

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Ninety-Seventh Legislature

OF THE

STATE OF MAINE

VOLUME II

1955

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

SENATE

Friday, May 20, 1955

Senate called to order by the President.

Prayer by the Rev. Ernest B. Johnson of Hallowell.

Journal of yesterday read and approved.

Ought Not to Pass

Mr. Collins from the Committee on Appropriations and Financial Affairs on Bill "An Act Relating to Retirement of Officers of the Legislature." (S. P. 462) (L. D. 1306) reported that the same Ought not to pass.

Which report was read and accepted.

Sent down for concurrence.

Ought to Pass — N.D.

Mr. Collins from the Committee on Appropriations and Financial Affairs on "Resolve in Favor of the Greater Portland Public Development Commission." (S. P. 174) (L. D. 426) reported that the same Ought to pass in New Draft (S. P. 595) (L. D. 1559) under New Title: Bill "An Act Relating to Powers of Greater Portland Public Development Commission."

Which report was read and accepted and under suspension of the rules the bill in new draft was read twice and passed to be engrossed.

Sent down for concurrence.

Mr. Chapman from the same Committee on Bill "An Act Providing for an Additional Assistant Attorney General." (S. P. 474) (L. D. 1343) reported that the same Ought to pass in New Draft (S. P. 596) (L. D. 1557) under New Title: "An Act Providing for an Additional Attorney General and Directing Review of General Statutes of Towns."

On motion by Mr. Low of Knox, tabled pending acceptance of the report.

**Ought to Pass
as Amended**

Mr. Collins from the Committee on Appropriations and Financial Affairs on Bill "An Act Relating to Officers of the Legislature." (S. P.

461) (L. D. 1305) reported that the same Ought to pass as Amended by Committee Amendment A.

Which report was read and accepted and the bill read once. Committee Amendment A was adopted, and under suspension of the rules, the bill was read a second time and passed to be engrossed as amended.

Sent down for concurrence.

Majority — OTP — N.D.**Minority — ONTP**

The Majority of the Committee on Appropriations and Financial Affairs on Bill "An Act to Provide Training to Organized Fire Companies." (S. P. 73) (L. D. 166) reported that the same Ought to pass in New Draft (S. P. 600) (L. D. 1558), under the same title.

(Signed)

Senator:

CHAPMAN of Cumberland

Representatives:

EDWARDS of Raymond

STANLEY of Bangor

CATES of East Machias

The Minority of the same Committee on the same subject matter, reported that the bill Ought not to pass.

(Signed)

Sensors:

COLLINS of Aroostook

SINCLAIR of Somerset

Representatives:

HENRY of North Yarmouth

On motion by Mr. Chapman of Cumberland, tabled pending acceptance of either report.

Enactors

The Committee on Engrossed Bills reported as truly and strictly engrossed, the following bill.

Emergency

Bill "An Act Increasing the Tax on Gasoline and Providing for Additional Construction and Reconstruction of State Aid Highways in Hardship Cases." (H. P. 1251) (L. D. 1544)

On motion by Mr. Parker of Piscataquis, tabled pending passage to be enacted.

On motion by Mr. Parker of Piscataquis

Recessed for fifteen minutes.

After Recess

On motion by Mr. Boucher of Androscoggin, the Senate voted to take from the table Senate Report from a Committee of Conference on H. P. 163, L. D. 357, An Act Relating to Pensions for Deceased Policemen of Lewiston; tabled by that Senator on May 19 pending motion by Senator Woodcock of Penobscot that the Senate accept the Conference Committee Report.

Mr. BOUCHER of Androscoggin: Mr. President, I rise to a point of order.

The PRESIDENT: The Senator may state his point.

Mr. BOUCHER: Mr. President, it is whether this amendment, Committee Amendment A is germane to this bill.

The PRESIDENT: The title of the bill is, "An Act Relating to Pensions for Deceased Policemen of Lewiston." Committee Amendment A amends the bill by adding thereto the phrase, 'the Department of Public Works'.

The Chair will rule that the amendment is not germane to the bill.

Mr. BOUCHER: Mr. President, I now move that the report of the Committee be rejected.

The PRESIDENT: The question before the Senate is on the motion of Senator Woodcock of Penobscot that the report be accepted. The Chair has ruled that the amendment is not germane.

Mr. BOUCHER: Mr. President, I move that the amendment be indefinitely postponed.

The PRESIDENT: The Chair will state that the only two motions which can be entertained are to accept or to reject the report. The question before the Senate is on the motion of Senator Woodcock of Penobscot, that the Conference Committee report be accepted.

Thereupon, on motion by Mr. Woodcock of Penobscot, the bill and accompanying papers were laid upon the table pending that Senator's motion to accept the report of the Conference Committee.

On motion by Mr. Parker of Piscataquis, the Senate voted to take from the table bill, "An Act Increasing the Tax on Gasoline and Providing for Additional Construction

and Reconstruction of State Aid Highways in Hardship Cases." (H. P. 1251) (L. D. 1544) tabled by that Senator earlier in today's session pending passage to be enacted; and that Senator moved the pending question.

This being an emergency measure, a division of the Senate was had.

Twenty-four having voted in the affirmative and seven opposed, the bill was passed to be enacted.

On motion by Mr. Woodcock of Penobscot, the Senate voted to take from the table bill An Act Relating to Pensions for Deceased Policemen of Lewiston (H. P. 163) (L. D. 357) tabled by that Senator earlier in today's session pending that Senators motion to accept the report of the Conference Committee; and that Senator was granted permission to withdraw his motion.

On motion by Mr. Woodcock, the Senate voted to insist on its former action and asked for a new Committee of Conference; and the President appointed as Senate Conferrees of said committee, Senators Woodcock of Penobscot, Lessard of Androscoggin and Martin of Kennebec.

On motion by Mr. Silsby of Hancock, the Senate voted to take from the table House Report from the Committee on Retirements and Pensions:

"Ought not to pass" on "Resolve in Favor of George A. Bragdon of Lincoln" (H. P. 157) tabled by that Senator on April 27 pending motion by Senator Butler of Franklin, that the Senate accept the ought not to pass report.

Mr. SILSBY of Hancock: Mr. President and members of the Senate: I hesitate to rise and attempt to substitute a bill for the report of the Committee on Retirements and Pensions, but nevertheless this is to my mind a very serious matter, and with all respect to the Pension Committee, perhaps I have some evidence or some reasoning on the subject-matter that might not have been called to their attention, with that preface to my remarks, I would like to call to your attention that this is a resolve requesting that the legislature permit one George

A. Bragdon, who twenty-nine years ago, starting out on his teaching career, taught one year in Hebron Academy, and under our law we did not have any retirement system, and by reason that that year's teaching he does not have the credit for thirty years but, to the contrary, has a credit of twenty-nine years.

Now I am not unmindful that this is probably a little picayune in some particulars, but nevertheless we have talked a great deal in this session about policy, and I know of my own knowledge and the record will support it, that through the years of sessions since we have enacted the retirement system of the state we have in many instances allowed certain teachers credit for certain years when they did not come under act by teaching in some academy, and I know and I think all of you know that today the academies are giving credit. This man is ill in health and he has been operated upon. I do not know what his condition is; perhaps he will be obliged to retire, and he is perfectly willing to pay the assessment on his part of \$90. I know that it will be argued on the other side that he will receive some six hundred dollars of the retirement money for the payment of ninety dollars, but yet we have in many instances given one year, five years, and twenty years without any payment, and I think that we are justified in allowing this person the same consideration.

Now I want to make this comment: that it is my understanding, and I think we have all seen it done, that under the retirement system many of these teachers in a year's decease and may never require any money from the allocation fund, and some of them, probably, in their election will take Option 1, which is voluntary retirement during their lifetime and will live just a short time, and that money accumulates. I believe it is only fair for the teachers as a whole, in view of the money that may never be collected, that we follow along with the policy that we have followed in the past and permit this man to have the one year which will give him thirty years and that he may receive the benefits accord-

ingly; and if his health is such that he does not draw his allocated amount during his lifetime then that can be passed on the other unfortunates who do not have the benefit of the pension act.

I do not believe there is anything more I can add to this matter. It is purely a matter for you to use your wisdom and your judgment as to whether or not we are jeopardizing the fund in any particular.

With those brief remarks, I would move, Mr. President, that we substitute the resolve for the report of the committee.

Mr. DOW of Lincoln: Mr. President, I would like to ask a question of the Senator from Hancock, Senator Silsby.

The PRESIDENT: The Senator from Lincoln, Senator Dow, may ask his question through the Chair and the Senator from Hancock, Senator Silsby, may answer if he desires.

Mr. DOW of Lincoln: Mr. President, is this gentleman at present actively engaged in teaching? Is he teaching at the present time?

Mr. SILSBY of Hancock: Mr. President, I believe he is.

Mr. DUNHAM of Hancock: Mr. President, I rise to oppose my very able colleague, the Senator from Hancock, Senator Silsby. I can only think of the words, I believe, of Tennyson: "Charm us, oh Orator, that the lion looks no larger than the mouse."

My colleague would have you believe that this is a small matter. It is not. We on the Committee on Retirements and Pensions believed that we were our brothers' keepers' that there are thirteen thousand to fourteen thousand state employees who yearly are contributing to this fund and who, having faith and trust in our state government through the retirement system, believe that when the time comes for them to retire those funds would be intact. And we did not believe, and we set up that policy at the start, that we would give away any of this money, it didn't make any difference whether it was fifty dollars, a hundred dollars, or, in this case, six hundred and ninety dollars.

Now I am one of those fellows who believe—and there have been statements to the contrary—that the schools in this state have made remarkable progress in the last six years. There have been such things passed in the last three or four legislatures as the minimum salary law, which does not put the teacher on the auction block every spring as they used to do; there has been passed the continuing contract law which does the same thing; there has been passed the general purpose aid law, whether it is one hundred per cent or not, and then there is the retirement system which is recognized throughout the country as one of the best that there is. And I also hope that this legislature will pass the group insurance law, which will benefit all of the state employees.

Now why do I hope that it will come to pass? It is because of this fact: that we just cannot hope to meet the salaries of the teachers in other states, but we can hope to do this one thing: we can hope to keep these things inviolate which we already have, such as the retirement system, so that these teachers will know that when their funds go into this retirement system that when the time comes for them to get their pension they are going to get it.

Now it is awfully difficult for me to speak against this man who asks for this one year, but I cannot forget the fact he has two sisters teaching in the public schools and who have taught for the last fifteen or twenty years and who have had five per cent of their salary put into this fund and who hope that when they retire they will have what is coming to them.

Therefore I say to you that I hope that you do not go along with my colleague. The fact remains that the actuaries set this fund up to earn three per cent, and the fact also remains that it is not earning three per cent. I ask you: Why should we make inroads on this fund? Let us keep this one thing inviolate. Precedents may mean something to the members of the legal profession, it goes into their handbook, but I do not believe that it should go into the judgment

of this legislature. Precedent means nothing. If we have made a mistake in the past here is the chance to correct it.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Franklin, Senator Butler, that the Senate accept the ought not to pass report of the committee. Is the Senate ready for the question.

A viva voce vote being doubted,

A division of the Senate was had.

Twenty-five having voted in the affirmative and six opposed, the motion prevailed, and the ought not to pass report was accepted in non-concurrence.

Sent down for concurrence.

On motion by Mr. Fuller of Oxford, the Senate voted to take from the table House Report from the Committee on Retirements and Pensions:

“Ought not to pass” on “Resolve Granting a Pension to Katharine M. Rolfe of Bridgton” (H. P. 388) (L. D. 1509) tabled by that Senator on May 3 pending acceptance of the report.

Mr. FULLER of Oxford: Mr. President, I think I know what the proper motion would be but since this resolve involves a teacher that is in Cumberland, I now yield to the Senator from Cumberland, Senator Weeks.

On motion by Mr. Weeks of Cumberland, the resolve was retabled.

On motion by Mr. Parker, the Senate voted to take from the table, House Report from the Committee on Highways:

Majority Report — ought to pass.

Minority Report — ought not to pass on “Resolve in Favor of the Town of Plymouth” (H. P. 653) (L. D. 730) tabled by that Senator on April 15 pending passage to be engrossed.

Mr. PARKER of Piscataquis: Mr. President and members of the Senate, this resolve is one of those that certainly will be taken care of under the hardship cases of State Aid Highway, in the gas tax resolve that has just been passed and sent to the Governor for his signature. Therefore I move that the resolve be indefinitely postponed.

The resolve was indefinitely postponed in non-concurrence.

Sent down for concurrence.

On motion by Mr. Parker of Piscataquis, the Senate voted to take from the table Resolve in Favor of the Town of Brooksville, Hancock County (H. P. 890) (L. D. 998) tabled by that Senator on April 15 pending passage to be engrossed; and on further motion by the same Senator this resolve was indefinitely postponed in non-concurrence.

Sent down for concurrence.

On motion by Mr. Boucher of Androscoggin, the Senate voted to take from the table Resolve for the Reappropriation of Unexpended Special Resolve Road Appropriations (H. P. 1232) (L. D. 1518) tabled by that Senator on May 12 pending final passage.

Mr. BOUCHER of Androscoggin: Mr. President and members of the Senate: I realize that we have just bought a brand new pork barrel and I think we should do away with this one and in this case it is sixteen years old. I have had it on the table a couple of weeks and I have tried to resalt that pork but it is in really very bad condition so I believe that the best thing we can do with it is throw it out the window. Therefore, Mr. President, I move that we indefinitely postpone this resolve.

Mr. PARKER of Piscataquis: Mr. President, we have put in a lot of time in this Senate debating this resolve, one day, if I remember correctly, and I am sure that everyone here understands what this is. But I would like to state that this is a resolve that would clear up several appropriations that have been in that Highway Department, and I would like to preface that by saying "unexpended appropriations" in the Highway Department that have been there several years. When special resolves, as we have known them in the past, were appropriated the funds could be used only on the special road that they were appropriated for. As a result of that, in some cases there have been unexpended balances running from a few dollars up to several hundred dollars, and in order to

clear up that situation in the Highway Department this resolve was put in by the committee, and I certainly hope that the motion to indefinitely postpone will not prevail.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Androscoggin Senator Boucher that the bill be indefinitely postponed.

A division of the Senate was had.

Eight having voted in the affirmative and twenty-three opposed, the motion did not prevail.

Thereupon, the resolve was finally passed.

On motion by Mr. Parker of Piscataquis, the Senate voted to take from the table bill "An Act Repealing Obsolete Highway Laws and Clarifying Project Completion Dates" (S. P. 564) (L. D. 1521) tabled by that Senator on May 19 pending consideration; and on further motion by the same Senator, the Senate voted to reconsider its former action whereby the bill was passed to be engrossed; House Amendment A was read and adopted; House Amendment B was read and adopted and the bill as so amended was passed to be engrossed in concurrence.

On motion by Mr. Butler of Franklin the Senate voted to take from the table House Report from the Committee on Natural Resources:

"Ought to pass" on "Resolve for a Recess Committee to Study all Phases of Stream and Water Pollution with a View toward Determining a Practical Solution and the Cost Thereof." (H. P. 966) (L. D. 1092) tabled by that Senator on May 19 pending acceptance of the report.

Mr. BUTLER of Franklin: Mr. President and members of the Senate: This resolve was passed favorably by your Natural Resources Committee as a result of the study of the Research Committee which felt that a further study of the water pollution problem in the State of Maine should be made.

This bill was introduced by a member of the House, and it calls for an appropriation of \$75,000. Now let us look and see just what our program is.

We have started out on a classification system. If we are sound on that classification system, and I believe that the Legislature has accepted the soundness of that proposition through the acceptance of the proposals of the last legislature and through the acceptance of the proposals of the last legislature and through the acceptance of continued recommendations for classification by this legislature, and as this legislature has already recommended that there be an additional sum of money to the Water Improvement Commission or the Water Board, I feel that the purpose for which this bill was passed by the committee no longer exists, that we are working on a program which is sound, and for that reason I move the indefinite postponement of the bill.

The motion prevailed and the resolve was indefinitely postponed in non-concurrence.

Sent down for concurrence.

On motion by Mr. Boyker of Oxford, the Senate voted to take from the table Senate Report from the Committee on Highways "Ought not to pass" on "Resolve to Construct Part of East B. Hill Road, Oxford County." (S. P. 443) (L. D. 1235) tabled by that Senator on May 4 pending acceptance of the report; and on further motion by the same Senator, the ought not to pass report was accepted.

Sent down for concurrence.

On motion by Mr. Reid of Kennebec,

Recessed for one half hour.

After Recess

The Senate was called to order by the President.

The PRESIDENT: The Chair at this time notes the presence in the Senate Chamber of a fine citizen of the state of Maine, now ninety years of age, who was a member of this legislature in 1905, and the Chair will consider it a great honor if the Senator from Kennebec, Senator Reid, will escort to the rostrum the Hon. Charles Cobb, of Gardiner.

Communication — Out of Order

State of Maine
HOUSE OF REPRESENTATIVES
Office of the Clerk
Augusta

May 19, 1955

Honorable Chester T. Winslow
Secretary of the Senate
97th Legislature

Sir:

The Speaker of the House today appointed the following conferees on the part of the House on the disagreeing action of the two branches of the Legislature on "Resolve Proposing an Amendment to the Constitution to Provide for a Bonus to Maine Veterans of World War II and the Korean Campaign." (H. P. 1144) (L. D. 1341)

Messrs. DUMAIS of Lewiston
JACQUES of Lewiston
BROWN of Baileyville

The Speaker also appointed the following conferees on the part of the House on the disagreeing action of the two branches of the Legislature Bill "An Act to Authorize the Issuance of Bonds in the Amount of Twenty Million Dollars for Bonus to Maine Veterans of World War II and the Korean Campaign" (H. P. 1143) (L. D. 1340)

Messrs. DUMAIS of Lewiston
JACQUES of Lewiston
BROWN of Baileyville

The House today voted to insist on its former action and join a Committee of Conference on Bill "An Act Relating to License Plates for Motor Vehicle Owners Who Operate Amateur Radio Stations." (S. P. 546) (L. D. 1487) and the Speaker appointed the following Conferees on the part of the House:

Messrs. FINEMORE of Bridgewater
PIERCE of Bucksport
TOTMAN of Bangor

Respectfully,

(Signed) HARVEY R. PEASE
Clerk of the House

Which was read and placed on file.

On motion by Mr. Collins of Aroostook, the Senate voted to take from the table House Report from the Committee on Retirements and Pensions:

"Ought not to pass" on "Resolve in Favor of George A. Bragdon of Lincoln." (H. P. 157) tabled by that Senator on April 27 pending motion of Senator Butler that the ought not to pass report be accepted.

Mr. COLLINS of Aroostook: Mr. President, this is one of the bills it would be nice to pass if we had the funds to do it. At the present time it does not look to me as if we had those funds, and therefore I move the indefinite postponement of the bill.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Aroostook, Senator Collins, that the bill be indefinitely postponed.

The Chair recognizes the Senator from Androscoggin, Senator Boucher.

Mr. BOUCHER of Androscoggin: Mr. President and members of the Senate: Having fostered this bill through the legislature I am very sorry to hear that we have no funds to take care of this bill. I am very glad to hear the Senator from Aroostook, Senator Collins, say that this bill has merit and that he wishes that we had the funds to carry it along. I will not recite the fact that we could have had funds to go along with this but I will let things go as they are, putting the responsibility on the majority party that we have not got the funds to go along with this bill.

Thereupon, the motion to indefinitely postpone prevailed.

Under authority previously granted, by the Senate the members of the Appropriation and Financial Affairs Committee, took from the table the following enactors which had been laid upon the table in the name of the Chairman of the Appropriations Committee:

An Act to Establish a State Committee on Educational Television. (H. P. 467) (L. D. 512)

An Act Ratifying a Proposed Compact Between the State of Maine and Certain other States Providing for the Establishment of the New England Board of Higher Education (H. P. 409) (L. D. 546)

An Act Relating to Kennel License Fees (S. P. 467) (L. D. 1310)

An Act Revising the Maine State Retirement System (S. P. 524) (L. D. 1432)

An Act Relating to Disability Retirement Benefits Under the Maine State Retirement System (S. P. 380) (L. D. 345)

An Act Relating to General Purpose Educational Aid (H. P. 645) (L. D. 722)

An Act Relating to Funeral Expenses for Recipients of Old Age Assistance (H. P. 571) (L. D. 631)

An Act to Reactivate a State Committee on Aging (S. P. 282) (L. D. 793)

Which bills were passed to be enacted and resolves were finally passed.

**Communication
(Out of Order)**

**STATE OF MAINE
OFFICE OF THE GOVERNOR**

May 20th, 1955.

To the Honorable President and
Honorable Speaker of the House
of the 97th Legislature.

Gentlemen:

I know that you are all impatient at this stage of the legislative session and desirous of completing your work as soon as possible.

This is to advise that I will cooperate fully to the end that there will be no unreasonable delay. In this connection, I will review each piece of legislation as soon as it reaches my desk and I will make my decisions as quickly as I can within the limits of my physical capacity. There will be no effort on my part to effect any "pocket-veto" so-called, or to keep you here a day longer than is necessary to insure that our work is done efficiently.

In addressing this communication to you it is my purpose to contribute to calm and orderly deliberations in these closing days of the session.

Respectfully,

Edmund S. Muskie

The communication was received and placed on file.

On motion by Mr. Chapman of Cumberland, the Senate voted to take from the table the following two enactors:

An Act Providing for a Bounty on Porcupines (H. P. 1158) (L. D. 1376)

An Act Relating to Salaries of Justices of Supreme Judicial Court and Superior Court (S. P. 148) (L. D. 337)

Which two bills were passed to be enacted.

Mr. Low of Knox was granted unanimous consent to address the Senate.

Mr. LOW of Knox: Mr. President, the Republican party directly and the Taxation Committee by inference have just been criticized by the Senator from Androscoggin, Senator Boucher, because we did not raise enough money to take care of the bill in which he was interested. If we had chosen to tax and tax and tax and spend and spend and spend, we doubtless could have done so. However, I believe that the records of this Legislature will show that the Senator has voted for many expenditures and for very few taxes.

Mr. Boucher of Androscoggin was granted unanimous consent to address the Senate.

Mr. BOUCHER of Androscoggin: Mr. President and members of the Senate: I have made a remark concerning the bill in which I was interested because I believe, as was stated by the Senator from Aroostook, Senator Collins, that that bill has real merits, and the funds were not made available. I place the responsibility on the majority where it belongs. I am sorry that the Senate did not go along with me in my thinking. I still think in my own mind that we should have passed that bill and raised the money for it.

As far as taxing and taxing and taxing, I can state this: that in the twenty-two years that I have served in the legislature I have opposed most of the taxes but I have been voted down by the majority party. I have gone along with some taxes and I was willing to go along with some taxes this year to provide the necessary funds to give the citizens of Maine and especially the old people proper care.

Mr. Farley of York was granted unanimous consent to address the Senate.

Mr. FARLEY of York: Mr. President and members of the Senate: It may be true that some criticism may go back to the minority party, but I want to say to the members of the Senate that I have always had the courage of my convictions regardless of whether I go politically one way or the other. Since I heard the Governor speak on Inauguration Day and heard his budget message, my main interest has been in our Governor's program to take care of our institutions and our educational program. There seems to be only one great difference of opinion among us here and that is in reference to the capital outlay that the Governor wants. I think that is a wonderful program, for the simple reason there are too many resolves thrown through here that we average fellows do not understand, and then we are criticized after that because we voted for them. I still say now in this chamber, whether I come back here or not, that our Governor is one of the finest men in the State and I will go down on his program if I have to go back and battle for it. Thank you.

On motion by Mr. Sinclair of Somerset, the Senate voted to take from the table the following enactments:

An Act Appropriating Moneys for Supplemental Appropriation for Treasurer of State (S. P. 167) (L. D. 428)

An Act Establishing Salaries of Various Department Heads and Commissioners (S. P. 579) (L. D. 1546)

Which two bills were passed to be enacted.

Mr. Collins of Aroostook was granted unanimous consent to address the Senate.

Mr. COLLINS: Mr. President and members of the Senate: I think that we are proceeding at a fairly rapid pace in making these appropriations and I think that we are doing it intelligently and I think we are on the right track. There are some things that we do want to

check in regard to the surplus appropriation. We have taken off many bills that relate to the general fund, but I would think perhaps at this time we had better stop the enactment process for the time being so as to give us a chance to get our figures in shape and see how we are on the unappropriated surplus.

The PRESIDENT: On behalf of the Senate, the Chair wishes to express its appreciation for the fine way in which the committee have handled a difficult task.

On motion by Mr. Reid of Kennebec,

Recessed until one o'clock this afternoon, E.S.T.

After Recess

The Senate was called to order by the President.

On motion by Mr. Lessard of Androscoggin, the Senate voted to reconsider its former action whereby it passed to be enacted bill "An Act Relating to Descent of Real Estate in Divorce Cases" (S. P. 38) (L. D. 27); and to further reconsider its action whereby the bill was passed to be engrossed; and the same Senator presented Senate Amendment B and moved its adoption.

Senate Amendment B to L. D. 27: "Amend said bill by striking out the underlined word 'one' in the 3rd line of the 3rd paragraph of that part designated Sec. 65-A and inserting in place thereof the underlined word 'each'."

Which amendment was adopted and the bill passed to be engrossed in non-concurrence.

Set down for concurrence.

Papers from the House

Bill "An Act Creating a State School Building Fund and Providing Moneys Therefor." (H. P. 1015) (L. D. 1167)

In Senate, May 19, voted to insist on former action whereby Majority Report ONTP from the Committee on Taxation, was accepted in non-concurrence.

Comes from the House, insisted on former action whereby Minority Report OTP was accepted and the bill passed to be engrossed as

amended by House Amendment A (Filing 576) and asked for Committee of Conference.

The Speaker appointed

Representatives:

ELWELL of Brooks
EDWARDS of Raymond
WALSH of Brunswick

In the Senate, on motion by Mr. Low of Knox, that Body voted to insist on its former action and join with the House in a Committee of Conference; the President appointed as Senate conferees on said Committee Senators: Low of Knox, Collins of Aroostook and Sinclair of Somerset.

Bill "An Act Relating to Extension of Tax Lien Foreclosure." (S. P. 431) (L. D. 1190)

In Senate on May 19, indefinitely postponed in non-concurrence.

Comes from the House, passed to be engrossed in non-concurrence.

In the Senate, on motion by Mr. Weeks of Cumberland, that Body voted to insist on its former action and ask for a Committee of Conference and the President appointed as Senate Conferees on said Committee, Senators: Weeks of Cumberland, Reid of Kennebec and Silsby of Hancock.

Joint Order

Relative to Study by Legislative Research Committee of Litter and Refuse Problem (H. P. 1262)

In the Senate, May 19, indefinitely postponed in non-concurrence.

Comes from the House, adhered.

In the Senate, on motion by Mr. Low of Knox, that Body voted to adhere.

Joint Orders

ORDERED, the Senate concurring, that the Legislative Research Committee be requested to study the present statutes relating to Liquor Laws and to report to the next Legislative Session such changes as may appear to be necessary or desirable to consolidate such laws and to eliminate archaic and contradictory provisions now found in such laws. (H. P. 1264)

(On motion by Mr. Low of Knox, tabled pending passage.)

ORDERED, the Senate concurring, that the Legislative Research

Committee be requested to make a study of the present laws relating to the financing, construction and maintenance of State Aid Highways with the end in view of eliminating the present divided responsibility as between the towns and the State, and to determine the feasibility of the State assuming complete responsibility for the maintenance and construction of State Aid Highways; and be it further

ORDERED, that the Committee report the results of its study to the next legislature with any recommendations that it may deem advisable. (H. P. 1265)

On motion by Mr. Low of Knox, tabled pending passage.

House Committee Reports Ought to Pass N.D. — same title

The Committee on Appropriations and Financial Affairs on Bill "An Act Providing for a Deputy Commissioner of Institutional Service." that the same Ought to pass in New Draft (H. P. 1259) (L. D. 1554) and under the same title.

On motion by Mr. Collins of Aroostook, the bill was indefinitely postponed in non-concurrence.

Sent down for concurrence.

Enactors

The Committee on Engrossed Bills reported as truly and strictly Engrossed, the following Bills and Resolves:

Bill "An Act Revising the Laws on Civil Defense and Public Safety." (S. P. 159) (L. D. 353)

Bill "An Act Relating to the Salaries of Register of Probate, Cumberland County, and Clerk Hire in Offices of Register of Deeds and Register of Probate." (S. P. 278) (L. D. 708)

Bill "An Act Relating to Pensions for Dependents of Deceased Firemen of City of Lewiston." (S. P. 413) (L. D. 1176)

Bill "An Act Relating to Aiding in Delinquency of Child Under 17." (S. P. 583) (L. D. 1552)

Bill "An Act Relating to the Salary of the President of the Senate, the Speaker of the House of Representatives, and Members of the Legislature." (H. P. 86) (L. D. 97)

(On motion by Mr. Collins of Aroostook, tabled pending passage to be enacted.)

Bill "An Act Regulating the Solicitation and Collection of Funds for Charitable Purposes." (H. P. 111) (L. D. 119)

Bill "An Act Revising the Law Relating to Licensing of Electricians." (H. P. 487) (L. D. 532)

Bill "An Act Exempting Funeral Services from Sales Tax." (H. P. 506) (L. D. 543)

(On motion by Mr. Collins of Aroostook, tabled pending passage to be enacted.)

Bill "An Act Permitting Towns to Appropriate Money in Anticipation of State Aid Highway Appropriations." (H. P. 1181) (L. D. 1431)

Bill "An Act Relating to Fees for Jurors and Witnesses." (H. P. 1185) (L. D. 1440)

Bill "An Act Relating to Referendum for Sewer System for Town of Winthrop." (H. P. 1260)

Bill "An Act Relating to Increase in Temporary Loans for County of Cumberland." (H. P. 1261) (L. D. 1555)

(On motion by Mr. Chapman of Cumberland, tabled pending passage to be enacted.)

Which Bills were passed to be enacted.

Resolve in Favor of Wyman and Simpson, Inc., of Augusta. (S. P. 203) (L. D. 497)

Resolve Providing that the Legislative Research Committee Study School Finances and Needs in the State. (S. P. 317) (L. D. 886)

Resolve Creating the Maine Vocational-Technical Institute Scholarship Fund. (H. P. 332) (L. D. 373)

Resolve Designating Part of Route No. 9 as State Highway.

(On motion by Mr. Butler of Franklin, tabled pending final passage.)

Which Resolves were finally passed.

Resolve Authorizing the Setting Out of Buoys in Sebago Lake (S. P. 589) (L. D. 1553)

Which Resolve, being an emergency measure, and having received the affirmative vote of 29 members of the Senate was finally passed.

Emergency

Resolve Providing Pensions for Soldiers and Sailors and Dependents and Other Needy Persons. (H. P. 1240) (L. D. 1529)

Which Resolve, being an emergency measure, and having received the affirmative vote of 29 members of the Senate was finally passed.

On motion by Mr. Butler of Franklin, the Senate voted to take from the table bill "An Act Relating to Pensions for Dependents of Deceased Policemen" (S. P. 117) (L. D. 276) tabled by that Senator on May 6 pending passage to be enacted; and on further motion by the same Senator, the bill was indefinitely postponed in non-concurrence.

Sent down for concurrence.

On motion by Mr. Butler of Franklin, the Senate voted to take from the table Resolve Designating Part of Route 9 as State Highway (H. P. 883) (L. D. 991) tabled by that Senator earlier in today's session pending final passage.

Mr. BUTLER of Franklin: Mr. President and members of the Senate: It does seem as if we have now, having granted an increase amount of money for the road fund and for everything else everyone could think of, that relative to the part of Route 8 which is affected by this resolve that they should now be satisfied without having the audacity of coming in now and asking in addition to that particular bit of green fertilizer that the State assume this in addition to what is already granted. I feel, for that reason alone, and there are other reasons, that they have been well taken care of. I move that this measure be indefinitely postponed.

Mr. PARKER of Piscataquis: Mr. President and members of the Senate: I see no reason to debate this resolve at any length. I just want to remind the Senate that this came out of committee unanimously "Ought to pass."

Mr. BUTLER of Franklin: Mr. President, I fully appreciate that it did come out of the committee fully in accord with the committee, but I do feel that when it came out of the committee the committee did

not realize or the Senate had not enacted this extra gasoline money, and I question perhaps whether if these funds had been available the committee would have acted as it did.

Mr. FARRIS of Kennebec: Mr. President and members of the Senate: I certainly feel that the action of our Highway Committee has been justifiable and I wish to rise in support of the action of our Highway Committee. A part of this designated Route 9 is a main artery and it is an artery that would be used in evacuation in case of an emergency disaster or for civil defense purposes. It is a main artery going from our capital city down to the coast, and I certainly feel that it is a primary road and should be in the over-all state system.

Mr. REID of Kennebec: Mr. President, I may be wrong, but I thought this was one of the resolves that would live if we passed the gas tax.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Franklin, Senator Butler, that the resolve be indefinitely postponed.

A viva voce vote being had,

The motion did not prevail.

Thereupon, the resolve received a final passage.

On motion by Mr. Sinclair of Somerset, the Senate voted to take from the table bill "An Act providing for a Director of Recreation Under the State Park Commission" (H. P. 1121) (L. D. 1319) tabled by that Senator on May 19 pending adoption of House Amendment A.

Mr. SINCLAIR of Somerset: Mr. President, I am going to move for the indefinite postponement of this bill and the amendment, and I would like to explain my reasons.

When this bill first came before the committee it was for the creation of a Director of Recreation to become a part of the Department of State Parks. It called for an appropriation of ten thousand dollars a year. There seemed to be a great deal of confusion at that time as to whether this bill belonged in the State Park Commission and there was a great deal of confusion as to the responsibility. This amendment merely adds additional duties to the

Park Commission. I would like to read the section that says, "To cooperate with the federal agencies in planning development, maintenance and use of recreational areas. To assist state, county and municipal agencies in the study and planning of their recreational agencies and programs."

It does not seem to me that this type of thing belongs in the State Park Commission and that if we are going to need a Director of Recreation it should be in a department by itself rather than under the direction of the State Park Commissioner. I am afraid that this is just an example of adding to the duties of our Park Commissioner in such a way that two years from now or four years from now we are going to add additional expenses to a department that does not need this type of legislation.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Somerset, Senator Sinclair that the bill be indefinitely postponed.

The motion prevailed and the bill was indefinitely postponed in non-concurrence.

Sent down for concurrence.

Senate Committee Reports

Report A — OTP in N. D.

Four members of the Committee on Appropriations and Financial Affairs on "Resolve in Favor of the Eastport Highway Bridge." (S. P. 310) (L. D. 849) reported that the same Ought to pass in New Draft (S. P. 601) (L. D. 1560)

(Signed)

Senator:

CHAPMAN of Cumberland
Representatives:

EDWARDS of Raymond
CATES of East Machias
STANLEY of Bangor

Four members of the same Committee on the same subject matter, reported that the resolve Ought not to pass.

Senators:

COLLINS of Aroostook
SINCLAIR of Somerset

Representatives:

HENRY of North Yarmouth
JACOBS of Auburn

On motion by Mr. Brown of Washington, the resolve and accompany-

ing papers were laid upon the table pending acceptance of either report.

Mr. REID of Kennebec: Mr. President, I would like to inquire if L. D. 1190, bill "An Act Relating to Extension of Tax Lien Foreclosure" is in the possession of the Senate.

The PRESIDENT: The Chair will state that the bill is in the possession of the Senate, the Senate having voted to insist on its former action and a Committee of Conference having been appointed.

Mr. REID of Kennebec: Mr. President, the provisions of this bill were incorporated into another bill relating to taxation in towns, Chapter 91-A, and for that reason the Senate indefinitely postponed the Bill, I believe yesterday, and I believe it should be indefinitely postponed because of the fact it exists as law in another form. I have talked to members of the House who failed to appreciate that fact and those that I have talked to agree that is so. I therefore move that we reconsider our action whereby we insisted and asked for a committee of conference.

Thereupon, on motion by Mr. Reid of Kennebec, the Senate voted to reconsider its former action whereby it voted to insist and ask for a Committee of Conference; and on further motion by the same Senator, the Senate voted to adhere.

On motion by Mr. Parker of Piscataquis, the Senate voted to take from the table Resolve Relating to Anticipation of State Aid Funds by Town of Bremen (H. P. 775) (L. D. 858) tabled by that Senator on May 9 pending passage to be engrossed.

Mr. PARKER of Piscataquis: Mr. President, I wish to say that this resolve in anticipation of State Aid funds for the Town of Bremen can now be taken care of by a resolve that we have passed today to be enacted and sent to the Governor for his signature. I have checked with the Highway Commission and find it can be taken care of under that act. Therefore I move the pending question.

On motion by Mr. Dow of Lincoln, tabled pending motion by Senator Parker that the resolve be passed to be engrossed.

On motion by Mr. Dow of Lincoln, the Senate voted to take from the table Resolve Relating to Anticipation of State Aid Funds by Town of Bremen (H. P. 775) (L. D. 858) just tabled by that Senator pending motion by Senator Parker that the resolve be passed to be engrossed; and that Senator yielded to Senator Parker of Piscataquis.

Mr. PARKER of Piscataquis: Mr. President, sometimes when you try to do a good turn you are misinterpreted. I move that the resolve be engrossed.

The motion prevailed and the resolve was passed to be engrossed in concurrence.

Under authority granted previously by the Senate, the members of the Committee on Appropriations and Financial Affairs removed from the table the following enactors:

Resolve Appropriating Money for the Preparation of Educational Materials on Maine for Schools (S. P. 457) (L. D. 1287)

Resolve Providing for the Payment of Certain Pauper Claims (H. P. 1180) (L. D. 1420)

An Act Repealing Licenses for Stores to Sell Milk (H. P. 1) (L. D. 1)

Resolve in Favor of the Northern Maine Sanatorium (H. P. 143) (L. D. 342)

Which bill was passed to be enacted, and resolves were finally passed.

On motion by Mr. Collins of Aroostook

Recessed for fifteen minutes.

After Recess

The Senate was called to order by the President.

Mr. Reid of Kennebec presented the following Order and moved its passage:

ORDERED, the House concurring, that the following bills be recalled to the Senate from the Office of the Governor:

An Act Relating to Preference to Maine Residents in Certain Contracts (H. P. 1248) (L. D. 1541)

An Act Amending the Mining Law (S. P. 494) (L. D. 1371)

An Act Relating to the Use of Artificial Lights for Lighting Game (S. P. 570) (L. D. 1523)

Which Order received a passage. Sent down for concurrence.

Bill "An Act Relating to Eligibility for Old Age Assistance." (S. P. 141) (L. D. 333)

In Senate on May 20, indefinitely postponed in non-concurrence.

Comes from the House, insisted on former action whereby bill was passed to be engrossed, and asked Committee of Conference. The Speaker appointed:

Representatives:

LAWRY of Rockland

FILES of Portland

BABINEAU of Brunswick

In the Senate, on motion by Mr. Collins, the Senate voted to insist on its former action and join in the Committee of Conference; and the President appointed as Senate conferees on said committee, Senators Collins of Aroostook, Sinclair of Somerset and Chapman of Cumberland.

"Resolve in Favor of George Bragdon of Lincoln." (H. P. 157)

In Senate May 20 ONTP Committee Report accepted in non-concurrence.

Comes from the House, insisted on former action whereby resolve was substituted for the report, and passed to be engrossed. Now asks Committee of Conference.

The Speaker appointed:

Representatives:

DUDLEY of Enfield

ALBERT of Augusta

OLPE of Brownfield

In the Senate, on motion by Mr. Butler of Franklin, the Senate voted to insist on its former action and join in the Committee of Conference and the President appointed as Senate conferees on said committee, Senators: Butler of Franklin, Dunham of Hancock and Sinclair of Somerset.

"Resolve Providing for Non-Lapsing Expenditures for Airports." (S. P. 108) (L. D. 269)

In Senate on May 18, passed to be engrossed as amended by Committee Amendment A (Filing 581)

Comes from House, passed to be engrossed as amended by Commit-

tee Amendment A, as amended by House Amendment A (Filing 590) thereto, in non-concurrence.

In the Senate, on motion by Mr. Chapman of Cumberland, the Senate voted to recede and concur.

Conference Committee Report

The Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act Relating to Local Option for Sale of Malt Liquor by Part-time Hotels." (H. P. 441) (L. D. 487) reported that the House recede and concur with the Senate, and pass the bill to be engrossed as amended by Senate Amendment A.

Which report was read and accepted, in concurrence.

Bill "An Act relating to Officers of the Legislature." (S. P. 461) (L. D. 1305)

In Senate on May 20, Report was accepted, and bill passed to be engrossed, as amended by Committee Amendment A (Filing 595).

Comes from House, passed to be engrossed as amended by Committee Amendment A (Filing 595) as amended by House Amendment A (Filing 596) thereto, in non-concurrence.

House insisted on above action, asked Committee of Conference and the Speaker appointed:

Representatives:

BIBBER of Kennebunkport
QUINN of Bangor
SHAW of Bingham

In the Senate, on motion by Mr. Collins of Aroostook, the Senate voted to insist on its former action and join in the Committee of Conference; and the President appointed as Senate conferees on said committee, Senators Collins of Aroostook, Sinclair of Somerset and Chapman of Cumberland.

House Committee Reports

OTP — N.D. — New Title

The Committee on Appropriations and Financial Affairs on "Resolve Providing for Supplemental Appropriation for Office of Treasurer of State." (H. P. 816) (L. D. 908) reported that the same Ought to pass in New Draft (H. P. 1263) (L. D. 1561) under New Title: "An Act Re-

lating to Bonds for the Treasurer of State, His Deputy and Employees."

Which report was read and accepted in concurrence. Under suspension of the rules, the bill in new draft was read twice and passed to be engrossed, in concurrence.

Senate Committee Report Leave to Withdraw

Mr. Parker from the Committee on Highways on "Resolve in Favor of Town of Mariaville, Hancock County." (S. P. 428) (L. D. 1187) reported that the same be granted Leave to Withdraw.

Which report was read and accepted.

Sent down for concurrence.

Committee of Conference Reports

The Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act Relating to Directors of Corporations." (S. P. 269) (L. D. 700) reported that the House recede and concur with the Senate.

Which report was read and accepted.

Sent down for concurrence.

The Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act Relating to License Plates for Motor Vehicle Owners Who Operate Amateur Radio Stations." (S. P. 546) (L. D. 1487) reported that the House recede and concur with the Senate in the acceptance of the New Draft report of the Committee on Transportation.

On motion by Mr. Chapman of Cumberland, tabled pending acceptance of the report.

On motion by Mr. Brown of Washington, the Senate voted to take from the table Resolve in Favor of the Eastport Highway Bridge (S. P. 310) (L. D. 849) tabled by that Senator earlier in today's session, pending acceptance of the committee report; and on further motion by the same Senator, the report was accepted and the resolve read once; the same Senator then presented Senate Amendment A and moves its adoption.

Senate Amendment A to L. D. 849: "Amend said resolve by strik-

ing out the figure '\$500,000' in the 1st line and inserting in place thereof the figure '\$400,000' "

Which amendment was adopted and under suspension of the rules, the resolve was read a second time and passed to be engrossed.

Sent down for concurrence.

On motion by Mr. Chapman of Cumberland, the Senate voted to take from the table Conference Committee Report and bill "An Act Relating to License Plates for Motor Vehicle Owners Who Operate Amateur Radio Stations" (S. P. 546) (L. D. 1487) tabled by that Senator earlier in today's session pending acceptance of the report; and on further motion by the same Senator, the Conference Committee report was accepted, and Senate Amendment A was indefinitely postponed.

On motion by Mr. Collins of Aroostook, the Senate voted to take from the table bill "An Act Exempting Funeral Services from Sales Tax" (H. P. 506) (L. D. 543) tabled by that Senator earlier in today's session pending passage to be enacted.

Mr. COLLINS of Aroostook: Mr. President, yesterday the Senate accepted this exemption from the sales tax and I think they did it with a feeling that it was a just move. However, we did it also with the realization that we lose from revenue about \$20,000 a year, and it would seem to me, in view of the fact this has not been exempted since the sales tax was enacted, that we might be serving the State's interest better to have that money available for some of the legislative documents which we have not passed. For that reason, Mr. President, I move that the bill be indefinitely postponed.

Thereupon, on motion by Mr. St. Pierre of Androscoggin, the bill and accompanying papers were laid upon the table pending motion by Senator Collins of Aroostook to indefinitely postpone.

Acting under authority previously granted by the Senate, the members of the Appropriations and Financial Affairs Committee took from the ta-

ble the following enactors which had been tabled in the name of the Chairman of that Committee:

Resolve in Favor of Portland University (S. P. 316) (L. D. 885)

Resolve Requesting Judicial Council to Study Problem of Common Law Pleading and Procedure (H. P. 989) (L. D. 1137)

An Act Relating to Vocational Rehabilitation (H. P. 978) (L. D. 1520)

Resolve Appropriating Moneys for Construction and Repairs at the Maine Vocational Technical Institute (H. P. 732) (L. D. 814)

Resolve Appropriating Monies for the Purchase of 'Voters Manual' (H. P. 733) (L. D. 815)

Resolve for a Recess Commission to Erect a Suitable Memorial for Honorable Percival P. Baxter of Portland (S. P. 568) (L. D. 1537)

Resolve in Favor of Addition to Chemical Engineering Building at University of Maine (H. P. 334) (L. D. 375)

Resolve in Favor of a Science and Classroom Building at Gorham State Teachers College (H. P. 335) (L. D. 376)

Resolve in Favor of Farmington State Teachers' College (H. P. 865) (L. D. 977)

Which bills were passed to be enacted and resolves were finally passed.

On motion by Mr. Sinclair of Somerset, the Senate voted to take from the table bill, "An Act Providing for Construction of a Women's Dormitory at the University of Maine" (S. P. 144) (L. D. 341) tabled pending passage to be enacted.

This being an emergency measure

A division of the Senate was had. Twenty-seven having voted in the affirmative and none opposed, the bill was passed to be enacted.

On motion by Mr. Sinclair of Somerset, the Senate voted to take from the table Resolve Relating to Construction of a Road and Terminal in City of Rockland (H. P. 1254) (L. D. 1549) tabled pending final passage.

This being an emergency measure

A division of the Senate was had.

Twenty-seven having voted in the affirmative and none opposed, the Resolve was finally passed.

On motion by Mr. Boyker of Oxford

Recessed to 6:45 P.M., E.S.T

After Recess

The Senate was called to order by the President.

Papers from the House

Bill "An Act Relating to Joint Ownership Re Inheritance Tax Law and Joint Bank Accounts." (H. P. 912) (L. D. 1020)

In Senate on May 19, indefinitely postponed in non-concurrence.

Comes from the House, insisted on former action whereby the bill was passed to be engrossed as amended by Committee Amendment A and as amended by House Amendment A, and asked Committee of Conference.

In the Senate:

Mr. SILSBY of Hancock: Mr. President I move that the Senate recede and concur.

Thereupon, on motion by Mr. Farris of Kennebec, the bill and accompanying papers were laid upon the table pending motion by Mr. Silsby of Hancock to recede and concur.

"Resolve for a Recess Committee to Study All Phases of Stream and Water Pollution with a View Toward Determining a Practical Solution and the Cost Thereof." (H. P. 966) (L. D. 1092)

In Senate on May 20, indefinitely postponed in non-concurrence.

Comes from House, insisted on former action whereby the bill was passed to be engrossed as amended by House Amendment A, and asked a Committee of Conference.

The Speaker appointed:

Representatives:

LAMB of Eastport
PIERCE of Bucksport
LIBBY of Camden

In the Senate, on motion by Mr. Butler of Franklin, the Senate voted to insist on its former action and join with the House in a Committee of Conference; the President appointed as Senate Conferees on said committee, Senators: Butler of

Franklin, Farley of York and Collins of Aroostook.

On motion by Mr. Farris of Kennebec, the Senate voted to take from the table bill "An Act Relating to Joint Ownership Re Inheritance Tax Law and Joint Bank Accounts." (H. P. 912) (L. D. 1020) tabled by that Senator earlier in today's session pending motion by Mr. Silsby of Hancock, that the Senate reconsider indefinite postponement and concur with the House; and that Senator moved the pending question.

The motion to reconsider indefinite postponement prevailed, the Ought to pass report of the committee was accepted, House Amendment A and Committee Amendment A were read and adopted and under suspension of the rules, the bill as read and adopted and under suspension of the rules, the bill as amended was given its two several readings and passed to be engrossed in concurrence.

Joint Resolution

Be it Resolved, the Senate concurring, that the Governor and Council, with the assistance of the Superintendent of Buildings, are requested to reapportion space in the State House following completion of the new office building, to provide the following:

One large hearing room presently occupied by the Department of Education;

Nine additional hearing rooms;

Additional space on the third floor of the State House to be assigned to provide more adequately for Executive, Councilor and Legislative needs as suggested on the floor plans submitted as a supplement to this order. (H. P. 1268)

Comes from the House, read and adopted.

In the Senate, on motion by Mr. Boucher of Androscoggin, read and adopted in concurrence.

House Paper Received by Unanimous Consent

"Resolve Granting a Complimentary Fishing License to President of the United States." (H. P. 1266)

In the House, received by unanimous consent, and under suspension of the rules read twice and passed

to be engrossed as amended by House Amendment A (Filing No. 598)

In the Senate, received by unanimous consent, House Amendment A read and adopted in concurrence and under suspension of the rules, the Resolve given its two several readings and passed to be engrossed in concurrence.

Committee of Conference Report

The Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act Repealing Statement of Contributions and Expenses by Municipal Candidates." (H. P. 191) (L. D. 196) reported that the House recede from its action whereby the bill was passed to be engrossed as amended by House Amendment D. Indefinitely postpone House Amendment D. Adopt Conference Committee Amendment A. Pass bill to be engrossed as amended by Conference Committee Amendment A (Filing No. 597) and that the Senate recede and concur with the above action.

Comes from the House, report accepted and bill passed to be engrossed as amended by Conference Committee Amendment A.

In the Senate, the report was read and accepted, and the Senate voted to recede and concur.

The Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act Relating to Conveyance of Public Secondary School Pupils." (H. P. 644) (L. D. 721) reported that they are unable to agree.

Which report was read and accepted, in concurrence.

Bill "An Act Providing for a Director of Recreation Under the State Park Commission." (H. P. 1121) (L. D. 1319)

In Senate, indefinitely postponed in non-concurrence.

Comes from the House, insisted on former action whereby bill was passed to be engrossed as amended by House Amendment A. Asked for Committee of Conference, and the Speaker appointed:

Representatives:

LAWRY of Rockland
CHILDERS of Portland
CORMIER of Rumford

In the Senate, on motion by Mr. Collins of Aroostook, the Senate voted to insist on its former action and join with the House in a Committee of Conference; and the President appointed as Senate conferees, Senators Collins of Aroostook, Chapman of Cumberland and Sinclair of Somerset.

State of Maine
HOUSE OF REPRESENTATIVES
Office of the Clerk
Augusta

May 20, 1955

The Honorable Chester T. Winslow
Secretary of the Senate
97th Legislature

Sir:

The House today rejected the Conference Report on the disagreeing action of the two branches of the Legislature and joined in the request for a new Committee of Conference on Bill "An Act relating to Pension for Dependents of Deceased Policemen of City of Lewiston." (S. P. 163) (L. D. 357) and the Speaker today appointed the following Conferees on the part of the House:

Messrs. COTE of Lewiston
DUMAIS of Lewiston
COUTURE of Lewiston

Respectfully,
HARVEY R. PEASE
Clerk of the House

Which was read and placed on file.

Communication

Opinion of the Justices of the Supreme Judicial Court, given under the provision of Section 3, of Article VI of the Constitution.

To the Honorable Senate of the State of Maine.

In compliance with the provisions of Section 3 of Article VI of the Constitution of Maine, the undersigned Justices of the Supreme Judicial Court, having considered the question submitted by the foregoing Order of the Senate, answer as follows:

The issue here presented is whether or not proposed Senate Amendment A to Senate Paper 551, Legislative Document 1489, provides adequate methods by which persons committed as mentally ill under the so-called "Emergency Procedure" therein provided may institute proceedings within the period of restraint to test the necessity of their commitment.

Senate Amendment A does in fact provide two prompt and effective methods, by either of which such proceedings may be instituted by the person alleged to be mentally ill or persons acting in his interest. We deem that thereby the constitutional rights of citizens are adequately protected. Accordingly, we answer the submitted question in the affirmative.

Dated at Augusta, Maine, this 20th day of May, 1955.

Respectfully submitted,

(Signed) Raymond Fellows
Robert B. Williamson
Donald W. Webber
Albert Beliveau
Walter M. Tapley, Jr.

Justice Frank A. Tirrell authorizes the statement that he concurs in the foregoing answer.

(Signed) Raymond Fellows

Which communication was read and ordered placed on file.

Conference Committee Reports

The Committee of Conference (3rd) on the disagreeing action of the two branches of the Legislature on Bill "An Act Relating to Pensions for Dependents of Deceased Policemen of City of Lewiston." (S. P. 163) (L. D. 357) reported: that the Senate insist on its action whereby the bill was passed to be engrossed.

That the House recede from its action whereby it referred the bill to the next Legislature and concur with the Senate in passing the bill to be engrossed.

Which report was read and accepted.

Sent down for concurrence.

House Committee Reports Leave to Withdraw

The Committee on Highways on "Resolve Providing for Construction

on Road from Cutler to West Lubec, Washington County." (H. P. 824) (L. D. 916) reported that the same be granted leave to withdraw.

The same Committee on "Resolve to Construct Part of Route 9." (H. P. 879) (L. D. 987) reported that the same be granted leave to withdraw.

The same Committee on "Resolve to Construct Road from Harris Hill to East Poland, Androscoggin County." (H. P. 882) (L. D. 990) reported that the same be granted leave to withdraw.

The same Committee on "Resolve in Favor of the Town of Newry." (H. P. 884) (L. D. 992) reported that the same be granted leave to withdraw.

The same Committee on "Resolve to Repair State Aid Road in Greenwood." (H. P. 885) (L. D. 993) reported that the same be granted leave to withdraw.

The same Committee on "Resolve to Construct Certain Road in Gardiner." (H. P. 886) (L. D. 994) reported that the same be granted leave to withdraw.

The same Committee on "Resolve in Favor of the Town of Garland." (H. P. 983) (L. D. 1131) reported that the same be granted leave to withdraw.

The same Committee on "Resolve Authorizing the State Highway Commission to Construct Certain Road in Readfield and Mt. Vernon." (H. P. 1155) (L. D. 1373) reported that the same be granted leave to withdraw.

The same Committee on "Resolve to Construct a Certain Road in Alexander, Washington County." (H. P. 1176) reported that the same be granted leave to withdraw.

Which reports were read and accepted in concurrence.

On motion by Mr. Collins of Aroostook, the Senate voted to take from the table Resolve in Favor of Helen M. Madsen of Portland (H. P. 1171) (L. D. 1406) tabled by that Senator on April 15 pending final passage, and that Senator yielded to the Senator from Franklin, Senator Butler.

Mr. BUTLER of Franklin: Mr. President, this is a claim for a pension which was heard before the

Committee on Pensions and Retirement. It is a little bit unique in that it is invading a new principle and a very dangerous principle, but this did receive a favorable report from the committee at the request of the Department of Education. Here is a person who is asking for a little bit of extra money to enable her to get a little bit of extra money under the Workmens Compensation Act. This is an invasion, actually, of a principle and it is very dangerous ground to tread upon. If she is in need of money then there are avenues open to her under existing law, and as a matter of law I feel that this is a dangerous principle for us to open up. I move the indefinite postponement of the measure.

The PRESIDENT: The Senator from Franklin, Senator Butler, moves that the resolve be indefinitely postponed.

The Chair recognizes the Senator from Cumberland, Senator Lord.

Mrs. LORD of Cumberland: Mr. President, I think we should go along with this resolve. I know this person and I know she was injured while she was working for the State. She fell and became totally blind, and I feel that the State should do no less than this for her.

Mr. BUTLER of Franklin: Mr. President, there are many worthy cases which we have to hear, which we do hear, and which we have set up our Health and Welfare Department to look after, and that department is sufficient to take care of the majority of the needs.

This year your committee has been working toward the end of proper screening, and if this woman is in need then there is not a thing to stop her from coming in under our Welfare Department, either for total disability if she is in that condition or under blindness, if she is in that stage, without invading this particular field.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Franklin, Senator Butler, that the resolve be indefinitely postponed.

A viva voce vote being had, the motion to indefinitely postpone prevailed, in non-concurrence.

Sent down for concurrence.

Acting under authority previously granted by the Senate, the Senate members of the Appropriations Committee took from the table the following enactors:

An Act Relating to Education in Unorganized Territory (S. P. 151) (L. D. 345)

An Act Relating to Public School Adult Education (S. P. 537) (L. D. 1463)

An Act Relating to Education of Physically Handicapped or Exceptional Children (S. P. 147) (L. D. 388)

An Act Creating the Board of Construction Safety Rules and Regulations (S. P. 347) (L. D. 956)

An Act Relating to Vocational Rehabilitation (H. P. 978) (L. D. 1126)

An Act to Create the Department of Development of Industry and Commerce (H. P. 1196) (L. D. 1465)

Which bills were passed to be enacted.

On motion by Mr. Reid of Kennebec, the Senate voted to take from the table bill "An Act Relating to Hospitalization of the Mentally Ill" (S. P. 551) (L. D. 1489) tabled by that Senator on May 19 pending consideration; and that Senator presented Senate Amendment A and moves its adoption.

Thereupon, the rules were suspended, the Senate voted to reconsider its former action whereby the bill was passed to be engrossed.

Mr. REID of Kennebec: Mr. President, I just want to say that regardless of what happens to this particular bill that we now know in the State of Maine, having had two opinions from the Supreme Court, by what procedure we can commit the mentally-ill constitutionally. I served on the committee to try to iron this matter out, and I believe the intent of the committee was that it be done in a way that practically from the administration viewpoint and also from the standpoint of safeguarding the mentally-ill. I am in great hopes that this legislature will now go along with this bill, although I know that the good Mayor of Lewiston, Mayor Malenfant, is dead set against it.

The amendment is an amendment suggested by the Probate Court judges who will have increased their

work in the administration of this bill. It may or may not be palatable, but I am going to offer it regardless of what happens to the bill. I again say that we can now steer a clear course in the future on the constitutional aspects of this matter.

I offer Senate Amendment "B" and move its adoption.

SENATE AMENDMENT "B" to S. P. 551, L. D. 1489, Bill "An Act Relating to Hospitalization of the Mentally Ill."

Amend said Bill by striking out all of the amending clause of section 1 and inserting in place thereof the following:

'R. S., c. 27, 103-A — 103-I, additional. Chapter 27 of the revised statutes is hereby amended by adding thereto 9 new sections to be numbered 103-A to 103-I, to read as follows:'

Further amend said Bill by adding at the end of section 1 thereof, the following section:

'Sec. 103-I. Counsel fees and charges. The cost of service of process, registered mail notices, clerical assistance required by the register of probate, services of counsel for the patient, and all other necessary expenses attendant to the hearing provided in sections 103-C and 103-D, shall in the first instance be paid by the Department of Institutional Service, on certification by the judge of probate holding the hearing. The Department of Institutional Service shall, however, have a right of recovery of the amounts so paid as is provided in sections 135, 136 and 137. For each hearing held under the provisions of sections 103-C and 103-D, the judge of probate shall receive a fee of \$10, which fee shall be for the use and benefit of said judge and shall not be paid over to the treasurer of his county as provided under sections 258 and 259 of chapter 89; said fees shall in the first instance be paid by the Department of Institutional Service on certification by the register of probate of the court holding the hearing; the Department of Institutional Service shall, however, have a right of recovery of the fees so paid as is provided in sections 135, 136 and 137.'

Which amendment was adopted, and the bill as amended by Senate Amendments A and B was passed to be engrossed in non-concurrence. Sent down for concurrence.

The PRESIDENT: With respect to the Committee of Conference on the disagreeing action of the two Branches on L. D. 1092, Resolve for a Recess Committee to Study all Phases of Stream and Water Pollution, the Senator from Aroostook, Senator Collins, chooses not to be a member of the committee, and the Chair at this time will name the Senator from Washington, Senator Wyman.

On motion by Mr. Parker of Piscataquis, the Senate voted to take from the table bill "An Act to Authorize the Issuance of Bonds in the Amount of Fifteen Million Dollars on Behalf of the State for the Purpose of Building State Highways." (S. P. 263) (L. D. 691) tabled by that Senator on May 19 pending consideration; and that Senator yielded to the Senator from Waldo, Senator Cole.

Thereupon, on motion by Mr. Cole of Waldo, the bill was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Weeks of Cumberland, the Senate voted to take from the table House Report from the Committee on Retirements and Pensions: "Ought not to pass" on "Resolve Granting a Pension to Katharine M. Rolfe of Bridgton" (H. P. 388) (L. D. 1509) tabled by that Senator on May 3 pending acceptance of the report; and on motion by Mr. Butler of Franklin, the ought not to pass report was accepted.

On motion by Mr. Low of Knox, the Senate voted to take from the table Senate Report from the Committee on Appropriations and Financial Affairs:

"Ought to pass in New Draft" (S. P. 596) (L. D. 1557) under New Title: "An Act Providing for an Additional Attorney General and Directing Review of General Statutes of Towns"; on bill "An Act Providing for an Additional Assistant Attorney

General." (S. P. 474) (L. D. 1343) tabled by that Senator earlier in today's session pending acceptance of the report.

Mr. LOW of Knox: Mr. President and members of the Senate: I tabled this bill because I do not like the idea of taking on more assistant Attorney Generals. I have got an idea that once we take them on we never lose them. However, since I do not know much about this bill and whether it is necessary or not, I am going to yield to the Senator from Cumberland, Senator Chapman.

Mr. CHAPMAN of Cumberland: Mr. President and members of the Senate: Perhaps on the face of it the remarks by the Senator from Knox, Senator Low, would appear to have justification, and I think we are all in full sympathy with his view. However, the Committee on Appropriations and Financial Affairs has reported that this particular bill unanimously "Ought to pass" and I think I should mention just briefly why we did it.

This particular bill represents the fusion of two proposals which were presented to the committee, one calling for the assignment of an assistant attorney general for town and county matters, perhaps not nearly as important as the other proposal which was a proposal calling for the review of the general provisions in our statutes relating to towns. It so happens that Chapter 91 of our present revision of the statutes, which is a consolidation of all the old laws down through the years, is somewhat confusing to those of us who use the chapter, namely chiefly laymen, our selectmen and municipal officers, and there has been a great deal of desire and pressure and request that that particular chapter be reviewed in regard to consolidating the effective features of that chapter and the elimination of confusing and archaic provisions.

This is the sort of a project that was done in the last two years by a special proposal authorized two years ago in regard to the tax laws, real property laws, particularly with reference to the towns' responsibility for them. The purpose of fusing the two proposals into

one was that we thought that the Attorney General's department was the logical place where this provision should be done. We do think that this is a sound proposal, and I might say that we checked the budget carefully when we put the two together and found we could save three thousand dollars over the original proposal. The sum called for here is from the unappropriated surplus, reflecting the committee's attitude that this is not to be a permanent project at all but one short deal, if you want to call it that, to do the job sometime in the next two years, with a report coming in on the revision for the next legislature. That, in brief, is the picture here, and I do recommend that the committee report be accepted.

The PRESIDENT: The question before the Senate is on the acceptance of the report "Ought to pass in new draft."

Thereupon, the report was accepted and under suspension of the rules, the bill was given its two several readings and passed to be engrossed.

Sent forthwith to the House for concurrence.

On motion by Mr. Fuller of Oxford, the Senate voted to reconsider its former action whereby it passed by simple enactment, bill "An Act Relating to Vocational Rehabilitation" (H. P. 978) (L. D. 1126)

This being an emergency measure,

A division of the Senate was had. Twenty-five having voted in the affirmative and none opposed, the bill was passed to be enacted.

On motion by Mr. St. Pierre of Androscoggin, the Senate voted to take from the table bill "An Act Exempting Funeral Services from the Sales Tax" (H. P. 506) (L. D. 543) tabled by that Senator earlier in today's session pending motion by Senator Collins of Androscoggin to indefinitely postpone.

Mr. COLLINS of Aroostook: Mr. President, since I made my motion this afternoon I have had a new tabulation, and I believe that if the members of the Senate think that it is an unjust tax it can be elim-

inated. Therefore I would like to withdraw my motion for indefinite postponement.

Thereupon, Mr. Collins was granted permission to withdraw his motion to indefinitely postpone the bill, and on motion by Mr. Low of Knox, the bill was then passed to be enacted.

House Committee Report Ought to Pass—N. D.—same title

The Committee on Highways on "Resolve in Favor of Matinicus Island." (H. P. 1182) (L. D. 1433) reported that the same Ought to pass in New Draft (H. P. 1267) (L. D. 1563)

Which report was read and accepted in concurrence. Under suspension of the rules, the bill in new draft was given its two readings and passed to be engrossed in concurrence.

On motion by Mr. Collins of Aroostook, the Senate voted to take from the table Resolve Appropriating Funds to Purchase Land for State House Parking Facilities (S. P. 293) (L. D. 803) tabled by that Senator on May 11 pending passage to be engrossed; and that Senator moved that the bill be indefinitely postponed.

Mr. REID of Kennebec: Mr. President, I am going to go along with the motion of the Senator from Aroostook, Senator Collins, but I would like to point this out: I introduced this bill because with this three and a half million dollar building in the process of being built it seemed to me that the parking lot next to it was one which the State should buy. In fact, I cannot understand why more effort has not been made by the State to buy it. It can be purchased for somewhere around thirty thousand dollars, a small part of three and a half million dollars. While the building was in process of being constructed I tried to find out if it was for sale and I found out that it was. I think that the Senator from Aroostook, Senator Collins, believes that the Governor and Council, in their wisdom and when the time comes, will, if they can purchase it, and he would rather that we do not legislate the purchase of it, so I am going along with him.

But I would like to go on record as saying that in my judgment what you will find there in the next few years is stores and public buildings or private buildings and that the State will wish in years to come that the State had purchased it for parking facilities.

The motion prevailed and the resolve was indefinitely postponed.

Sent down for concurrence.

Mr. REID of Kennebec: Mr. President, I would inquire if bill "An Act to Amend the Mining Law" is in the possession of the Senate.

The PRESIDENT: The Chair will answer that the bill, being L. D. 1371, is in the possession of the Senate, having been recalled from the office of the Governor by Joint Order.

Thereupon, on further motion by Mr. Reid of Kennebec, the bill was returned to the office of the Governor.

Mr. Low of Knox was granted unanimous consent to address the Senate.

Mr. LOW of Knox: Mr. President, I have been arguing so much lately that I find it somewhat difficult to find kind words to say about anybody, but I do not have any trouble at all in telling you that your conduct of the Senate during the past few months has earned you our respect, our admiration and our affection. You have conducted the Senate with decorum and with efficiency; you have safeguarded everyone's right to speak and we have taken full advantage of that when we spoke on "green fertilizer," on "pork," on "pork-chops" and on "The Garden of Maine."

Outside of this chamber your leadership has contributed much to the success of the Republican Party, and certainly at all times you have been willing to take your share of the brickbats which have been thrown not only by Democrats but also by Republicans.

I have here a small token of our affection for you. As you can well guess, it is a fly-rod, and when you whip a stream for poor, unsuspecting trout we hope that you will think of your humble subservient Senators. We wish you the best of luck. (Applause)

The PRESIDENT: Senator Low and fellow Senators of the Legislature; I feel even more humble tonight than I felt when this honor was given to me in January. I am not at all sure that I have done all of the things that could have been done, but certainly I have tried, and there is no group that I could possibly have been associated with who could have been more comfortable to work with than the group here in the Senate. If we have had a comfortable Senate it is because we have worked together. I believe, that in working together we have accomplished a great deal, and if I have had a share in participating in a Senate which is the most comfortable Senate I have seen in the six years I have been over here, I am proud of my part in sharing the comfort. I certainly will look back to this winter as one of the high spots in my life, and if our paths cross many times I will be many times pleased. I thank you again for the honor that you have given to me and I thank you even more humbly for the many courtesies that you have shown to me while I have been up here. (Applause)

Mr. LOW of Knox: I might say, Mr. President, that the rod was made in Bangor.

The PRESIDENT: I am sure it is a fine Thomas rod and I am sure I will use it, I hope not later than Sunday morning next, and in using it next Sunday morning up on the Allagash I will be reminded again and again of the fine friendships that have been marked here this winter, I thank you very much. (Prolonged applause)

Mr. Reid of Kennebec was granted unanimous consent to address the Senate.

Mr. REID of Kennebec: Mr. President and members of the Senate: We number among us one foreign to us in only one way and that is in sex. We have with us a young, attractive, able, efficient and alert Senator, the Senator from Cumberland, Senator Lord. It is quite fitting and quite nice, I think, that at least one member of the Senate should be from the opposite sex, because they have the sixth sense, they have that intuitive ca-

pacify that males are supposed to be lacking in.

In trying to think of an outstanding feature of the good Senator, I think it has been her patience and tolerance and understanding at all times. I believe that she has lent a most constructive effort to the entire proceedings during this entire long session. It is with a great deal of pleasure that I ask one of the pages to confer upon her a very modest but becoming present. (Applause)

Mrs. LORD of Cumberland: Mr. President, I haven't any words to express my thanks. I thank you all very much. (Applause.)

Mr. Crabtree of Aroostook was granted unanimous consent to address the Senate.

Mr. CRABTREE of Aroostook: Mr. President and members of the Senate: I have discovered the last four or five months that there are two other matters which will bring up the sun in the morning fully as well and I believe better than four or five or six cups of coffee at the Augusta House. We have known, all of us, this winter, good and bad dreams when our thoughts and minds have been full of porcupines and bears and swimming pools and free funerals and so on, and even though our dreams do not all come true it is reassuring to know that sometimes our nightmares don't either. But regardless of these horrible experiences in the night, when we come up here in the morning there are two bright spots, and as soon as we enter this room we can feel the serenity dribbling down over us and happiness filling our hearts and peace of mind running all through our anatomies and souls and hearts, and it is because we have two charming ladies here acting as our pages. And if Ruth and Lois will approach the "rostrum-ette" I would like to spiritually and in reality pin a flower on them (Applause)

Mr. Butler of Franklin was granted unanimous consent to address the Senate.

Mr. BUTLER of Franklin: Mr. President, I am wondering if our two charming pages whom we have

recently shown our appreciation to would go outside and bring in those two charming assistants who answer our calls and send out our requests for assistance, our telephone operators, Barbara Hamlin and Selva Coombs. (Applause)

We do appreciate all of our inconsistencies, you have heard our heart-throbs as we have gone to you asking for this and that, you have been patient with us in trying to put through our calls, and your service has certainly been the acme any telephone company could ever ask for. You remember us by our names when we come in and you have a cheerful greeting morning, noon and night, and we certainly appreciate the unfailing service which you have given in putting up with us, and without it we could not reach those whom we desire to get in touch with and neither could they reach us in return. I extend our appreciation for your many courtesies in the hard times we have given you. (Applause)

Mr. Fuller of Oxford was granted unanimous consent to address the Senate.

Mr. FULLER of Oxford: Mr. President, I do not think it is known by all that we have in our midst a very faithful servant of the Senate, a lady who is considerable of a success as a song-writer, and I have taken the privilege of having distributed the latest song release of Mrs. Dorothy Dennett, and I would ask, if it is in order, Mr. President, that the Secretary might be requested to read her latest song. (Laughter and applause)

The PRESIDENT: The Secretary will read the words of the song.

“Passagassawaukeag

(Tune: The Old Oaken Bucket)

How dear to my heart are the scenes of this winter
When fond recollection presents them to view.
The same dreary halls and the same weary people
The same tired old bills — but there's one thing that's new.

The bounty on bears and the hunting of Woodcock

The bonus for veterans is here again to;

The gas tax, the sales tax, the taxes on income

Passagassawaukeag is all that is new.

The selling of beer in returnable bottles

No liquor on Sunday presented anew

The Lewiston charter — now that's an old chestnut

Passagassawaukeag is all that is new.

Passagassawaukeag has brightened the picture

Passagassawaukeag we're no longer blue

Passagassawaukeag — just whistle or sing it

Passagassawaukeag is all that is new.”

(Applause)

Mr. FULLER of Oxford: Mr. President and members of the Senate: In behalf of the Senate I would like to present to you, Mrs. Dennett, this small token of appreciation for your song-writing efforts.

Mr. President, I am wondering if she could not approach a little closer to my seat. (Laughter and applause)

Mr. Boucher of Androscoggin was granted unanimous consent to address the Senate.

Mr. BOUCHER of Androscoggin: Mr. President and members of the Senate: In all of the presentations we have made tonight probably we have forgotten the workhorse team of the Senate. Without these two men, the Secretary and his assistant, the Senate could not have functioned. It is my great pleasure and privilege in the name of the members of the Senate to present to “Chet” and to Waldo a small token of our appreciation for what they have done to keep us going on the level. The Secretary has even pronounced rightly this famous Indian word which even I can't pronounce, but he had not rightly learned it yet, so I will give him a private lesson. It is pronounced “trappe a l'ours.” He calls it “trappe d'ours”. I hope to teach him before the

next legislature how to pronounce these French names. (Laughter and applause)

I will ask the pages to transmit our tokens to "Chet" and Waldo. (Applause)

The PRESIDENT: The Secretary will recite his response.

SECRETARY CHESTER T. WINSLOW: I thank you very much for my wonderful gift, and I am sure I am going to appreciate it.

There is one thing that has happened in the Senate more in this session than has ever happened in any other session since I have been under the capital dome and that has been since 1923. There have been more unanimous consents to address the Senate granted than I have known of in all the times I have been here. So, Mr. President, I am going to ask unanimous consent not to address the Senate. (Laughter)

I have enjoyed this session very much, I have enjoyed working with "Bob". He really is a great guy to work with, I think. He likes to have people work and he does not like to have people in his office unless they have something to say to him, something constructive or something that has to do with the business at hand. I found that out about the third week of session. He did not want loafers in there too much, he wanted someone who had something to say. So I sent my assistant in most of the time and he got along very well, I think, with the President of the Senate.

Now what little success we have had here I will say humbly is not due to me; it is due to the girls in the office. There are two girls who have been there ever since I have been here, not since 1923 but since I have been Secretary of the Senate, and either one of those two girls could take right over here if anything should happen to me, if I should resign, if I should happen to get a better job somewhere, or whatever I might do. (Laughter) You do not need to worry about it because those girls can take over here and it will probably go along just like nobody's business and they will probably do a better job than I have done. That is usually the case.

Anyway, I thank you very much,

"Mr. Trappe d'ours," for your very fine gift. (Laughter and applause)

ASST. SECRETARY WALDO H. CLARK: Mr. President and members of the Senate: I would like to take this opportunity to thank you for your gift and I would also like to thank my friend Jean Charles for the secret information that he has given me this winter. It does not mean anything, perhaps, to a lot of folks, but between he and I, even though we are of the opposite party, we have cooperated one hundred per cent. I would like to thank all of you again, and if I can help you just "holler." (Applause)

Mr. MARTIN of Kennebec: Mr. President, just to keep the record straight and for the benefit of our visitors here, these gifts, and we wish they could have been larger, did not come from Jean Boucher's pork-barrel, they came from the Assembly tickets which the members of the legislature purchased, and what we did not use for the dances we bought these gifts with. (Applause)

Mr. HILLMAN of Penobscot: Mr. President, I would like to inquire if L. D. 1532 is in the possession of the Senate?

The PRESIDENT: The Chair will state that L. D. 1532 is in the possession of the Senate, having been recalled from the office of the Governor by Joint Order.

Thereupon, the Senate voted to reconsider its action whereby the bill was passed to be enacted; and to further reconsider its action whereby the bill was passed to be engrossed.

Mr. HILLMAN of Penobscot: Mr. President, I propose to offer an amendment, and I wish to say that I just had a little conference with the Governor and we have written an amendment to this bill which he approves wholeheartedly. If the Senate approves the same this bill could proceed upon its way.

On motion by Mr. Fuller of Oxford,

Recessed for fifteen minutes.

After Recess

The Senate was called to order by the President.

Mr. SILSBY: Mr. President, I rise to a point of order.

The PRESIDENT: The Senator may state his point.

Mr. SILSBY of Hancock: My point of order, Mr. President and members of the Senate is this: that the amendment to this particular bill is not germane in that it is introducing a new law and it is foreign to the one that is written and therefore not in order to be a part of this law.

Mr. REID of Kennebec: Mr. President, before the Chair rules on this matter, may we have the title of the bill read?

The SECRETARY: "An Act Relating to the Use of Artificial Lights for Lighting Game" (S. P. 570) (L. D. 1523)

The PRESIDENT: The Senator from Hancock, Senator Silsby, raises a point of order and has questioned the germaneness of the amendment. The Chair recognizes the lateness of the hour, but he will at this time rule that the amendment is not germane; and in support of that ruling he will note that the original bill is apparently limited to making unlawful the use of artificial lights for lighting game, and it would appear to the Chair that the amendment is much more inclusive and is in fact a law relating to the hunting by firearms or the wounding or killing of wild birds or wild animals, and that the amendment furthermore makes it a crime, prima facie evidence of night hunting, another reference to the Fish and Game violation.

For those reasons, the Chair rules that the amendment is not germane. The Chair will state that the Senate may upset the ruling of the Chair, and he would further state that the matter is debatable.

Mr. HILLMAN of Penobscot: Mr. President, I move that the bill be laid upon the table.

The PRESIDENT: Does the Senator accept the ruling of the Chair that the amendment is not germane?

Mr. HILLMAN: Yes, Mr. President.

Mr. CRABTREE of Aroostook: Mr. President, I would like to make a parliamentary inquiry. Mr. President, we feel rather inadequate, not being lawyers, in this case, and there has been some very genuine feeling in this Senate and the other Body about this matter, and because I, and I think others, feel inadequate to approach this matter, I would like to inquire: What appeal could the Senate have so that this thing might be straightened out and conform more nearly, I believe, to the previous votes of the Senate and of the House.

The PRESIDENT: The Chair would suggest that the Senator from Aroostook, Senator Crabtree, ask that the bill be laid on the table pending passage to be engrossed. The adoption of that action would leave the bill before the Senate, the Chair having ruled on the germaneness of the amendment and the ruling of the Chair not having been questioned; then another amendment, the Chair would assume, would have to take a different form than the one which the Chair has ruled upon as not being germane.

Thereupon, the bill was laid upon the table pending passage to be engrossed.

On motion by Mr. Chapman of Cumberland, the Senate voted to return to the Governor, "An Act Relating to Deception as to Retail Prices on Motor Fuel" (L. D. 1495) which had been recalled to the Senate from the Office of the Governor.

On motion by Mr. Reid of Kennebec

Adjourned until tomorrow morning at 8:30 E.S.T.