have enjoyed my association with all of you. (Applause, members rising)

Conference Committee Report

Report of the Committee of Concurrence on the disagreeing action of the two branches of the Legislature, on Resolve in favor of the Several Academies, Institutes and Seminaries (H. P. 1244) (L. D. 1446) reporting that they are unable to agree.

(Signed)

Messrs. GOWELL of Berwick

DAVIS of Harrison

CAMPBELL of Guilford

—Committee on
part of House

COLLINS of Aroostook

HASKELL of Penobscot

WARD of Penobscot

—Committee on
part of Senate

Report was read and accepted and sent up for concurrence.

The SPEAKER: The Clerk has two matters for which he has not supplied an advance journal, as well as the conference report just read.

Conference Committee Report

Report of the Committee of Concurrence on the disagreeing action of the two branches of the Legislature, on Resolve in favor of the Town of New Gloucester (H. P. 960) (L. D. 1050) reporting that they are unable to agree.

(Signed)

Messrs. EDWARDS of Raymond

DAVIS of Harrison
 CAMPBELL of Guilford
 —Committee on part
 of the House

HASKELL of Penobscot
 COLLINS of Aroostook
 SINCLAIR of Somerset
 —Committee on part
 of the Senate

Report was read and accepted
 and sent up for concurrence.

Paper from the Senate

The SPEAKER: Will the gentleman from East Machias, Mr. Cates, kindly approach the rostrum?

The House will be in order. The Clerk will make a procedural explanation in regard to the next matter, off the record.

The following paper from the Senate was taken up out of order and under suspension of the rules:

Bill "An Act relating to Members of Executive Council and Manner of Selection" (S. P. 68) (L. D. 154) which was indefinitely postponed in the House earlier in the day.

Came from the Senate that body voting to insist on its former action whereby it passed the Bill to be engrossed as amended by House Amendment "A" as amended by Senate Amendment "A" thereto and asking for a committee of conference with the following conferees appointed on its part:

Messrs. HASKELL of Penobscot
 CHASE of Cumberland
 BROGGI of York

In the House:

On motion of Mr. Cates of East Machias the House reconsidered its action of earlier in the day whereby the Bill was indefinitely postponed and its action of May 6 whereby House Amendment "A" was adopted. Senate Amendment "A" to House Amendment "A" was read and adopted. House Amendment "A" as amended by Senate Amendment "A" thereto was adopted and the Bill was passed to be engrossed as amended by House Amendment "A" as amended by Senate Amendment "A" thereto and Committee Amendment "A" in concurrence.

Subsequently, on motion of Mr. Cates of East Machias, the House reconsidered its action whereby the Bill was passed to be engrossed and it was indefinitely postponed in

non-concurrence, and the House voted to adhere.

Order Out of Order

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

Mr. LOW: Mr. Speaker, with great pleasure I present an order and move its passage.

The SPEAKER: Out of order and under suspension of the rules, the gentleman from Rockland, Mr. Low, presents an order and moves its passage. The Clerk will read the order.

The CLERK:

WHEREAS, the House takes cognizance of the fact that the House Reporter and his staff and that the six girls who form the subordinate officers in the Office of the Clerk of the House have been able by working many more hours each week than workers in private industry would give to their employer without time and a half or double time payments and

WHEREAS, the House takes notice of the fact that each and every day regardless of the effort and time required, this personnel has completed the business of the House each and every day and left nothing undone at the end of the day.

NOW THEREFORE BE IT ORDERED, that as a payment to the House Reporter and the members of his staff and the six subordinate officers in the Office of the Clerk of the House be paid by the Controller an amount equal to one week's salary to compensate them for time and effort beyond the reasonable demands of similar positions.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker and Members of the House: The Mutual Admiration Society meeting now comes to an end.

I spoke to you many times in the last three weeks in my non-enviable role of "clobber." I don't believe that any member of this branch could ever question my sincerity in all of my remarks, particularly based on principle where it applies.

I frankly must say that I think this order, using mild words, is extremely unfair to the members of this body. I am personally friendly with ninety per cent of the members of the Clerk's staff and the reportorial staff. I value their ability. I know they have done a good job.

We had the Clerk of the House before us in the Appropriations room at the beginning of the session. We informed him that we were going to set the salaries. He presented his case. We decided what we would do. We informed him that we would pay on a weekly basis. We informed him that there would be no bonuses. That decision was a unanimous decision of the Committee and a firm stand was taken and a firmer stand was upheld when we have discussed it.

This is no more pleasant than it has been for me, and that is one of the major reasons why I rose tonight in appreciation of the many favors you have extended me, but it is no more pleasant for me than it was to get up and recede and concur, recede and concur, move for indefinite postponement of elderly teachers, or pensions, or academy bills, stepping on the toes of many members of this House.

It is just as unpleasant to do what I am doing now, but I am doing it honestly and sincerely because I don't believe that there is a member in this House who can disbelieve me when I say that this is, mildly again I say, an unfair order, based simply on this: That the Officers in the other branch are going to work, and they are going to get paid for it and they should get paid for it, based on the decision that the committee arrived at.

The Officers, or staff of the House branch, are not going to work, consequently they should not be reimbursed or be given an extra week's pay. That argument is sound and it is solid, because the Clerk of the House knew exactly the committee's stand. I am not speaking for the committee, but that was, my friends, the committee's stand.

I feel, beside the fact that the order, in my opinion, is a little unfair, that it is almost stating

to members of the other branch, as far as the staff is concerned, that they, in effect, were inefficient. They cannot be here to deny that fact, certainly no more than the Clerk of the House can speak now for his staff.

The Clerk appeared before the Appropriations Committee this morning. I know that by conversation, with at least some members of the Appropriations Committee, that the thought was given to him that we wouldn't go along. Again I say I am speaking for myself and I am speaking certainly for some of those members who told me personally that they wouldn't go along.

There are many orders that we have passed, showing our courtesy and appreciation to the Clerk and his staff, and I mean the unfairness of the deal, for my money, is the fact that this definitely puts every member of this House on the spot.

I have to repeat that it is not pleasant for anyone, any one of you. It wouldn't be pleasant to rise and possibly make the remarks that I have made.

In fairness, on principle, in sincerity, this order should very definitely be voted down, and I move its indefinite postponement.

THE SPEAKER: The gentleman from Lewiston, Mr. Jalbert, moves that this order be indefinitely postponed.

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

MR. DICKEY: Mr. Speaker and Members of the House: My good friend, the gentleman from Lewiston, Mr. Jalbert, says any member that stands up would be on the spot and I am very happy to be on the spot if such is the case.

I think that Mr. Jalbert has risen, as he says, for a principle, and I respect him for that. However, I do not think that he understood the order fully. He stated that the committee of which he is a member had decided to pay these several people a weekly salary without a bonus. As I listened to the order, it does not say a bonus. It says that we should pay them their just dues, and I hope the motion of the gentleman from Lewiston (Mr. Jalbert) does not prevail.

The SPEAKER: The Chair recognizes the gentleman from Bowdoinham, Mr. Curtis.

Mr. CURTIS: Mr. Speaker and Ladies and Gentlemen of the House: As a freshman I feel, perhaps, very humble and out of place. I do feel humble. But I do not agree with my good friend, the gentleman from Lewiston, Mr. Jalbert. I do not agree that this is a bonus.

Now I have kept my eyes open a little since being around here, because I have learned to do that in making a living the hard way on a farm, and I have noticed that the esteemed people at the other end of the corridor did their duty and did it well but they shut up shop and went away, as they had a perfect right to do, at the close of the sessions.

I have hung around here considerably, not for the sake of hanging around, but, being a freshman, I had much research to do, and I have seen these people work here late at night, and I want to go on record and say to you that if they were working by the hour, they would have received more than is being asked. I believe it is not an injustice but it is simply a duty that we owe to them to pay them for some of the work, and I do not believe that this order and what it entails, pays them entirely for the many hours that they have put in here for doing this work.

I sincerely trust that this motion for indefinite postponement does not prevail.

The SPEAKER: The Chair recognizes the gentleman from Medway, Mr. Potter.

Mr. POTTER: Mr. Speaker and Ladies and Gentlemen of the House: I have spent quite a lot of time in the Clerk's office, asking for various things to be done, sometimes after hours, and I very much appreciate the extra work that has been done by this staff, and if I am on the spot, I want to be on the right spot and the spot that Mr. Dickey mentions, and go along with the passage of this order.

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

Mr. McGLAUFFIN: Mr. Speaker and Members of the House: I wish to express my great appreciation of the courage that the gentleman from Lewiston, Mr. Jalbert, exhibited in taking the stand that he did in behalf of the committee. I admire him for what he has said. He is mistaken, however, when he comes to this House. This committee can rightfully state that there shouldn't be a bonus or an increase, but as I have stated in this House before, this Legislature acts of its own accord regardless of any committee or any committee's report or anything that the committee wanted or didn't want.

As I understand this order, it is a matter for this Legislature to decide wholly outside of any talk that was had with the Clerk or anybody else. Those of us who have been here in the evening, sometimes playing cards, have found those girls working way beyond the time that we stayed here.

I say to you, Ladies and Gentlemen, that you are not putting yourselves on the spot but you are doing the sensible and the right thing, to give these girls their pay. I am heartily for it.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker and Members of the House: I can easily see what is going to happen to me here. But I will tell you one thing right now, and it goes without saying, either playing "63" out in the corridor or in this House. I think it is possible that fifteen or twenty times I expressed the same sentiments as far as the gentleman from Portland, Mr. McGlauffin is concerned, but you all feel our honest love and admiration for him, and every once in a while I think he is wrong but I can't prove it. Tonight I know he is wrong and I can prove it. I am going to get to the gentleman from Brooks "Emery Dickey" in a couple of seconds. (Laughter)

It is primarily, "Judge McGlauffin", the function of the Appropriations Committee through its directive that they shall set the salaries of the employees of both branches. That, "Judge," and I know you know the statutes back-

ward—I am a little surprised at you frankly—it is in the statutes.

The gentleman from Brooks, Mr. Dickey, makes the remark that the order doesn't show that it is a bonus. The other people on the other side are going to work; they are going to get paid. These people aren't going to work. What do you call it? This is the first time, and it has got to be the last night, that Mr. Dickey and I vote on the opposite side.

But one thing I do know: You may vote me down if you want to—but I have stuck to principle since the third day of January and I have never been on more solid ground than I am now, in the closing hours of this Legislature, and I am not going home feeling that at the last moment I ducked principle.

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

Mr. McGLAUFFIN: Mr. Speaker, Mr. Jalbert evidently thinks that if the statute or the committee acting under it sets the salary, that that renders this Legislature helpless to change it. He's mistaken, not I. This Legislature can pass this order. (Applause)

The SPEAKER: The Chair recognizes the gentleman from Guilford, Mr. Campbell.

Mr. CAMPBELL: Mr. Speaker and Members of the House: The gentleman from Lewiston, Mr. Jalbert, has said that we must all stand and be counted in this matter. For my part I am willing to be counted in favor of the order.

It is true that the Clerk of the House was before our committee this morning and this matter was discussed in executive session after he left, and I want to assure you all that it was not unanimous, the decision we made on it. If it had been a bill that we were to report out, I assure you there would have been a split decision on the matter.

And I want to say further that if we don't grant this, it will be penalizing efficiency because you all know, if any of you have been here in the evening, that this staff has worked until late hours at night, sometimes until nearly twelve o'clock, and I certainly hope that the motion to indefinitely postpone does not prevail.

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

Mr. ROUNDY: Mr. Speaker, I think that all the members here have a thorough understanding of what is involved and appreciate the effort. I move the previous question.

The SPEAKER: The gentleman from Portland, Mr. Roundy, moves the previous question. In order for the Chair to entertain the motion for the previous question it requires the consent of one-third of the members present.

All those in favor of the Chair entertaining the motion for the previous question will rise and stand in their places until the monitors have made and returned the count.

A sufficient number arose.

The SPEAKER: Obviously more than one-third of the members present having arisen, the motion for the previous question is entertained.

The question before the House now is: Shall the main question be put now? All those in favor will say aye; those opposed, no.

A viva voce vote being taken, the main question was ordered.

The SPEAKER: The question before the House now is on the motion of the gentleman from Lewiston, Mr. Jalbert that this order be indefinitely postponed. As many as are in favor of that motion will please say aye; those opposed, no.

A viva voce vote was taken.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, has asked for a division before the vote has been declared.

As many as are in favor of the motion of the gentleman from Lewiston, Mr. Jalbert, that this order 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.

Two having voted in the affirmative and ninety-two having voted in the negative, the motion for indefinite postponement did not prevail.

Thereupon, the Order received passage.

The SPEAKER: Is it the pleasure of the House to take up out of order and under suspension of the

rules a bill on its passage to be enacted? The Chair hears no objection and the matter is before the House.

**Passed to Be Enacted
Emergency Measure**

An Act Relating to Pari Mutuel Pool Contributions to Stipend Fund (S. P. 274) (L. D. 763)

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

The SPEAKER: This being an emergency measure, under the Constitution it requires for its passage the affirmative vote of two-thirds of the entire elected membership of the House.

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

Mr. FITANTES: Mr. Speaker and Members of the House: I am a bit sad and tired tonight and I have written down a few notes to make sure that I do not deviate and involve personalities on what I have to say.

I have worked hard, just as hard as any other member of this Legislature, I feel, this year. I have watched the maneuvers in the repeal of the sales tax on gross sales. I voted against it, but it went through. And I thought I foresaw what was going to happen to our hospitals and our Teachers' Aid and our A. D. C. and all the rest of that. But it passed anyhow. It was a campaign promise, I understand, and it got through.

I voted against all the cuts and I tried to do a good decent job as a Representative. And we have reached this point: As far as the racing measures go, I don't care one way or another. I favored night racing because I thought it was fair and I favored the one commission because I thought it was fair.

Now no one was more disappointed in the bill before us right now than I was. It was forced down our throats in a manner that only Malenkov would follow. If Malenkov would die I don't know what I would do, but I can do one thing. I have one vote, and I have a right to speak before I make that vote.

As I understand our system of government and procedure, and that precious Constitution that

everyone in this Hall brought forth time and time again this year, it spells out the manner of law-making. We debate and we decide in a democratic way in a real fair manner.

Today, what I consider gangsterism and totalitarian measures were forced upon us. I did ask five small minutes to read and study an amendment that was put on my desk a few seconds before we started, and I was refused. I think the amendments are on, they are poorly written and we will have trouble with them in the future. But that doesn't matter; it has to be rushed through as I understand, and we have to go home.

The amendments were not drawn by this Legislature in the procedure in which we are supposed to draw amendments to all of our legislation; the amendments were drawn in a smoke-filled room, and I borrow that phrase from Senator "Bob Haskell."

I won't say much on the fine people that I have met this time. I don't feel as if I could express it at this time, but I sure am proud of a lot of very fine people that I met this session. Americans are all fine. I met many great people when I was in the Service, and I have met some fine ones here.

I thought a long time before I got up to speak on this, for I know the sentiments of the House, but I have been taught to do what is right, and I think that I am doing right. I am honest and I am sincere in what I am saying.

I think the whole deal, as far as racing goes, that was introduced today, was rotten, and I certainly will vote against it. I don't want to mention any personalities or any people. I never bullied a man in my life and I never will and I don't care if I vote alone.

I am sorry I had to bring this up at a time when we are all telling each other how much we have enjoyed one another's company and how pleased we are at the friendships we have made.

I move to reconsider our action of this afternoon, Mr. Speaker, on An Act Relating to Pari Mutuel Pool Contributions to Stipend Fund.

The SPEAKER: The gentleman from Saco, Mr. Fitanides, moves that the House reconsider its action taken this afternoon whereby the House passed to be engrossed Senate Paper 274, Legislative Document 763, as amended by House Amendment "A" as amended by House Amendment "A" thereto in non-concurrence.

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

Mr. TOTMAN: Mr. Speakers and Members of the House: You may wonder why I have gotten up to answer the gentleman from Saco, Mr. Fitanides, and that is the reason for which I have arisen. I feel that possibly Mr. Fitanides and myself are about the same age. Possibly we have the same incentive to work hard as legislators; at least I think I have worked as hard as he has. I think we have all worked very hard.

I also feel that I am just as resentful of anything being crammed down anyone's throat, and I think that I have proved here that I will fight to the last ditch against something I believe is wrong.

Mr. Fitanides spoke to me earlier today and indicated that he was quite upset by this bill. I definitely believe that this bill in front of us is not any dictatorial or "gastatorial" or "hymatorial" measure.

I think sometimes the best way to combat unfair criticism is to be very truthful. I have been here twice, which means nothing, and I have sat here through two sessions, and I have kept absolutely still on what I think is a very unfortunately long, unjustified, ridiculous haggling over horses.

I believe, too, that possibly I am a little better acquainted with one aspect of horse racing than the average legislator here, but it is not said in a bragadocial nature; it is said because I am well acquainted with one member of the Racing Commission.

I don't like this horse business any more than any of you. I do like this measure because I have got a sinking suspicion and a hope that this may produce an end to this unpleasant "battle of the giants", as Mr. Albert of Augusta, said, and he certainly hit the nail on the head.

Scarborough Downs and Gorham have been at each other's throats. I congratulate, and make no bones about it, I congratulate, after it is all over, the Governor of our State for accomplishing what I think is a master bit of statesmanship. Evidently Mr. Fitanides feels that he has forced members of this House to accept something, but if he has forced us to accept anything, I believe it is a bill which will enable an end, as I said before, of this constant fighting.

We have been told here by both sides tonight that they are reasonably agreeable. We have been told that for once we can walk out of here in relatively decent harmony. I sat in this seat last session, and at three o'clock in the morning a man sat two seats away from me, ready and eager to get up and battle about Scarborough Downs, and I was thoroughly disgusted. It seems a shame and a crime to me that such bitterness should prevail until the wee small hours of the morning.

Now here is a bill that I am told, and I am just a bystander; I am not in on the inside politics; but I am told it makes everyone reasonably happy with a very difficult situation. The fact that the gentleman from Saco, Mr. Fitanides, was not allowed to have time to read his amendment I regret, and as one member of the Republican party I apologize to him for it, because I sincerely believe that the amendment was about to be read in full by the Clerk of the House.

That is not any criticism of the Clerk or the Speaker; it is just simply one of those things that happens, and nobody deliberately does it.

I am certain, and we all know that practically the entire day was spent by both sides in arriving at this bill. If this doesn't represent the bill we are happy with, nothing ever will, and I sincerely hope that any move to block or kill this bill because of personal bitterness or possibly a misunderstanding of the way that it has been done in this House, which I will admit might have been better, but we are all human beings and make mistakes—I certainly hope the measure will not fail.

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

Mr. CHILDS: Mr. Speaker and Members of the House: This will probably be the last time that I will rise at this session and address the members of the House. I hope to God it is the last time I will ever rise and address the members of the House in regard to horse racing.

The gentleman from Saco, Mr. Fitanides, talking about night racing, said that he was in favor of it and talked about one commission, that he was in favor of it and was tired of hearing about the whole thing.

Everybody knows that I was involved in the night racing a little bit, and you certainly were aware of the fact that for one commission I was the sponsor of the bill. I worked hard on the bill, I thought I had done a good job. I was defeated on it. Subsequent to that, the track operators got together, an agreement was made up. It certainly was not forced down anybody's throat. It came before this House. I am in favor of the agreement, and if I was not in favor of the agreement I would be opposing it bitterly now. I think that both parties are given a fair shot and certainly nobody should object to it.

In regard to the amendments, which are poorly written, I was a little confused when the amendments came up early in the day. I will say Mr. Center caught me off guard. I had not read them too thoroughly. I have read them now very thoroughly. The amendments are not confusing. They are very easy to understand. There is no question in regard to the legislative intent, and the amendments were not drawn up in a smoke-filled room. I was there when they were drawn up and the Director of Legislative Research, Mr. Slosberg, was there when they were drawn up, and Henry Albert was there when they were drawn up, and I do not think any of us were smoking.

I do not question Mr. Fitanides' honesty and sincerity at this time. I just sincerely believe that Mr. Fitanides is off on a tangent, I believe that he has not really looked into this matter and that he is up-

set about it. I certainly hope that his motion will not prevail.

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

Mr. FITANIDES: Mr. Speaker and Members of the House: I do not have any personal interest in this matter other than justice and fair play. I don't care if both tracks float right out to sea. But there was an issue before me in regard to night racing and I decided in the manner I thought fair. There was another issue in regard to racing commissions, and I decided what I thought was fair. I represent ten thousand good people, and I am very proud that they elected me to come up here and I am going to represent them the way I think is right.

The gentleman from Portland, Mr. Childs, says that he was not familiar with the amendments, that he was taken by surprise, and yet in his next statement he says he was right there when they were drawing them up. Well, I don't understand that kind of business. I did not intend to make a personal debate out of this. Common sense will tell you that when you are voting a loaf of bread and you end up with one-fourth that this is not going to end any dispute. This dispute is nowhere near at an end. I don't know whether the Governor forced this measure or not. I didn't say anything like that. I am laboring under the assumption that this legislature is the law-making department. I may be wrong, I don't know.

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

Mr. GILMAN: Mr. Speaker and Members of the House: I can add nothing to what the gentleman from Portland, Mr. Childs, and the gentleman from Bangor, Mr. Totman, have said, except that I sincerely wish and hope that this measure will receive its passage.

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

Mr. CENTER: Mr. Speaker and Members of the House: This too will probably be my last time in speaking before you or before any Legislature in this State.

I feel that the gentleman from Saco, Mr. Fitanides, is, as he says tired, and he is a little upset tonight. I do not really think that down deep in his heart he means some of the things that he has said. But inasmuch as my name appears on this amendment I feel that I should say a word or two.

I am sure that Mr. Fitanides does not consider me a gangster, nor does he think that I practice or believe in totalitarianism. I am very sorry that he was not accorded the privilege that he asked for on his motion to recess. I told him in the corridor afterwards that I was sorry. I also told him that I had voted for that recess, which I did. I think that again was simply a case where everybody had been standing around and sitting around all day waiting for the preparation of this document and their tempers were just a little short and they allowed that to take the place of their better judgment. I am sure that we all apologize to him for not according him that courtesy.

I want to say though, that any part I have had in this matter I have done it openly and with all the honesty and sincerity that I possess. I am very sorry and deeply regret that this note has been injected into this debate in its closing hours. I firmly believe that as a Legislature in a Christian state we will be applying the best principles of Christianity if we adjourn this legislature having brought together and brought harmony between two disagreeing factions in our State. I ask you to go along with this bill. (Applause)

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

Mr. MCGLAUFLIN: Mr. Speaker and Members of the House: You all know that I opposed the night running. I was beaten, I take my licking with a smile. You all understand that we have been working hard to try to get the appropriations and the source of revenue to meet. We have worked long and hard. We come now to the final wind-up, as we hope, of this Legislature. It seems a pity that there should be any disruption in the harmony that has prevailed throughout this whole session.

I understand that if this measure is passed, and it has taken a great deal of study to work this thing out, that we can get through with our legislative work and adjourn in a very short time. I sincerely hope that every member of this Legislature, both Democrat and Republican, will not at this late date try to upset the apple cart. I have had a great deal of admiration for Mr. Fitanides. He served with me on the Judiciary Committee and I like him. I think, however, he has made a great mistake in trying to disrupt the unity that has prevailed in this Legislature. I hope that every other man and woman, Democrat and Republican, will vote for this measure and that it will pass.

The SPEAKER: The Chair recognizes the gentleman from New Sharon, Mr. Caswell.

Mr. CASWELL: Mr. Speaker and ladies and gentlemen of the House: I have one point in common with the first two gentlemen who spoke on this question, Mr. Totman and Mr. Fitanides. Mr. Totman remarked that they were about the same age. I am about the same age that the two of them are. I have learned in those extra years the value of compromise. I think this bill was intended as a compromise, but the thing about this bill that is important to me is something that has not been mentioned thus far. I personally am not interested in racing. I feel as Mr. Fitanides does, more or less. I don't care where the races go; I don't attend race meets, not because I object to them but because I am not interested in them. I might say here that I happened to be present — I didn't have any business there — but I was allowed to sneak in with a few others into the Governor's office this morning when I suppose this thing was started. The thought then was that by a bill of this sort we would save a little money that might be placed to the credit of two or three very worthy objects which the whole House had been anxious to see go through but which for lack of funds had apparently been lost. That extra one-half of one per cent which both the harness racing and the runners will

contribute would enable the Nurses Training Bill and the Bookmobile Bill to go through.

Now that is all I am thinking of, and that is why I am going to vote for this bill.

The SPEAKER: The Chair recognizes the gentleman from Lisbon, Mr. Beal.

Mr. BEAL: Mr. Speaker and Members of the House: There has been considerable reference to the warring factions, but there is one faction that has not been mentioned, and that is the general public that attends the races, that so-called "sucker list."

Now I happen to be one of those people who attend the races. Mrs. Beal and I last summer attended seventy race meets. Now I say that without any measure of pride, but I also say it without any degree of shame. That is a hobby of ours. We go to the runners and we go to the harness races. We go to the fairs, from Topsham to Presque Isle and from Farmington to Bangor. I tell you this because I think I know the sentiment of the people who follow the races. They have been irked by this constant quarrel between these two factions, and I am sure that the racing public of Maine, whom some of us represent, will be very glad when this thing is settled as this amendment will certainly settle it. I shall go along with the amendment.

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

Mr. BURGESS: Mr. Speaker and Members of the House: I realize that nothing I will have to say will change a single vote, and I do not rise for that purpose. I rise only for the purpose of recalling to you a few of the things which this Legislature has done which I think you can be justly proud of, and I will during my discourse refer to the issue which is before you at this time.

I stated to you a few days ago that having served five terms in the House, that this House is outstanding, it is the finest House that it has been my privilege to serve in. I know that you have applied yourself diligently and well to every question that has been placed before

you, and you have considered harmony as well as the interests of your public and our public. I could take up a great deal of your time in pointing out to you things which this group has accomplished which previous legislatures have been unable to accomplish. I know that you know those things as well as I do.

Yesterday you were kind enough to me to allow me to table a simple item which has to do with your own — not your own, but the pay of the next members of the Legislature, with the promise from me that I will do my utmost to endeavor to find a solution to the finances that would allow you to accomplish that measure and others which are close to your heart. Tonight that has been accomplished, and as I see the issue before you it is not with respect to the compromise that has been made between the two groups which had to do with racing, namely night racing and harness racing. Our issue has to do with one-half of one per cent increase in the State's take for the purpose of financing measures which are close to our heart.

Now I regard very highly any person and every person who has the courage of his conviction and will stand and voice his opinion, be he right or wrong; but our issue tonight as I see it is the financing of two or three measures which are of political importance and of necessity, and I group them in this manner: No. 1, Nursing Attendants; No. 2, Bookmobile; and No. 3, our own salary. Now a method has been provided for you, through the hard work of several people in this House and in the other branch at the end of the corridor, so that this can be accomplished. I hope that you will consider this well and that you will accept it as the best way of financing and doing the things that should be done, so that you will be able to go home and tell your public proudly that you have done the things that needed to be done, you have accomplished the things that needed to be accomplished, and I assure you that you can be proud of every action that the Legislature has taken up to this time.

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

Mr. **FULLER**: Mr. Speaker, I am afraid that if we discuss this thing much longer that everybody will have gone home. I do not think that we can change anybody's vote, I think everybody is in accord, and I move the previous question.

The **SPEAKER**: The gentleman from South Portland, Mr. Fuller, moves the previous question. In order for the Chair to entertain the motion for the previous question it requires the consent of one-third of the members present.

All those in favor of the Chair entertaining the motion for the previous question will rise and stand in their places until the monitors have made and returned the count.

A sufficient number arose.

The **SPEAKER**: Obviously more than one-third of the members present having arisen, the motion for the previous question is entertained.

The question before the House now is: Shall the main question be put now? All those in favor of putting the main question now will please say aye; those opposed, no.

A viva voce vote being taken, the main question was ordered.

The **SPEAKER**: The question before the House is on the motion of the gentleman from Saco, Mr. Fitanides, that the House reconsider its action whereby it passed to be engrossed, Bill "An Act Relating to Pari Mutuel Pool Contributions to Stipend Fund," S. P. 274, L. D. 763 earlier in today's session.

As many as are in favor of the motion for reconsideration of the previous action in the House will please say aye; those opposed, no.

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

The **SPEAKER**: This being an emergency measure, under the Constitution it requires for its passage the affirmative vote of two-thirds of the entire elected membership of the House.

The Chair recognizes the gentleman from Portland, Mr. Mc-Glauffin.

Mr. **McGLAUFFIN**: Mr. Speaker, may I suggest that before the vote

is taken, if there are any members in the hall that they be called in?

The **SPEAKER**: The Chair will state that the gong is being sounded.

As many as are in favor of the passage of this bill to be enacted as an emergency measure 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**: One hundred and fifteen having voted in the affirmative and three in the negative, one hundred and fifteen being more than two-thirds of the entire elected membership of the House, the bill has been passed to be enacted as an emergency measure. It will be signed by the Speaker and sent to the Senate.

Passed to Be Enacted

An Act relating to Officers of the Legislature (S. P. 583) (L. D. 1523)

An Act relating to the State Personnel Board (H. P. 654) (L. D. 697)

Finally Passed

Resolve Reimbursing the General Fund for the Payment of Certain Claims (S. P. 619)

Resolve Providing Funds for Nursing Attendant Education (H. P. 480) (L. D. 499)

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

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

The **SPEAKER**: The House may be at ease for a few moments.

House at Ease

The House was called to order by the Speaker.

Conference Committee Report

The **SPEAKER**: Is it the pleasure of the House to take up a Conference Report?

The **CLERK**: This report does not appear on an Advance Journal but is highly privileged.

The Committee of Conference on the disagreeing action of the two branches of the Legislature on Re-

solve in favor of the Town of Liberty (H. P. 637) (L. D. 1356) reporting that the Senate recede from their action whereby the resolve was indefinitely postponed and concur with the House in passing the Resolve to be engrossed.

(Signed)

Messrs. COLE of Liberty
 DICKEY of Brooks
 LOW of Rockland
 — Committee on
 part of House
 COLLINS of Aroostook
 WARD of Penobscot
 SINCLAIR of Somerset
 — Committee on
 part of Senate

Report was read and accepted and sent up for concurrence.

Veto Message

The SPEAKER: The Clerk will read a veto message just received from the Executive Department.

STATE OF MAINE
 Office of the Governor

Augusta, May 8, 1953

To the Honorable Senate and
 House of Representatives,
 96th Legislature

There is returned herewith, with approval, House Paper 755, Legislative Document 780, An Act Amending the definition of an "Employing Unit" under the Employment Security Law for the following reasons:

This measure strikes at the very root of a commendable program, and has the ultimate effect of deleting thousands of our workers from covered employment. The program was designed to cushion the shock of unemployment during slack periods, to maintain the purchasing powers of workers becoming unemployed, and to prevent and limit the serious consequences of poor relief assistance. The original Act contained, and still contains, many liberal exemptions.

In order to cover as many persons as possible, having in mind the existing exemptions, the law embraced the subcontractors and independent contractor provisions from its very beginning. It should be pointed out that Maine is one of the few states that still requires the rule of eight or more employees before liability is established.

By coupling the subcontractors the law contemplates the coverage of thousands of our workers who would otherwise not have the protection of the benefits thus afforded.

It should also be pointed out that the prime contractor suffers no loss financially because the same section provides that contributions for the payroll tax should be borne by the said subcontractor.

The result of this bill, by striking out the subcontractor provision of the law, would enable employing units to divide themselves into groups of less than eight and thus avoid the law altogether.

The adoption of this measure would eliminate from our law the very protection it seeks to give and thereby produce an unconscionable result. These liability sections, now sought to be deleted, formed an early part of the unemployment compensation law and have remained without change to the present time.

There is no sound reason for disturbing these sections which provide for added coverage and would work a grave hardship to thousands of our people who are now covered by the law.

Respectfully submitted,

(Signed)

BURTON M. CROSS
 Governor of Maine

Thereupon, the Veto Message was ordered placed on file.

The SPEAKER: This bill, having been returned by the Governor, together with his objections to the same, the question is: Shall this bill become a law notwithstanding the objections of the Governor?

The Constitution of the State of Maine provides that the vote shall be taken by the yeas and nays. The Chair will state that the matter is debatable, it may be tabled and it may be recommitted to a committee.

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

Mr. ALBERT: Mr. Speaker, I move that the Governor's veto be sustained.

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

Mr. TRAVIS: Mr. Speaker and Members of the House: Since this bill was introduced by me, I discussed it this afternoon with the

Governor. I have no desire to attempt to upset his veto and I ask the members of the House unanimously to sustain the veto.

The **SPEAKER**: The question is automatically before the House, and the Constitution provides for a roll call.

All those in favor of this bill becoming a law, notwithstanding the objections of the Governor, will say yes; and those opposed will say no, as the Clerk calls the roll. The Clerk will call the roll.

Roll Call

YEA—Fuller, Bangor; Gardner, Lane.

NAY—Abbott, Albert, Alden, Bailey, Baldic, Beal, Bearce, Berry, Billings, Boston, Brockway, Buckley, Burgess, Butler, Campbell, Carter, Caswell, Cates, Caverly; Center, Standish; Chase, Christie, Cianchette, Clements, Cole, Cormier, Cote, Crabtree, Currier, Curtis, Davis, DeBeck, Dennis, Dicker, Dickey, Dodge, Dostie, Downing, Dumais, Edwards, Emerson, Evans, Ferguson, Pickett, Finemore, Fitandes, Fogg, Ford; Fuller, South Portland; Gates, Goshine, Gowell, Hand, Hanson, Harnden, Henry, Higgins, Hilton, Hussey, Jacobs, Jalbert, Keay, Kelly, Kimball, Larrabee, Lawry, Legard, Lord; Low, Rockland; Ludwig, Macomber; Martin, Augusta; McCluskey, McGlauffin, Morris, Moulton, O'Dell, Osborne, Peterson, Potter, Pullen, Rich, Riley, Roberts, Robinson, Rogerson, Roundy, Sanford, Scott, Wales; Seaward, Small, Smith, Stanley, Stanwood, Steeves, Story, Tardif, Taylor, Totman, Trafton, Travis, Turner, Tuttle, Vaughan, Walker, Watson, West, Whiting, Whitney, Williams, Winchenpaw.

ABSENT—Albee, Anderson, Archer, Bibber; Brown, Bangor; Brown, Robbinston; Call, Childs, Couture, Cyr, Denbow, Dorsey, Duquette, Frechette, Gilman, Jewett, Latno, Letourneau, Lovely; Low, South Portland; Madore; Martin, Eagle Lake; Murray, Nadeau, Ready, Reynolds; Scott, Alfred; Senter, Brunswick; Stewart, Paris; Stewart, Portland; Tondreau, Tupper, Wadleigh, Willey, Woodcock, Wylie.
Yea 3, Nay 11, Absent 36.

Three having voted in the affirmative and one hundred and eleven having voted in the negative, thirty-six being absent, the Governor's veto was sustained.

Veto Message

The following veto message received from the Executive Department was read by the Clerk:

May 8, 1953

To the Honorable Senate and House of Representatives
96th Legislature

There is returned herewith, without approval, H. P. 1144, L. D. 1292, An Act to Repeal the Tax on Cigars and Tobacco Products, for the following reasons:

In your deliberation, as the 96th Legislature, you have shown courage and judgment in facing the many problems that have been before you, and have decided these problems in full possession of the facts at hand.

I cannot agree with you on this bill that the facts you have before you could possibly justify its passage.

We cannot foresee the future; we cannot, in justice, push decisions upon the next Legislature which might prove embarrassing and even critical; economic conditions and fiscal policy at that time are their decisions and not ours. Again, I cannot agree with this Legislature that we should push our burdens upon them.

Respectfully submitted,
(Signed) **BURTON M. CROSS**
Governor of Maine

The Veto Message was placed on file.

The **SPEAKER**: This bill having been returned by the Governor together with his objections to the same, the question is shall this bill become a law notwithstanding the objections of the Governor?

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

Mr. **FULLER**: Mr. Speaker, I move that the Governor's veto message be sustained.

The **SPEAKER**: The Chair will state that the action is automatically before the House.

The Chair recognizes the gentleman from Rockland, Mr. Low.

Mr. **LOW**: Mr. Speaker and Members of the House: This is my bill and I shall vote to sustain the Governor's veto.

The **SPEAKER**: The Constitution of the State of Maine provides that the vote be taken by the yeas and nays. All those in favor of this becoming a law notwithstanding

the objections of the Governor will say yes when the Clerk calls the roll and those opposed will say no. The Clerk will call the roll.

Roll Call

YEA — Baldic, Burgess, Butler, Childs, Dickey, Dostie, Dumais, Gardner, Harnden, Hussey, Lane, Robinson, Small, Trafton.

NAY—Abbott, Albert, Alden, Bailey, Beal, Bearce, Berry, Billings, Boston, Brockway, Buckley, Call, Campbell, Carter, Caswell, Cates, Caverly; Center, Standish; Chase, Christie, Cianchette, Clements, Cole, Cormier, Cote, Crabtree, Currier, Curtis, Davis, DeBeck, Dennis, Dicker, Dodge, Downing, Edwards, Emerson, Evans, Ferguson, Fickett, Finemore, Fitanides, Fogg, Ford; Fuller, Bangor; Fuller, South Portland; Gates, Gosline, Gowell, Hand, Hanson, Henry, Higgins, Hilton, Jacobs, Jalbert, Keay, Kelly, Kimball, Larrabee, Lawry, Legard, Lord, Low, Rockland; Ludwig, Macomber; Martin, Augusta; McCluskey, McGlauffin, Morris, Moulton, O'Dell, Osborne, Peterson, Potter, Pullen, Rich, Riley, Roberts, Rogerson, Roundy, Sanford; Scott, Wales; Seaward, Smith, Stanley, Stanwood, Steeves, Story, Tardif, Taylor, Totman, Travis, Turner, Tuttle, Vaughan, Walker, Watson, West, Whiting, Whitney, Williams, Winchenpaw.

ABSENT—Albee, Anderson, Archer, Bibber; Brown, Bangor; Brown, Robinson; Couture, Cyr, Denbow, Dorsey, Duquette, Frechette, Gilman, Jewett, Latno, Letourneau, Lovely; Low, South Portland; Madore; Martin, Eagle Lake; Murray, Nadeau, Ready, Reynolds; Scott, Alfred; Senter, Brunswick; Stewart, Paris; Stewart, Portland; Tondreau, Tupper, Wadeigh, Willey, Woodcock, Wylie.

Yea 14, Nay 102, Absent 34.

THE SPEAKER: Fourteen having voted in the affirmative and one hundred and two in the negative, thirty-four being absent, the House has voted to sustain the Governor's veto.

House at Ease

The House was called to order by the Speaker at 1:15 A.M., E.S. T. May 9, 1953.

Papers from the Senate

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

From the Senate: The following Order:

ORDERED, the House concurring, that Bill "An Act Relating to Pari Mutuel Pool Contributions and Night Running Racing," (H.

P. 976) (L. D. 1064) be recalled from the office of the Governor to the Senate (S. P. 613)

Came from the Senate read and passed as amended by the Secretary.

In the House: The Order was read and passed in concurrence.

Conference Committee Report

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature, on "An Act Creating a State Crime Commission" (S. P. 521) (L. D. 1422) reporting that they are unable to agree.

(Signed)

Messrs. **CHAPMAN** of Cumberland
CARTER of Oxford
REID of Kennebec

—Committee on
part of Senate

Messrs. **TRAFTON** of Auburn
McGLAUFLIN

of Portland

FULLER of So. Portland

—Committee on
part of House

Came from the Senate read and accepted.

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

THE SPEAKER: The Chair will announce the appointment of the members on the part of the House of the Legislative Committee to Study Phases of Maine State Retirement System and Related Titles of Social Security Act; the gentleman from Auburn, Mr. Trafton and the gentlewoman from Rumford, Miss Cormier.

Non-Concurrent Matter

An Act relating to Pari Mutuel Pool Contributions and Night Running Racing (H. P. 976) (L. D. 1064) which was passed to be enacted in the House on May 6, and passed to be engrossed as amended by Committee Amendment "A" on May 1.

Came from the Senate recalled from the Governor by Order and indefinitely postponed in non-concurrence.

In the House: On motion of Mr. Albert of Augusta, the House voted to recede and concur in the indefinite postponement of the Bill.

Non-Concurrent Matter

Resolve in favor of the Town of Freeport (H. P. 500) (L. D. 1177) on which the House insisted on their action of March 4 whereby the Resolve was passed to be engrossed, and asked for a Committee of Conference.

Came from the Senate indefinitely postponed in non-concurrence.

In the House: The House voted to recede and concur in the indefinite postponement of the Resolve.

Final Report

Final Report of the Committee on Appropriations and Financial Affairs.

Came from the Senate read and accepted.

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

House at Ease

The House was called to order by the Speaker at 2:00 A. M., E.S.T., May 9, 1953.

A message came from the Senate borne by Senator Collins of Aroostook, informing the House that the Senate had transacted all the business before it and was ready to adjourn without day. (Applause)

On motion of Mr. Albert of Augusta, that gentleman was charged with and conveyed a message to the Senate informing that body that the House had transacted all business before it and was ready to adjourn without day.

Subsequently, for the committee, Mr. Albert reported that he had delivered the message with which he was charged, which report was received with thanks by the Speaker on behalf of the House.

The following paper from the Senate was taken up out of order and under suspension of the rules:

From the Senate: The following Order:

ORDERED, the House concurring, that a committee of three on the part of the Senate, with such as the House may join, be appointed to wait upon the Governor and inform him that both branches of the Legislature have acted on all matters before them and they are now ready to receive any communication

that he may be pleased to make. (S. P. 607)

Came from the Senate, in that body read and passed, and the following appointed as members of the committee on the part of the Senate:

Senators:

HASKELL of Penobscot
SILSBY of Hancock
BOUCHER of Androscoggin

In the House: The Order was read and received passage in concurrence.

The **SPEAKER**: In accordance with the order just passed, the Chair will appoint those members on the part of the House as follows:

Messrs. **FULLER** of South Portland
FULLER of Bangor
Mrs. **DOWNING**
of North Kennebunkport
Messrs. **POTTER** of Medway
MOULTON of Sweden
BILLINGS of Stonington
FOGG of Madison

The Chair will request that these members assemble in the well of the House. (Applause)

Thereupon, the Committee was escorted by the Sergeant-at-Arms to the office of the Governor.

Mr. Fuller of South Portland for the Committee subsequently reported that the Committee had performed the duties with which it was charged and a communication from the Governor would be received forthwith, which report was received with thanks by the Speaker on behalf of the House.

The gentleman from Standish, Mr. Center, was granted unanimous consent to address the House.

Mr. **CENTER**: Mr. Speaker and Ladies and Gentlemen of the House: So many people have come to me within the last twenty minutes being a little bit confused about the matter of indefinitely postponing this night racing bill and just so that it will be perfectly clear to everybody may I say that the bill which we voted to indefinitely postpone a little while ago was the so-called Gilman Bill and, as I remember it now, the one that was originally passed on night racing but the provisions of that bill were included in the amendment that we adopted and acted on as an emer-

gency tonight. So that it is purely a matter of mechanics that the Gilman Bill was indefinitely postponed.

At this point, George Curtis, Administrative Assistant to the Governor, entered the well of the Hall of the House.

Mr. CURTIS: I bear a message from the Governor.

The SPEAKER: The House hears the message and the Chair thanks the messenger.

The Governor's message was read by the Clerk as follows:

"May 8, 1953

To the Honorable Senate and
House of Representatives
96th Legislature

In these closing hours of the 96th Legislature, may I herewith submit a tabulation of the results of your deliberations:

Acts Approved:	603
Resolves Approved:	204
Vetoes Presented:	2
Vetoes Sustained:	2

It has been a personal pleasure for me to be able to serve with you in consideration of legislation in behalf of the people of Maine. My many years of association with legislative matters makes me extremely conscious of the magnitude of the problems that every Legislature faces; problems that we must weigh carefully to determine how best to serve the interests of the majority of our people. Our foremost thought must be the determination of what constitutes the interest of the many, as against the interest of the few.

You have worked earnestly and conscientiously and the legislation that has been enacted reflects your careful thought and desire to serve the people of our State. You have had the courage to correct inequities in taxation and, to work with me to preserve a carefully balanced and sound budget for the coming biennium. I assure you that I shall make every effort to see that this administration lives within these figures. By careful streamlining of activities, sound principles, greater efficiency of operation, it is my hope to show substantial savings in dollars in the coming two years.

Many of you have been disappointed with respect to certain of your worthy bills and resolves. May I commend the soundness of the policies that you have followed, particularly with respect to the limitations on use of surplus funds for local building costs. We must keep closely before us the line of local-state responsibility.

May I, as your Chief Executive, officially thank you, members of this Legislature, in behalf of the people who elected you, and to say that, in my opinion, you have been worthy of their trust.

Mrs. Cross joins me in thanking you for the many courtesies extended to us, and for the gracious associations and lasting friendship that we have had throughout the winter. We shall miss you and your families. The latchstring is always out at Blaine House, and we shall hope to have many of you drop in during the coming months. We wish you all Godspeed in your return to your homes, and health and happiness in the years ahead.

Respectfully submitted,
(Signed) BURTON M. CROSS
Governor of Maine"

At the conclusion of the reading of the communication the members rose and applauded.

The communication was ordered placed on file.

The SPEAKER: The Chair will request the Assistant Sergeant-at-Arms to escort the gentleman from Portland, Mr. McGlauffin, to the rostrum.

Thereupon, Mr. McGlauffin delivered the following prayer:

"Oh, God, our Heavenly Father, we who can neither comprehend or understand but whom we trust we thank thee for the blessings thou hast bestowed upon this Legislature during this session. We thank thee for the friendly relations that we have had together; we thank thee for the blessings that thou hast bestowed upon us; and as we now part to go our several ways, perhaps never to meet again on this earth, we ask that thou bestow a blessing upon the State of Maine upon each and every member of this Legislature. Amen"

The SPEAKER: The Chair recognizes the gentleman from Machiasport, Mr. Hanson.

Mr. HANSON: Mr. Speaker and Members of the House; I move that this House do now adjourn without day.

The SPEAKER: The gentleman from Machiasport, Mr. Hanson,

moves that this House adjourn without day. Is this the pleasure of the House?

The motion prevailed and at 2:20 A.M., Eastern Standard Time, Saturday, May 9, 1953, the Speaker declared the House adjourned without day.