

MAINE STATE LEGISLATURE

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



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

LEGISLATIVE RECORD

OF THE

Ninety-Eighth Legislature

OF THE

STATE OF MAINE

VOLUME I

1957

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Friday, April 19, 1957

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

Prayer by the Rev. Mr. Horace Colpitts of Augusta.

The journal of the previous session was read and approved.

**Report of
Committee of Conference**

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature on

Bill "An Act Creating the Lake Christopher Game Management Area, Oxford County" (H. P. 504) (L. D. 714) reporting that the Senate recede and concur in the indefinite postponement of Senate Amendment "A"; that the House and Senate concur in the adoption of Conference Committee Amendment "A", attached hereto and House and Senate pass the Bill to be engrossed as amended by Conference Committee Amendment "A" in concurrence.

(Signed) ADDISON C. SAUNDERS
JESSE P. FULLER
BESSIE L. MANN
— Committee on part of House.

EARL W. DAVIS
WILLIAM R. COLE
MILES F. CARPENTER
— Committee on part of Senate.

Report was read and accepted, and the House voted to recede from its former action whereby the Bill was passed to be enacted and passed to be engrossed.

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

CONFERENCE COMMITTEE AMENDMENT "A" to H. P. 504, L. D. 714, Bill, "An Act Creating the Lake Christopher Game Management Area, Oxford County."

Amend said Bill by striking out the period and single quotation mark at the end and inserting in place thereof the following underlined words and punctuation:

'excepting from the above description such of the area as in within 500 feet of said South pond beginning at a boundary marker on the Rowe Hill Road; thence in a northerly direction to a boundary marker on the Old Bryant Road and thence northeasterly following this road to the boundary marker at the intersection of the Grand Trunk Railroad.'

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

**Senate Reports of Committees
Leave to Withdraw**

Report of the Committee on Retirements and Pensions on Bill "An Act relating to Employment Status of Certain National Guard Employees under Personnel Law" (S. P. 400) (L. D. 1096) reporting Leave to Withdraw.

Report of same Committee reporting same on Resolve Providing for State Pension for Aurore Auclair of Lewiston (S. P. 410) (L. D. 1143)

Came from the Senate read and passed.

In the House, the Reports were read and accepted in concurrence.

Ought Not to Pass

Report of the Committee on Retirements and Pensions reporting "Ought not to pass" on Bill "An Act relating to Service Retirement Credits for Teachers Employed by Veterans Administration" (S. P. 456) (L. D. 1304)

Report of the Committee on Transportation reporting same on Bill "An Act relating to Instruction Permits to Drive Motor Vehicles" (S. P. 91) (L. D. 201)

Report of same Committee reporting same on Bill "An Act relating to License Plates for Motor Vehicle Owners Who are Sheriffs and Deputy Sheriffs" (S. P. 188) (L. D. 467)

Came from the Senate read and accepted.

In the House, the Reports were read and accepted in concurrence.

Ought to Pass with Committee Amendment

Report of the Committee on Business Legislation on Bill "An Act relating to Mortgage Loans by Savings Banks" (S. P. 406) (L. D. 1139) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

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

COMMITTEE AMENDMENT "A" to S. P. 406, L. D. 1139, Bill, "An Act Relating to Mortgage Loans by Savings Banks."

Amend said Bill by indicating the striking out of the sentence "The provisions of this paragraph shall apply to all banks and trust companies." in the 22nd and 23rd lines by drawing a line through said sentence as follows: "The provisions of this paragraph shall apply to all banks and trust companies."

Further amend said bill by striking out the single quotation mark at the end and by adding at the end of said Bill the following underlined blocked paragraph:

"The provisions of this paragraph F shall apply to all banks and trust companies."

Committee Amendment "A" was adopted in concurrence and the Bill assigned for third reading the next legislative day.

Report of the Committee on Public Utilities on Bill "An Act to Incorporate the North Yarmouth Water District" (S. P. 472) (L. D. 1351) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

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

COMMITTEE AMENDMENT "A" to S. P. 472, L. D. 1351, Bill "An Act to Incorporate the North Yarmouth Water District."

Amend said Bill by striking out all of the 1st sentence of section 7 and inserting in place thereof the following sentence: 'After the acceptance of this charter and the organization of the board, the annual meeting of the district shall be held on the same day as the annual town meeting in March at such hour and place as may be designated by resolution of the board of trustees as provided in the by-laws.'

Further amend said Bill by striking out the next to the last sentence of the 1st paragraph of the Referendum and inserting in place thereof the following sentence: 'Such special elections shall be called, advertised and conducted according to the law relating to municipal elections; provided, however, the board of registration shall not be required to prepare, nor the town clerk to post, a new list of voters; and for this purpose said board of registration shall be in session one hour next preceding the time appointed for such election for the purpose of registration of voters and to enable the board to verify the corrections of said list and to complete and close up its records of said session.'

Committee Amendment "A" was adopted in concurrence and the Bill assigned for third reading the next legislative day.

Tabled and Assigned

Report of the Committee on State Government on Bill "An Act Prohibiting State Employees from Participating in State Politics" (S. P. 467) (L. D. 1347) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

In the House, the Report was read.

The SPEAKER: The Chair recognizes the gentleman from Sangerville, Mr. Edgerly.

Mr. EDGERLY: Mr. Speaker and Members of the House: I would like to speak a little on this bill. This is the old Hatch Bill coming up again. Well, perhaps you don't all know, but I work for the State, have all my life, building the state roads, and I was working on a federal job when this Hatch Act came up first, and they threw me off that job because I couldn't work on a federal job on account of the Hatch Act. Well now they have put this other one in, and they are going to try to fix it so I can't build state aid roads for the towns. I could build them before they got this out. I don't know whether I can or not, but I feel just as though they were reaching out the same as they did with that hatchet to put the hatchet into me again right here.

As I see that, I couldn't be in politics either. If I go home from here I am still in politics for another year, I can't go back on the road. Then they turn around again, if I wanted to put my name in to see if I could be elected to the Legislature the next year, I couldn't do that, so I am afraid they are going to get me both ways. Mr. Speaker, I would like to move we indefinitely postpone this bill and Committee Amendment "A".

The SPEAKER: The motion before the House is the motion of the gentleman from Sangerville, Mr. Edgerly, that Bill "An Act Prohibiting State Employees from Participating in State Politics" together with the Committee Report be indefinitely postponed.

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

Mr. TOTMAN: Mr. Speaker and Members of the House: I am very reluctant to arise to be in a position of correcting a statement that was made by the gentleman from Sangerville, Mr. Edgerly, but in fairness to the Committee who signed a unanimous "Ought to pass" Report, I think that it should be made clear that the amendment which the Committee put on this bill very definitely removed the objection to which the gentleman from Sangerville, Mr. Edgerly, was referring and that was that the bill

did say in one line that a state employee could not hold a political office.

The gentleman from Sangerville, Mr. Edgerly, was the only opponent at the Committee who brought that point out. We appreciate his point, and the amendment we feel takes care of his fear. I can assure you that the bill now as it reads in essence prohibits employees simply from soliciting contributions from persons, firms or corporations as you will see by filing number 225. I frankly tried to explain this morning the best I could to the gentleman from Sangerville, Mr. Edgerly, that we had tried to alleviate his fear. I can only comment that I hope you will have reliance in the Committee that we have taken care of it, and I would seriously hope that the motion to indefinitely postpone does not prevail.

The SPEAKER: The Chair recognizes the gentleman from York, Mr. Hancock.

Mr. HANCOCK: Mr. Speaker, I am a little confused as to what the amendment does and how it is worded. The amendment says "striking out the underlined fifth, sixth and seventh lines and inserting" so and so. Is that properly phrased?

Mr. TOTMAN: I presume I am being asked a question through the Chair.

The SPEAKER: The gentleman may proceed.

Mr. TOTMAN: Mr. Speaker, it is very confusing undoubtedly to us in the House to see these amendments with their references to the fifth, sixth and seventh lines, and as many of you realize those are in your original bill and not your printed L. D. Since this bill is but three or four lines long, or one paragraph, I would like to take the opportunity to read it, or perhaps it would be better to ask the Clerk to read it as it will now read with the amendment. Is that in order, Mr. Speaker?

The SPEAKER: It is. The Clerk will read the amended bill or as it is with the amendment.

The CLERK: Bill "An Act Prohibiting State Employees from Participating in State Politics. Be it enacted by the people of the State of Maine, as follows: R. S., c. 63, § 24-A, additional. Chapter 63 of the

Revised Statutes is hereby amended by adding thereto a new section to be numbered 24-A, to read as follows: 'Sec. 24-A. **Certain political activities by state employees** (I am beginning to read the fifth line now) **restricted; penalty. No state employee other than an elected official shall hold office in any organization of a political party, nor shall he solicit contributions from any person, firm or corporation** (that is the end of the seventh line) **to the campaign fund of any political party or political candidate. No person shall solicit funds directly or indirectly for the furtherance of any political campaign from any employee of the State. Whoever violates any provision of this section shall be punished by a fine of not more than \$50.'**"

The SPEAKER: The Clerk will read the Bill with the amendment.

The CLERK: I will read the underlined portion which appears on the printed bill in bold face. "Sec. 24-A. **Certain political activities by state employees restricted; penalty. No state employee shall solicit contributions from any person, firm or corporation to the campaign fund of any political party or political candidate. No person shall solicit funds directly or indirectly for the furtherance of any political campaign from any employee of the State. Whoever violates any provisions of this section shall be punished by a fine of not more than \$500.'**"

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

Mr. TOTMAN: Mr. Speaker, I hope that it is now apparent that this amendment deletes any reference to holding political office and pertains only to soliciting funds for political campaigns.

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

Mrs. CHRISTIE: Mr. Speaker, I realize that perhaps the motion of the gentleman from Sangerville, Mr. Edgerly, takes precedence over mine, but I would like to move that this be tabled to next Tuesday.

The SPEAKER: The motion to table takes precedence over the previous motion. The motion now before the House is the motion of the gentlewoman from Presque Isle, Mrs.

Christie, that Bill "An Act Prohibiting State Employees from Participating in State Politics", Senate Paper 467, Legislative Document 1347, be tabled and specifically assigned for Tuesday next pending the motion of the gentleman from Sangerville, Mr. Edgerly, that this Bill be indefinitely postponed.

The Chair recognizes the gentleman from Brunswick, Mr. Walsh. The gentleman may not debate the motion.

Mr. WALSH: Mr. Speaker, I just wondered if the gentlewoman from Presque Isle, Mrs. Christie, would be willing to make that Wednesday rather than Tuesday because Tuesday's calendar is a little bit heavier than Wednesday's. We have but three items on the table for Wednesday, and that was my purpose for rising, Mr. Speaker.

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

Mrs. CHRISTIE: Mr. Speaker, if it would ease the calendar at all I would be glad to make that change.

The SPEAKER: The Chair understands that the gentlewoman from Presque Isle, Mrs. Christie, now changes the assignment in the tabling of this Bill to Wednesday of next week, April 24, pending the motion of the gentleman from Sangerville, Mr. Edgerly, that the Bill be indefinitely postponed. Is this the pleasure of the House?

The motion prevailed and the Bill and Report were so tabled.

Divided Report Tabled

Majority Report of the Committee on State Government on Bill "An Act relating to the Appointment of a Temporary Deputy Commissioner" (S. P. 375) (L. D. 998) which was recommitted, reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Messrs. ROGERSON of Aroostook
LESSARD of Androscoggin
PIKE of Oxford
— of the Senate.
Messrs. WALSH of Brunswick
WADE of Auburn

ELWELL of Brooks
ROSS of Bath
— of the House.

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

Report was signed by the following members:

Messrs. BRAGDON of Perham
TOTMAN of Bangor
CHILDS of Portland
— of the House.

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

In the House, the Reports were read.

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

Mr. CHILDS: Mr. Speaker, I move that this bill and accompanying papers be indefinitely postponed.

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

Mr. CALL: Mr. Speaker, I now move that this lie on the table unassigned on account of the small majority of the House at the present time.

The SPEAKER: The motion now before the House is the motion of the gentleman from Cumberland, Mr. Call, that Bill "An Act relating to the Appointment of a Temporary Deputy Commissioner" be tabled unassigned pending the motion of the gentleman from Portland, Mr. Childs, that this Bill and all accompanying papers be indefinitely postponed. Is this the pleasure of the House?

The motion prevailed and the Bill and Reports were tabled and unassigned.

From the Senate: The following Communication:

STATE OF MAINE
SENATE CHAMBER
OFFICE OF THE SECRETARY

April 18, 1957

Honorable Harvey R. Pease
Clerk of the House of Representatives
Ninety-eighth Legislature
Sir:

The Senate today voted to insist on its former action on Bill "An

Act relating to the Visible Indication of Elapsed Time on Parking Meters" (H. P. 361) (L. D. 491) and to join a Committee of Conference. The President appointed the following Conferees on the part of the Senate:

Senators:

BUTLER of Franklin
WOODCOCK of Penobscot
MARTIN of Kennebec

Respectfully,

(Signed) CHESTER T. WINSLOW
Secretary of the Senate

In the House, the Communication was read and ordered placed on file.

The SPEAKER: The Chair recognizes the gentleman from Winterport, Mr. Bean.

Mr. BEAN: Mr. Speaker, I would like to take up an emergency measure out of order.

The SPEAKER: The gentleman from Winterport, Mr. Bean, requests unanimous consent to take up out of order and under suspension of the rules Resolve Providing Additional Funds for the Remodeling and Equipping of the State House Offices and Highway-Health Building.

Is there objection? The Chair hears none.

Thereupon, the following Resolve on its final passage as an emergency measure was taken up out of order by unanimous consent.

Finally Passed Emergency Measure

Resolve Providing Additional Funds for the Remodeling and Equipping of the State House Offices and Highway-Health Building (S. P. 511) (L. D. 1452)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a division was had. 114 voted in favor of same and none against, and accordingly the Resolve was finally passed, signed by the Speaker and, on further motion of Mr. Bean of Winterport by unanimous consent, the Resolves was ordered sent forthwith to the Senate.

House at Ease

Called to order by the Speaker.

Orders

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

Mr. Totman of Bangor presented the following Order and moved its passage:

ORDERED, that permission be hereby granted that the proceedings of the House today be recorded for the purpose of being broadcast by any radio station situated within the State of Maine.

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

Mr. TOTMAN: Mr. Speaker, while this is not a perhaps usual or customary request, it does have precedent in that two sessions ago the same type order was introduced. I don't believe there is any particular dangerous significance because if it is analyzed the press certainly has the right to come in here and take down anything that is said, and then report either in full text or out of text, whatever they so wish.

I repeat, it is an unusual order perhaps on the surface of it, but having had it presented to have effect this morning we talked it over and we do not feel that it is out of order. I move its passage.

The Order received passage.

**House Reports of Committees
Leave to Withdraw**

Mr. Emery from the Committee on Agriculture on Bill "An Act relating to Compulsory Vaccination of Calves" (H. P. 578) (L. D. 827) reported Leave to Withdraw.

Mr. Hathaway from the Committee on Legal Affairs reported same on Bill "An Act to Increase Borrowing Capacity of City of Calais School District" (H. P. 1002) (L. D. 1430)

Mr. Call from the Committee on Retirements and Pensions reported same on Resolve Providing for an Increase in State Pension for Daniel McCurdy of Weeks Mills (H. P. 859) (L. D. 1222)

Mr. Jacques from the Committee on Transportation reported same on Bill "An Act relating to Fines and Costs for Overweight of Motor Vehicles" (H. P. 764) (L. D. 1046)
Reports were read and accepted and sent up for concurrence.

**Ought Not to Pass
Tabled**

Mr. Browne from the Committee on Judiciary reported "Ought not to pass" on Bill "An Act Prohibiting Television Advertising of Alcoholic Beverages" (H. P. 606) (L. D. 853)

Report was read.

(On motion of Mr. Bruce of Buxton, tabled pending acceptance of Committee Report and unassigned.)

Mr. Ross from the Committee on Labor reported "Ought not to pass" on Bill "An Act relating to Workmen's Compensation Insurance" (H. P. 902) (L. D. 1288)

Mr. Childs from the Committee on Legal Affairs reported same on Bill "An Act relating to Death on Duty of Members of Portland Police Department" (H. P. 752) (L. D. 1066)

Mr. Frazier from the Committee on Public Utilities reported same on Bill "An Act relating to Legal Voters in York Water District" (H. P. 790) (L. D. 1123)

Mr. Walter from same Committee reported same on Bill "An Act relating to the Election of Trustees of the Winthrop Water District" (H. P. 570) (L. D. 880)

Reports were read and accepted and sent up for concurrence.

Tabled and Assigned

Mr. Latno from the Committee on Welfare reported "Ought not to pass" on Bill "An Act relating to Requisites for Old Age Assistance" (H. P. 83) (L. D. 109)

Report was read.

(On motion of Mr. Gallant of Eagle Lake, tabled pending acceptance of Committee Report and specially assigned for Thursday, April 25.)

**Ought to Pass in New Draft
New Draft Printed
Tabled and Assigned**

Mr. Elwell from the Committee on Highways on Bill "An Act to

Authorize the Issuance of Bonds in the Amount of Twenty-Six Million Six Hundred Thousand Dollars on Behalf of the State of Maine for the Purpose of Building State Highways" (H. P. 968) (L. D. 1368) reported same in a new draft (H. P. 1056) (L. D. 1504) under title of "An Act to Authorize the Issuance of Bonds in the Amount of Twenty-four Million Dollars on Behalf of the State of Maine for the Purpose of Building State Highways" and that it "Ought to pass"

Report was read.

The SPEAKER: The Chair recognizes the gentleman from Belfast, Mr. Rollins.

Mr. ROLLINS: Mr. Speaker and Members of the House: I move that the New Draft, House Paper 1056, Legislative Document 1504, under title of "An Act to Authorize the Issuance of Bonds in the Amount of Twenty-four Million Dollars on Behalf of the State of Maine for the Purpose of Building State Highways" be tabled as special order of the day for Thursday, April 25, pending acceptance of the Report.

The SPEAKER: The Chair would advise the gentleman that to make this item a special order of the day, the gentleman must request and receive unanimous consent to do so. Does the Chair understand that he does request unanimous consent to do so?

Mr. ROLLINS: I do so, and in explanation of that, that puts it on the top of the calendar Thursday morning and won't hold anything up and we can get it right out of the way.

The SPEAKER: That is correct. With respect to item eleven, the gentleman from Belfast, Mr. Rollins, moves that this Report and the Bill be made a special order of the day for Thursday of next week. Is there objection?

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

Mr. TOTMAN: Mr. Speaker, point of inquiry. This is not an objection, Mr. Speaker and Members of the House, I would like to ask if the motion of the gentleman from Belfast, Mr. Rollins, would be interpreted to mean the first item on the specially assigned calendar but not the first item on the House Calendar after reading the Journal?

The SPEAKER: The motion means that it will be the first item under tabled and assigned matters for that day. Is there objection? The Chairs hears none.

The motion prevailed, and the New Draft and Report were so tabled.

Ought to Pass Printed Bills

Mr. Violette from the Committee on Agriculture reported "Ought to pass" on Bill "An Act Revising the Potato Tax Law" (H. P. 917) (L. D. 1307)

Mr. Childs from the Committee on Legal Affairs reported same on Bill "An Act relating to Police Department and Pension System for Employees of City of Westbrook" (H. P. 1016) (L. D. 1446)

Reports were read and accepted, the Bills read twice and assigned the next legislative day.

Ought to Pass with Committee Amendment Tabled and Assigned

Mr. Roberts from the Committee on Agriculture on Bill "An Act Creating the Maine Commercial Feed Law" (H. P. 254) (L. D. 352) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read.

The SPEAKER: The Chair recognizes the gentleman from Bowdoinham, Mr. Curtis.

Mr. CURTIS: Mr. Speaker, this seems to be quite a long bill and I haven't had time to study it and some of the dealers back home would like to know a little bit more about it. I move this be tabled to Wednesday next.

The SPEAKER: The gentleman from Bowdoinham, Mr. Curtis, moves that item fourteen, Bill "An Act Creating the Maine Commercial Feed Law", be tabled pending acceptance of the Committee Report and specially assigned for Wednesday, April 24. Is this the pleasure of the House?

The motion prevailed and the Bill was so tabled.

Mr. Nadeau from the Committee on Highways on Bill "An Act relating to the Disposition of Fines in

Certain Motor Vehicle Violations" (H. P. 537) (L. D. 764) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 537, L. D. 764, Bill, "An Act Relating to the Disposition of Fines in Certain Motor Vehicle Violations."

Amend said Bill by striking out in the 10th line the underlined figures "25%" and inserting in place thereof the underlined figures '13%'.

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Mr. Haughn from the Committee on Public Utilities on Bill "An Act to Create the Falmouth Sewer District" (H. P. 669) (L. D. 950) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 669, L. D. 950, Bill, "An Act to Create the Falmouth Sewer System."

Amend said Bill by inserting in the last line of "Sec. 3" after the word "matter" the words 'and commercial'.

Further amend said Bill by striking out all of "Sec. 12" and inserting in place thereof the following:

'Sec. 12. Buildings to connect with sewer if available. Every building in the district intended for human habitation or occupancy or with facilities for discharge or disposal of sewage or commercial or industrial waste, which is accessible to a sewer or drain of the district, shall have a sanitary sewer or drainage system which shall be caused to be connected with such sewer or drain of the district by the owner or person against whom taxes on the premises are assessed, in the most direct manner possible, within 90 days after receiving request therefor from the district, or

within such further time as the trustees of the district may grant, and, if feasible, with a separate connection for each such building. Existing buildings which are already served by a private sewer or drainage system shall not be required to connect with any such sewer or drain of the district so long as, in the judgment of the trustees, such private sewer or drainage system functions in a satisfactory and sanitary manner, and does not violate any law or ordinance applicable thereto or any applicable requirement of the state plumbing code. A building shall be deemed to be accessible to a sewer or drain of the district for the purposes of this section if such building, or any private sewer or drain directly or indirectly connected thereto or carrying sewage or commercial industrial waste therefrom, shall at any point be or come within 100 feet of a sewer or drain of the district; provided, that nothing in this section shall require the owner of any such building to acquire any real property or easement therein for the sole purpose of making such connection.'

Further amend said Bill by striking out in the 9th line of "Sec. 17" the word "authorized" and inserting in place thereof the word 'directed'.

Further amend said Bill by inserting in the 5th line of "Sec. 26" after the figure "44" the words and figures 'and chapter 79'.

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Mr. Rollins from the Committee on Public Utilities on Bill "An Act to Create the South Freeport Sewer District" (H. P. 829) (L. D. 1171) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 829, L. D. 1171, Bill "An Act to Create the South Freeport Sewer District."

Amend said Bill by inserting in the 2nd line of "Sec. 11" after the word "occupancy" the following:

'which is located within 100 feet of a public sewer'

Further amend said Bill by striking out in the 21st line of "Sec. 16" the figures "\$250,000." and inserting in place thereof the figures '\$150,000.'

Further amend said Bill by inserting in the 4th line of "Sec. 25" after the figure "44" the words and figures 'and chapter 79'

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Mr. Roy from the Committee on Public Utilities on Bill "An Act relating to the Winthrop Sewer System" (H. P. 232) (L. D. 325) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A"
to H. P. 232, L. D. 325, Bill, "An Act Relating to the Winthrop Sewer System."

Amend said Bill by inserting after the Title and before the enacting clause the following Emergency Preamble:

'Emergency preamble. WHEREAS, the proper collection and disposal of sewage and wastes are vital to the health and well-being of the inhabitants of a community; and

WHEREAS, adequate sewerage facilities are at all time necessary for properly collecting and disposing of the same; and

WHEREAS, for such purposes, it is desirable that the Winthrop Sewer System be enabled to construct such sewerage facilities during the forthcoming summer months; and

WHEREAS, to accomplish this it is necessary that the following legislation be voted upon as soon as possible; and

WHEREAS, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,'

Further amend said Bill by striking out the last 3 lines and inserting in place thereof the following:

'district to an amount or amounts necessary in the judgment of the trustees aforesaid; provided, however, that bonds for sewerage facilities shall not exceed the sum of \$250,000 \$600,000.'

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

'Emergency clause; referendum; certificate to Secretary of State. In view of the emergency cited in the preamble, this act shall take effect when approved, only for the purpose of permitting its submission to the legal voters of the territory embraced within the limits of said district and the legal voters of the town of Winthrop who own real estate within said district, present and voting at a special election called and held for the purpose on petition therefor signed by at least 20 legal voters resident within said district. Such special election shall be held not later than 60 days after the effective date of this act and shall be called, advertised and conducted according to the law relating to municipal elections; provided, however, that the board of registration in said town of Winthrop shall prepare and furnish separate check lists for such of the voters within said district as are then legal voters of said town and reside in said district and any additional individuals owning real estate within said district who are legal voters of the town of Winthrop, and all notices, warrants or other proceedings shall be varied accordingly so as to show that only such voters as reside in said district or town as aforesaid are entitled to vote at such meeting. At such meeting the vote shall be by ballot bearing the question: "Shall the Act Relating to the Winthrop Sewer System, passed by the 98th Legislature, whereby the Winthrop Water District is authorized to increase its borrowing capacity for the installation of a sewer system to \$600,000., be accepted?" and the voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same. This act shall take effect for all the purposes hereof immediately upon its acceptance by

a majority of the legal voters voting at said meeting; provided that the total number of votes cast for and against the acceptance of this act equals or exceeds 20 per cent of the voters on said check list.

The result of the vote in said district shall be declared by the selectmen of the town of Winthrop and due certificate thereof filed by the town clerk with the Secretary of State.

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Mr. Roy from the Committee on Public Utilities on Bill "An Act to Create the Cape Elizabeth Sewer District" (H. P. 856) (L. D. 1219) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 856, L. D. 1219, Bill, "An Act to Create the Cape Elizabeth Sewer District."

Amend said Bill by inserting in the 2nd line of "Sec. 12" after the word "occupancy" the following: 'which is located within 100 feet of the public sewer'

Further amend said Bill by inserting in the 4th line of "Sec. 26" after the figure "44" the words and figures 'and chapter 79'

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Mr. Roy from the Committee on Public Utilities on Bill, "An Act Creating the Mars Hill Utility District" (H. P. 985) (L. D. 1409) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 985, L. D. 1409, Bill, "An Act Creating the Mars Hill Utility District."

Amend said Bill by striking out all of the last sentence of "Sec. 2"

Further amend said Bill by inserting in the 2nd line of "Sec. 12" after the word "temporarily" the following words: 'in an amount not to exceed \$85,000.'

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Tabled and Assigned

Mr. Beyer from the Committee on Transportation on Bill "An Act to Revise Certain Motor Vehicle Laws" (H. P. 403) (L. D. 533) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read.

(On motion of Mr. Caswell of New Sharon, tabled pending acceptance of Committee Report and specially assigned for Thursday, April 25.)

Divided Report Tabled

Majority Report of the Committee on Agriculture reporting "Ought not to pass" on Bill "An Act relating to Premiums to Commercial Poultry Growers" (H. P. 1019) (L. D. 1453)

Report was signed by the following members:

Messrs. DOW of Lincoln
BAILEY of Sagadahoc
REED of Aroostook
— of the Senate.

Messrs. BROCKWAY of Milo
FROST of Perry
CASWELL of New Sharon
EMERY of Palmyra
VIOLETTE of Van Buren
ROBERTS of Dexter
— of the House.

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

Report was signed by the following member:

Mr. LANE of Waterville
— of the House.

Reports were read.

(On motion of Mr. Emery of Palmyra, tabled pending acceptance of either Report and unassigned.)

Divided Report Tabled

Majority Report of the Committee on Public Utilities reporting "Ought

not to pass" on Bill "An Act to Repeal the Westbrook Sewerage District" (H. P. 668) (L. D. 949)

Report was signed by the following members:

Messrs. MARTIN of Kennebec
ROGERSON of Aroostook
— of the Senate.

Messrs. HAUGHN of Bridgton
FRAZIER of Lee
WALTER of Waldoboro
ROY of Fort Kent
ROLLINS of Belfast
— of the House.

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

Report was signed by the following members:

Mr. LESSARD of Androscoggin
— of the Senate.

Messrs. PLANTE of Old Orchard
Beach
BEANE of Augusta
— of the House.

Reports were read.

(On motion of Mr. Porell of Westbrook, tabled pending acceptance of either Report and unassigned.)

Divided Report Tabled

Majority Report of the Committee on Public Utilities reporting "Ought not to pass" on Bill "An Act to Promote Safety on Common Carriers by Railroad" (H. P. 720) (L. D. 1042)

Report was signed by the following members:

Messrs. MARTIN of Kennebec
ROGERSON of Aroostook
— of the Senate.

Messrs. BEANE of Augusta
FRAZIER of Lee
WALTER of Waldoboro
ROY of Fort Kent
ROLLINS of Belfast
— of the House.

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

Report was signed by the following members:

Mr. LESSARD of Androscoggin
— of the Senate.

Messrs. HAUGHN of Bridgton
PLANTE of Old Orchard
Beach
— of the House.

Reports were read.

(On motion of Mr. Browne of Bangor, tabled pending acceptance of either Report and unassigned.)

Divided Report

Majority Report of the Committee on Transportation on Bill "An Act relating to Initial Motor Vehicle Number Plates" (H. P. 957) (L. D. 1358) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Mr. ROGERSON of Aroostook
— of the Senate.

Messrs. BEYER of Cape Elizabeth
ALLEN of Chelsea
KELLY of Rumford
HERSEY of Fort Fairfield
STILPHEN of Rockland
TOTMAN of Bangor
— of the House.

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

Report was signed by the following members:

Messrs. COLE of Waldo
HALL of York
— of the Senate.

Mr. JACQUES of Lewiston
— of the House.

Reports were read.

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

Mr. TOTMAN: Mr. Speaker, I move the Majority Report "Ought to pass" as amended by Committee Amendment "A" be accepted.

The SPEAKER: The motion before the House is the motion of the gentleman from Bangor, Mr. Totman, that the Majority "Ought to pass" Report be accepted.

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

Mr. DUMAIS: Mr. Speaker, I move this item lie on the table unassigned pending acceptance of either report.

The SPEAKER: The motion before the House is the motion of the gentleman from Lewiston, Mr. Dumais, that Bill "An Act relating to Initial Motor Vehicle Number Plates" be tabled unassigned pending the motion of the gentleman

from Bangor, Mr. Totman, that the Majority "Ought to pass" Report be accepted.

All those in favor of the tabling motion, please say aye, those opposed, no.

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

The SPEAKER: The motion now before the House is the motion of the gentleman from Bangor, Mr. Totman, that the Majority "Ought to pass" Report be accepted. Is this the pleasure of the House?

The motion prevailed, and the Bill was read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 957, L. D. 1358, Bill, "An Act Relating to Initial Motor Vehicle Number Plates."

Amend said Bill by inserting at the beginning of the 1st line thereof 'Sec. 1'

Further amend said Bill by striking out the single quotation mark at the end and adding thereto the following underlined paragraph:

"Applications for such number plates shall be received in the office of the Secretary of State not later than November 1st of the year preceding the issuance of such plates."

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

'Sec. 2. Effective date. The provisions of this act shall become effective January 1, 1958.'

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Passed to Be Engrossed

Bill "An Act relating to the Importation of Liquors Used in Manufacture" (S. P. 180) (L. D. 459)

Bill "An Act relating to Compensation under Workmen's Compensation Act for Loss of Distal Phalanx of Thumb, Finger or Toe" (S. P. 465) (L. D. 1346)

Bill "An Act relating to Leave of Absence from Work for Certain Employees While in Temporary Military Training" (S. P. 488) (L. D. 1396)

Bill "An Act relating to Examinations and Instruction Permits for

Motor Vehicle Licenses" (H. P. 171) (L. D. 218)

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

Third Reader Tabled

Bill "An Act relating to Hunting with Bow and Arrow" (H. P. 742) (L. D. 1056)

Was reported by the Committee on Bills in the Third Reading and read the third time.

(On motion of Mr. Brockway of Milo, tabled pending passage to be engrossed and unassigned.)

Bill "An Act Authorizing Copying of Volume Six, Oxford County, Western District, Registry of Deeds" (H. P. 828) (L. D. 1170)

Bill "An Act Creating Bartlett's Island, Hancock County, as a Game Management Area" (H. P. 897) (L. D. 1283)

Bill "An Act relating to Appointment of Guardians for Adults Residing Out of the State" (H. P. 941) (L. D. 1334)

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

Third Reader Tabled

Bill "An Act relating to Killing of Dogs Chasing Livestock or Poultry" (H. P. 990) (L. D. 1419)

Was reported by the Committee on Bills in the Third Reading and read the third time.

(On motion of Mr. Morrill of Harrison, tabled pending passage to be engrossed and unassigned.)

Bill "An Act Authorizing Construction of a Breakwater Across Mill Cove, Hancock County" (H. P. 1054) (L. D. 1500)

Bill "An Act Amending Law on Inspection of Records of Clerks of Courts" (H. P. 1055) (L. D. 1501)

Resolve Regulating Taking of Smelts in Valley Brook, Cumberland County (H. P. 90) (L. D. 124)

Resolve in favor of John F. Choate of Winslow (H. P. 549) (L. D. 776)

Were reported by the Committee on Bills in the Third Reading, Bills

read the third time, Resolves read the second time, all passed to be engrossed and sent to the Senate.

Amended Bills

Bill "An Act relating to the Department of Finance and Administration" (S. P. 221) (L. D. 576)

Bill "An Act to Revise the Laws Relating to Registration of Accountants" (S. P. 243) (L. D. 644)

Bill "An Act relating to Persons to Whom Liquor Licenses May Not Be Issued" (S. P. 262) (L. D. 701)

Bill "An Act Providing for Short Form Record of Civil Cases" (H. P. 544) (L. D. 771)

Bill "An Act relating to Jurisdiction of Trial Justices in Towns of Kittery and York" (H. P. 684) (L. D. 973)

Resolve in favor of George E. Bagnall of Houlton (H. P. 550) (L. D. 777)

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

Bill "An Act relating to Time Limit for Adjusting and Paying Fire Losses" (H. P. 45) (L. D. 78)

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

Enactors

The CLERK: Item one has already been disposed of earlier in today's session.

Passed to Be Enacted

Bill "An Act to Create the Westbrook Parking Authority" (H. P. 428) (L. D. 604)

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

Orders of the Day

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

Mr. FULLER: Mr. Speaker and Members of the House: I think we as Legislators and individuals are inclined at times to criticize our friends, the newspaper reporters, for some of the things that they do and possibly some of the things they don't do. And when they do something that is especially good we just say nothing, we take it for granted.

I have before me a copy of the Portland Press Herald and also the Kennebec Journal, in which there is a duplicate article written by Leonard J. Cohen. And I would like to commend Leonard J. Cohen for this fine article on the Jacobs Report, and I would urge every member of the House to read it. I think that it is a very fair and unbiased report of the bill, and we all want to learn something about it. I think this is one place where we can learn some things about it. Thank you very much.

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

The gentleman from Southport, Mr. Rankin, was granted unanimous consent to address the House.

Mr. RANKIN: Mr. Speaker, Ladies and Gentlemen: Early in the session the House passed an order allowing any radio station in Maine to transmit a tape recording of today's proceedings. I have learned this order was for the purpose of transmitting debate on L. D. 853, "An Act Prohibiting Television Advertising of Alcoholic Beverages".

Because a tape can be edited to suit any purpose I wish, without discussion of the particular issues involved in L. D. 853, to state that I am opposed to the use of any tape recordings made of House proceedings and used for any commercial purpose. Thank you.

The gentleman from Bangor, Mr. Totman, was granted unanimous consent to address the House.

Mr. TOTMAN: Mr. Speaker and Members of the House: It is my personal intention and has been my personal record, I believe, in this House, never to misrepresent any known facts on any item that I speak to.

Earlier today I introduced an order which came in through the

usual procedure as an order for the entire Legislature, it was not my sponsorship. I, too, heard the rumor that the gentleman from Southport, Mr. Rankin, just mentioned. And that rumor was discussed among various people in the House and it was felt it would be unfair to cast any unfavorable light on the order since it was not definitely known if the intent of the order was to do anything more than record this whole procedure.

I regret if any member feels that they were encouraged to pass an order that had a hidden meaning. I can assure you that if at any time an ulterior motive can be accurately determined beyond the rumor stage you will not hear me supporting the measure or the order.

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

The SPEAKER: The Chair recognizes the gentleman from York, Mr. Hancock.

Mr. HANCOCK: Mr. Speaker, under a matter recalled and now in the hands of the Clerk, I would move that the House reconsider its action whereby it accepted a leave to withdraw report on April 11 relating to Bill "An Act relating to Reciprocal Agreements Concerning Operation, Regulation and Taxation of Motor Vehicles", L. D. 1226.

The SPEAKER: The gentleman from York, Mr. Hancock, with respect to the next to the last item on page 17 of the printed calendar, Leave to Withdraw Report of the Committee on Transportation on Bill "An Act relating to Reciprocal Agreements Concerning Operation, Regulation and Taxation of Motor Vehicles", which report was accepted in the House on April 11, now moves that under unanimous consent, under suspension of the rules, that the House reconsider its action whereby it accepted the Leave to Withdraw Report. Is this the pleasure of the House?

All those in favor of the motion of reconsideration please say aye, those opposed, no.

A viva voce vote being taken the motion to reconsider prevailed.

The SPEAKER: The Chair recognizes the same gentleman.

Mr. HANCOCK: Mr. Speaker, I now move that this bill be recommitted to the Committee on Transportation with the full approval of that Committee.

The SPEAKER: The gentleman from York, Mr. Hancock, now moves that Bill "An Act relating to Reciprocal Agreements Concerning Operation, Regulation and Taxation of Motor Vehicles", House Paper 863, Legislative Document 1226, be recommitted to the Committee on Transportation. Is this the pleasure of the House?

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

On motion of the gentleman from Biddeford, Mr. Hickey, the House voted to take from the table the fourth tabled and unassigned matter, House Divided Report, Majority Report "Ought not to pass" and Minority Report "Ought to pass", of the Committee on Claims on Resolve in favor of Chester Fredericks of Norridgewock, House Paper 596, Legislative Document 1273, tabled on March 19 by that gentleman pending acceptance of either report.

The SPEAKER: The Chair recognizes the same gentleman.

Mr. HICKEY: Mr. Speaker, Ladies and Gentlemen of the House: This is a Resolve in favor of one Chester Fredericks.

Undoubtedly you have all observed that the report is a divided report from the Claims Committee and I am one member of the Committee who honestly and sincerely believed this claim was an exception to the general rule.

Now let me give you, members of the House, the facts as I understand the facts to have been at the time this claim accrued.

Mr. Fredericks and his good wife reside in the remote part of Norridgewock, which is obvious for this claim to accrue. I understand they are in their late sixties and not able to absorb any financial loss without it being a real hardship to them. I also understand Mr. Fredericks is not and has not been physically able to take on off his modest little

farm outside employment to any great extent, and naturally Mr. Fredericks, like many more of our good citizens, needing an income for his and his wife's necessities, in the Spring of 1951, I believe, planted approximately three acres of beans to be harvested and sold in the nearby bean factory.

There is no way to arrive at the exact cost for the seed, fertilizer and outside labor, but some of you are farmers or have had experience to the end that you can readily conclude that Mr. Fredericks' demand for \$175 to reimburse him for his having the three acres prepared to plant, the fertilizer, the seed, and necessary cultivation to the blossoming stage is not unmeasurable, or in any way extravagant, and I as do others of the Claims Committee believe the State of Maine should reimburse Mr. Fredericks for the following reasons:

When the bean crop matured substantially the deer appeared and Mr. Fredericks put out in the field everything known to man to scare the deer away, without results. The deer continued to come and feast from his bean crop. Mr. Fredericks also notified the Game Warden. The Game Warden came, and I understand put out blood meat, etc., but the deer continued to feast from his bean crop. The Warden then informed Mr. Fredericks to shoot the deer, whereupon Mr. Fredericks did shoot one deer, but still the remaining deer continued to visit his bean crop until the crop was completely ruined. I understand from reliable citizens in the locality that Mr. Fredericks harvested no beans whatever and that the money he spent for plowing, fertilizer, planting and cultivating was a complete loss, which amount as I have previously stated was \$175.

Now the opponents of this Resolve will not deny that Mr. Fredericks lost his bean crop, yet they will say that the Legislature passed a law in 1949 that no damage to crops, autos, etc. could be paid by the Legislature.

Members of the House— I know, and likewise all of you know, that no previous Legislature can tell this Legislature what it can or cannot do. If previous Legislatures can tell

this 98th Legislature what it can or cannot do just how can we change the open season on deer, or the speed limits on our highways, or the opening or closing of brooks and lakes, etc. to fishing.

Digressing a moment, what is the real purpose of the Claims Committee? You all know that the purpose of the Claims Committee is to pass resolves reimbursing towns on pauper accounts they have failed to file proof of claims for in the time limit of the law, paying damages caused by construction of highways the department could not pay because of the law, paying damage done to crops by skunks, bear, coons, foxes, etc. that was not presented by the town officials in time allowed by the law. In other words, the chief prerogative of Claims Committee is to see that the State of Maine pays its just obligations regardless of the law on our statutes. Members of the House, the claim of Mr. Fredericks is a just obligation of the State of Maine. How can the State of Maine say pay damages for crops, poultry, sheep, etc. accrued by foxes, bear, raccoons, skunks, etc., but you cannot pay out-of-pocket losses done by deer to crops. Please bear in mind this is not a claim for auto damages. This is a claim for crop damage and only for out-of-pocket expense. If this bean crop was a natural crop like blueberries, apples, etc. there would not be an out-of-pocket expense, hence not entitled to reimbursement because the amount would then be speculative. However, this bean crop damage is not speculative but actual.

By the way—the opposition will tell you that this same resolve was turned down by the 97th Legislature, which is true, but I say to you again that I sincerely believe this is a just claim and should be passed.

Mr. Speaker, I move the acceptance of the "Ought to pass" report of the Committee.

The SPEAKER: The motion before the House is the motion of the gentleman from Biddeford, Mr. Hickey, with respect to item number four, page 10, Majority "Ought not to pass" Report and Minority "Ought to pass" Report of the Committee on Claims on Resolve in

Favor of Chester Fredericks of Norridgewock, and the gentleman from Biddeford, Mr. Hickey, moves the acceptance of the Minority "Ought to pass" Report.

The Chair recognizes the gentleman from Chapman, Mr. Foss.

Mr. FOSS: Mr. Speaker and Ladies and Gentlemen of the House: As a signer of the "Ought not to pass" Report I will try to make my position clear.

I have only one point. I sympathize with the man who lost his crop, but in looking over the State I think you will find that there are thousands of similar cases. I was talking to one man just this last Sunday who lost several acres of new planting of apple trees completely. And in my own case, I am a farmer, and I don't think we fail to have a year pass but what we have lost by deer damage from fifty dollars upward to several hundred dollars worth, but I am against picking out one case to pay. If we are going to pay, let us pay all deer claims.

The SPEAKER: The motion before the House is the motion of the gentleman from Biddeford, Mr. Hickey, to accept the Minority "Ought to pass" Report.

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

Mr. CHILDS: Mr. Speaker, may I inquire from the Clerk what the Committee Report was, who the members were that signed it?

The SPEAKER: The Clerk has been asked a question through the Chair. The Chair will ask the Clerk to read the names of the signers.

The CLERK: The Majority "Ought not to pass" Report is signed by the Senator from Penobscot, Senator Hillman; the gentleman from Carthage, Mr. Hutchinson; the gentleman from Chapman, Mr. Foss; the gentleman from Topsham, Mr. Jack; and the Senator from York, Senator Fournier. The Minority "Ought to pass" Report is signed by the Senator from Hancock, Senator Silsby; the gentleman from Biddeford, Mr. Hickey; the gentleman from Eagle Lake, Mr. Gallant; and the gentleman from Stockholm, Mr. Johnson.

Mr. CHILDS: I see, Mr. Speaker, that some of the members who

signed the Majority "Ought not to pass" Report on the Committee are not present here and would probably wish to debate this matter. I therefore move this matter lay upon the table specially assigned for next Thursday.

The SPEAKER: The motion now before the House is the motion of the gentleman from Portland, Mr. Childs,—with respect to item number four on page 10, Resolve in favor of Chester Fredericks of Norridgewock, the gentleman from Portland, Mr. Childs, moves that this item be retabled and specially assigned for Thursday next pending the motion of the gentleman from Biddeford, Mr. Hickey, for the acceptance of the Minority "Ought to pass" Report. Is this the pleasure of the House?

Will those who favor the tabling motion please say aye; those opposed, no.

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

The SPEAKER: The motion now before the House is the motion of the gentleman from Biddeford, Mr. Hickey, that the House accept the Minority "Ought to pass" Report on Resolve in favor of Chester Fredericks of Norridgewock, House Paper 596, Legislative Document 1273. Is this the pleasure of the House?

Will those who favor accepting the Minority "Ought to pass" Report please say aye; those opposed, no.

A viva voce vote being taken the Chair declared the motion prevailed.

The SPEAKER: The ruling of the Chair has been doubted. The Chair will order a division.

All those who favor the acceptance of the Minority "Ought to pass" Report please rise and remain standing until the monitors have made and returned the count.

A division of the House was had. Fifty-four having voted in the affirmative and forty-nine having voted in the negative the motion prevailed.

Thereupon, the Resolve was given its first reading and assigned the next legislative day.

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

On motion of the gentleman from Bangor, Mr. Browne, the House vot-

ed to take from the table the tenth tabled and unassigned matter, House Report "Ought not to pass" of the Committee on Retirements and Pensions on Bill "An Act relating to Retirement of Employee Option Under Maine State Retirement System", House Paper 617, Legislative Document 864, tabled on March 27 by that gentleman pending acceptance of report.

The SPEAKER: The Chair recognizes the same gentleman.

Mr. BROWNE: Mr. Speaker, I have spoken with both the House Chairman and the Senate Chairman of the Retirement Committee and with several members on that Committee, and with their consent I now move that this matter be re-committed to the Committee on Retirements and Pensions.

The SPEAKER: With respect to item number ten on page ten, Bill "An Act relating to Retirement of Employee Option Under Maine State Retirement System", House Paper 617, Legislative Document 864, the gentleman from Bangor, Mr. Browne, now moves that this item be re-committed to the Committee on Retirements and Pensions. Is this the pleasure of the House?

The motion prevailed and the Bill was re-committed to the Committee on Retirements and Pensions and sent up for concurrence.

(Off record remarks)

On motion of the gentleman from Perham, Mr. Bragdon, the House voted to take from the table the twelfth tabled and unassigned matter, Bill "An Act Repealing Aroostook County Fire Marshal", House Paper 1018, tabled on March 28 by that gentleman pending reference.

The SPEAKER: The Chair recognizes the same gentleman.

Mr. BRAGDON: Mr. Speaker and Members of the House: This is my own bill and I feel that it has served its purpose, and I now move its indefinite postponement.

The SPEAKER: With respect to item number twelve, Bill "An Act Repealing Aroostook County Fire Marshal", House Paper 1018, the gentleman from Perham, Mr. Bragdon, moves that this Bill be

indefinitely postponed. Is this the pleasure of the House?

The motion prevailed and the Bill was indefinitely postponed and sent up for concurrence.

The gentleman from Bethel, Mr. Saunders, was granted unanimous consent to address the House.

Mr. SAUNDERS: Mr. Speaker and Members of the House: Earlier this week Legislative Document 1491 was laid on your desks. Now, it is not a bill and I think if you will glance at it very quickly you will note that it refers to the classification recommendation of the Water Improvement Commission. L. D. 1311 however, is the bill which will be brought out on the floor of this House in a short time. It is an act classifying certain surface waters within the State of Maine, and it is definitely on our books as a law that each session of the Legislature, the Water Improvement Commission shall make recommendations to this legislature, and L. D. 1311 is their recommendation.

Now, 1491 is an explanation of their recommendation, and if you will glance through it, what has been suggested is that you look this over and take it home with you this week end, and if there are any persons or people who wish to ask any questions about it you will find in 1491 there are remarks regarding the classification explaining why a certain stream was classified and under what conditions. So it has been suggested that you take this home and be sure that if there are any objections you know what they are and when this comes out on the floor of the House you will be ready to answer any questions that there might be. 1491 is not the bill but just merely an explanation of L. D. 1311. Thank you.

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

(Off record remarks)

On motion of Mr. Hughes of St. Albans.

Adjourned until Tuesday morning, April 23, at ten o'clock.