

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*Ninety-Eighth Legislature*

OF THE

STATE OF MAINE

VOLUME I

1957

DAILY KENNEBEC JOURNAL  
AUGUSTA, MAINE

**HOUSE**

Friday, April 26, 1957

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

Prayer by the Rev. Mr. Alton E. Maxell of Augusta.

The journal of the previous session was read and approved.

**Papers from the Senate**

The following paper from the Senate not on the Advance Journal:

From the Senate: The following Order:

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, April 30, in the forenoon. (S. P. 542)

Came from the Senate read and passed.

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

**Senate Reports of Committees Leave to Withdraw**

Report of the Committee on Education on Bill "An Act Providing for Nursing Education" (S. P. 444) (L. D. 1262) reporting Leave to Withdraw.

Report of the Committee on Welfare reporting same on Bill "An Act to Reimburse Certain Municipalities for General Pauper Relief" (S. P. 70) (L. D. 117)

Came from the Senate read and accepted.

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

**Ought Not to Pass**

Report of the Committee on Business Legislation reporting "Ought not to pass" on Bill "An Act relating to Unfair Retail Sales of Motor Fuel" (S. P. 475) (L. D. 1381)

Report of the Committee on Claims reporting same on Resolve for State Pension for Welma K. O'Dell of Hallowell (S. P. 347) (L. D. 927)

Report of the Committee on Judiciary reporting same on Bill "An Act relating to Commitment of Persons with Contagious Tuberculosis" (S. P. 428) (L. D. 1211)

Came from the Senate read and accepted.

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

**Ought to Pass**

Report of the Committee on Judiciary reporting "Ought to pass" on Bill "An Act relating to Definition of Fiduciary under Law Appointing Nominees by Banking Institutions" (S. P. 372) (L. D. 995)

Report of same Committee reporting same on Bill "An Act relating to Unclaimed Bodies" (S. P. 450) (L. D. 1265)

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

In the House, the Reports were read and accepted in concurrence, the Bills read twice and assigned the next legislative day.

**Ought to Pass with Committee Amendment**

Report of the Committee on Sea and Shore Fisheries on Bill "An Act relating to Crab Fishing by Minors" (S. P. 357) (L. D. 963) 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, on motion of Mr. Tarbox of Gouldsboro, was accepted in concurrence and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to S. P. 357, L. D. 963, Bill, "An Act Relating to Crab Fishing by Minors."

Amend said Bill in the 4th line by deleting the following underlined words "under the age of 18".

Further amend said Bill by striking out of the Title the words "by Minors".

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 Towns and Counties on Bill "An Act Increasing Compensation of Members of Boards of Registration in

Cities over 39,000 Inhabitants and Time of Session" (S. P. 469) (L. D. 1350) 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.

(On motion of Mr. Cote of Lewiston, tabled pending acceptance of Committee Report and specially assigned for Friday, May 3.)

#### **Referred to Committee on State Government**

Report of the Committee on State Government, acting by authority of Joint Order (S. P. 61) reporting a Bill (S. P. 540) (L. D. 1519) under title of "An Act relating to Tenure of Office of Members of Highway Commission" and that it be referred to the Committee on State Government.

Came from the Senate with the Report read and accepted and the Bill referred to the Committee on State Government.

In the House, the Report was read and accepted in concurrence and the Bill referred to the Committee on State Government in concurrence.

#### **Ought Not to Pass Bill Substituted in Senate Tabled and Assigned**

Report of the Committee on Judiciary reporting "Ought not to pass" on Bill "An Act Concerning Liability of Parents for Damage by Children" (S. P. 33) (L. D. 35)

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

In the House, the Report was read.

(On motion of Mr. Browne of Bangor, tabled pending acceptance of the Committee Report and specially assigned for Thursday, May 2.)

The SPEAKER: At this time the Chair would like to recognize the presence in the rear of the Hall of the House of two students from the Milo High School who are here to observe the Legislature today, Miss

Gayle Trask and Miss Linda Drinkwater.

Also in the gallery of the House the Chair would recognize the presence of thirty-two students of the Government Class from the Edward Little High School of Auburn, accompanied by Mr. Frank Wimmer, Instructor, and Robert Wade, Jr. Also the presence of thirty-one students from the eighth grade of Hermon School accompanied by two teachers, Mrs. Bemiss and Mrs. Rodic.

On behalf of the House the Chair extends to you ladies and gentlemen a most hearty and cordial welcome, and we hope that you will enjoy and profit by your visit with us today. (Applause)

#### **Divided Report Tabled**

Majority Report of the Committee on Business Legislation reporting "Ought not to pass" on Bill "An Act Regulating Public Utilities Engaged in Non-Utility Business." (S. P. 276) (L. D. 735)

Report was signed by the following Members:

Messrs. WADE of Auburn  
KINCH of Livermore Falls  
BLANCHARD of Wilton  
MORWAY of Fairfield  
HILTON of Anson  
HUGHES of St. Albans  
— of the House.

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

Report was signed by the following members:

Messrs. CHARLES of Cumberland  
HURLEY of Kennebec  
PIKE of Oxford  
— of the Senate.

Mr. SHEPARD of Stonington  
— of the House.

Came from the Senate with the Majority Report accepted.

In the House: Reports were read.

The SPEAKER: The Chair recognizes the gentleman from Bridgton, Mr. Haughn.

Mr. HAUGHN: Mr. Speaker and Members of the House: Where there are three other bills pending before the Public Utilities Committee which indirectly tie in with this particular type of legislation, I would request

from this body permission to be able to table this unassigned pending the outcome of reports from the Committee on those other bills.

The SPEAKER: With respect to item twelve, Bill "An Act Regulating Public Utilities Engaged in Non-Utility Business", the gentleman from Bridgton, Mr. Haughn, moves that this item be tabled unassigned pending acceptance of either Report. Is this the pleasure of the House?

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

#### Divided Report Indefinitely Postponed

Majority Report of the Committee on Inland Fisheries and Game on Bill "An Act relating to Closed Time on Deer in Certain Counties" (S. P. 280) (L. D. 739) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Messrs. BRIGGS of Aroostook  
CARPENTER of Somerset  
HALL of York  
— of the Senate.

Messrs. DUDLEY of Enfield  
BARTLETT of Belgrade  
WHEATON of Princeton  
— of the House.

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

Report was signed by the following members:

Mr. CARVILLE of Eustis  
Mrs. HARRIMAN of Lovell  
Messrs. HARRIS of Greenville  
ROSS of Brownville  
— 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 Eustis, Mr. Carville.

Mr. CARVILLE: Mr. Speaker, I move that this bill, L. D. 739, be indefinitely postponed with all accompanying papers, and when the vote is taken I ask for a division.

The SPEAKER: The motion before the House is the motion of the gentleman from Eustis, Mr. Carville, for the indefinite postponement of the two Reports and the Bill.

The Chair recognizes the gentleman from Lovell, Mrs. Harriman.

Mrs. HARRIMAN: Mr. Speaker, I would like to speak briefly on this bill, and on my position if I may be allowed to.

The SPEAKER: The gentlewoman may proceed.

Mrs. HARRIMAN: Mr. Speaker and Members of the House: It is said that we never should admit one of our mistakes, but I find myself in the embarrassing position to humbly and publicly admit one of my mistakes.

When the deer bill, Legislative Document 739, came to the Committee on Inland Fisheries and Game for consideration, I discussed it with people of my locality, and at that time they were satisfied with the law as it is now on the statutes. At that time they felt that the Appalachian Trail was in places undefinable and that it would be difficult for the game wardens to police, and with that information I signed the "Ought not to pass" Report.

I am from the west central part of Oxford County and this bill does not affect us to any marked degree. However, last week end I was contacted by someone from the north-eastern part of the County which is the more heavily populated part of the County, and I informed him of my stand on the matter. Since then I have been informed that the Appalachian Trail is much more discernable than county lines and that it is to be even more clearly marked. From the voluminous and rather acrid protests against this stand I took, I have found it most disturbing in my case, and I am happy to reverse the stand I took originally.

We in the Fish and Game Committee do not deal wholly with fish and game, we have to deal with the majority of people, and I have been very happy to be informed of what the majority of the people in my County wish. This line of demarkation which is on 739 will always be a matter of dispute. The people of Ox-

ford County had the same trouble when the route 302 was the line that marked the division in the deer hunting season. In the northern part of Oxford County, we feel that the Appalachian Trail to the most extent goes through the wooded section and that we won't come into that kind of trouble which comes from farms and the urban localities which sometimes cause a little bit of friction with deer hunters. We are doing this in an effort to eliminate the posting of the land along the northern border of the boundary of deer hunting seasons. I hope that the motion of my colleague, the gentleman from Eustis, Mr. Carville, will not prevail.

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

Mr. HARRIS: Mr. Speaker, this bill asked for a change or a repeal of the law that we have had on our books for over twenty years. Our deer kill in the State of Maine has proved very satisfactory in that period of time. It is getting better every year, more deer are being killed. We have heard no great holler for this change. This is a biologists bill, as far as I could find out it is one hundred per cent a biologists bill. They are on the theory apparently that the more deer you shoot the more deer you are going to have. That is possible and it may be true, but we seem to be doing alright as the law now stands. The divisions are by county lines and it would be much easier to keep the county lines than it will the Appalachian Trail as a division, it cuts more counties in two, and I hope that the motion of the gentleman from Eustis, Mr. Carville, will prevail.

The SPEAKER: The Chair recognizes the gentleman from Enfield, Mr. Dudley.

Mr. DUDLEY: Mr. Speaker and Members of this House: As you probably noticed, I signed the Majority Report of the Committee, and there are several groups of people to be considered in this measure.

First of all, the old bill is derived from county lines which have never been painted, there is absolutely no way to tell where the county lines are. It is unenforceable. Take into consideration the par-

tridge season, people—a lot of people like to hunt partridge and now under the existing law the deer season and partridge season overlap. That means that a man with an expensive dog has to take him out and take a chance on getting him shot while he is bird hunting. Then there are several places in the southern part of the state as well as in the northern part of the state that are divided by these county lines and this new line would make it so it is enforceable by means of a railroad track and the Appalachian Trail which is very well painted.

I do not agree with the opposition because two years ago there was great opposition for this bill and there was this time from many sources, and specially from Aroostook County areas where the ponds freeze up too early. They like to go in the back areas and kill the deer where they haven't been killing them by means of boats and landing with airplanes which they can't do now, they are afraid they will get frozen in. By trying to have two districts in the State, you have to have a division somewhere. Certainly we can't please everybody. I am sure that the majority of the Committee decided on this line and it was to be as fair as possible, and it is more fair we will say than the line you now have to everybody concerned, taking all the different interests into consideration, and I think we must consider all the groups, not just one sporting camp group or not just one bird hunting group or any other one group. We should consider all the groups and try to do what we can, the bestest for the mostest. I hope the motion of the gentleman from Eustis, Mr. Carville, does not prevail.

The SPEAKER: The Chair recognizes the gentleman from Belgrade, Mr. Bartlett.

Mr. BARTLETT: Mr. Speaker and Members of the House: I wonder if the deer hunters realize how fortunate they are in the State of Maine to be able to roam at will over private property without interference. This privilege could quite easily be lost, especially within the more populated incorporated areas. In fact, this is just what is being threatened within that part

of the northern counties bordering the southern counties, in these areas which are close to larger towns and cities that are being overrun by concentration of deer hunters during the first part of the season, that is before the southern counties are open to hunting.

Some hunters are posting their property with "No Hunting" notices. Unless we do something to alleviate this pressure, the tendency to post the land could spread to cover the whole southern part of the northern counties.

This bill moves the early season north above the Appalachian Trail to where it crosses the Canadian Pacific Railroad, thence easterly along the railroad to the Canadian Border. This would put the early hunting for the most part away from the thickly settled sections of the State.

I think the passage of this Bill will help the situation. I move we do not accept the motion of the gentleman from Eustis, Mr. Carville.

The SPEAKER: The Chair recognizes the gentleman from Carthage, Mr. Hutchinson.

Mr. HUTCHINSON: Mr. Speaker and fellow Members of the House: I rise in support of the acceptance of the majority "Ought to pass" report of the Committee on this Bill. The geographical location of the area which I represent, those towns in the southwestern part of Franklin county abutting on Oxford county, makes us an oppressed people under the present existing statutes. Our season opens ten days before that in Oxford County. The Oxford County towns of Rumford and Mexico, with their combined populations of in excess of 14,000 people, border on the Town of Carthage, and during that ten-day period to the opening of the season in Oxford County, the many hundreds of hunters from those two large towns overrun our small adjacent Franklin County area to such an extent that our own people hardly dare to go out of their houses during this period—much less to go into the woods. Imagine if you can, living in a small country town in which, during this initial ten-day period, and nearly a whole week after the opening day, ninety-two

hunters' automobiles are parked on a seven and a half mile long main road through a town, and probably as many more on the small side feeder roads. This, and similar conditions, prevail throughout the small towns in the southern part of Franklin County. Home and real estate owners are so incensed that an estimated 60% of the outlying area is posted and practically 100% violated. The nuisance is so great that the residents of our area wholeheartedly support this Bill, L. D. 739—as sponsored and endorsed by the Inland Fish & Game Assn., even though it shortens our deer season by ten days, because it will correct this deplorable condition.

Just this morning I ate breakfast with Chief Warden Elmer Ingraham, and I have his permission to quote him as regards his feeling that the present county line boundary is ridiculous, and that the Appalachian Trail and C. P. R. rail-line boundary in the subject bill will add much to the ease of policing and enforcement by the wardens, as it is, throughout its entire length, well defined and almost impossible of non-detection.

Further reason for the passage of this bill is inherent in the fact that it has majority approval, majority Committee approval, that it has the approval of the Inland Fish and Game Association, that it has the approval of the entire Oxford County delegation in so far as I am able to ascertain, and that it has already, without any opposition, been passed to be engrossed in the Senate.

I hereby request the support of my fellow House Members, and trust the motion of the gentleman from Eustis, Mr. Carville, does not prevail.

The SPEAKER: The motion before the House is the motion of the gentleman from Eustis, Mr. Carville, that the Bill and both Reports be indefinitely postponed.

The Chair recognizes the gentleman from Lee, Mr. Frazier.

Mr. FRAZIER: Mr. Speaker and Members of the House: I feel that I must rise in support of the motion of the gentleman from Eustis, Mr. Carville, the purpose of pro-

tecting the hunters of northern Penobscot County, the area which I represent. I am sympathetic with the position that has been presented here by other members this afternoon. However, they haven't told you that the number one choice of the biologists of the State of Maine was a three division for the State, their second choice was the two division. The people of my area would have gladly gone along with the three division, but are not favorable to this because it does remove from us eight days of hunting to which we are accustomed. There are certain sporting camps in the area which already have reservations for those eight days. There is also held in Old Town, Maine, one of the largest outdoor hunting breakfasts in the State, which caters to approximately 4,000 people every single year. If this Bill does pass, the hunter's breakfast for obvious reasons will have to be set back nearly two weeks and probably put them into much poorer weather for that particular occasion. Therefore, in defence of the people in the area which I represent I must rise in support of the motion of the gentleman from Eustis, Mr. Carville, for indefinite postponement. Thank you.

The SPEAKER: Is the House ready for the question? The motion before the House is the motion of the gentleman from Eustis, Mr. Carville, that Bill "An Act relating to Closed Time on Deer in Certain Counties", Senate Paper 280, Legislative Document 739, and both reports be indefinitely postponed. The gentleman from Greenville, Mr. Harris, has requested a division.

Will those who favor the indefinite postponement of this Bill and both Reports please rise and remain standing until the monitors have made and returned the count. And would the gentleman from Hallowell, Mr. Vaughan, serve as monitor please.

A division of the House was had.

Sixty-seven having voted in the affirmative and fifty having voted in the negative the Bill and both Reports were indefinitely postponed in non-concurrence and sent up for concurrence.

### Divided Report

Majority Report of the Committee on Public Health on Bill "An Act relating to Examinations for Certain Persons to Practice Barbering" (S. P. 246) (L. D. 647) reporting same in a new draft (S. P. 539) (L. D. 1511) under same title and that it "Ought to pass"

Report was signed by the following members:

Mrs. LORD of Cumberland  
Messrs. BRIGGS of Arostook  
ST. PIERRE  
of Androscoggin  
— of the Senate.

Mr. ROWE of Limerick  
Mrs. HARRINGTON of Patten  
Mrs. HENDRICKS of Portland  
Mr. EMERSON of Millinocket  
Mrs. KNAPP of Yarmouth  
— of the House.

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

Report was signed by the following members:

Messrs. CURTIS of Bowdoinham  
COYNE of Waterville  
— of the House.

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

In the House the Reports were read.

The SPEAKER: The Chair recognizes the gentlewoman from Yarmouth, Mrs. Knapp.

Mrs. KNAPP: Mr. Speaker, I move the Majority Report be accepted.

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

Mr. CURTIS: Mr. Speaker, I move this Bill be tabled until Tuesday next.

The SPEAKER: The Chair recognizes the gentlewoman from Portland, Mrs. Hendricks.

Mrs. HENDRICKS: Mr. Speaker, I request a division on the tabling motion.

The SPEAKER: The pending motion is the motion of the gentleman from Bowdoinham, Mr. Curtis, that Bill "An Act relating to Examinations for Certain Persons to Practice Barbering" be tabled pending the motion of the gentlewoman from



Yarmouth, Mrs. Knapp, that the House accept the Majority Report. The gentlewoman from Portland, Mrs. Hendricks, has requested a division on the tabling motion.

All those who favor the motion to table this bill and specially assign it for Tuesday next rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Twelve having voted in the affirmative and ninety-one having voted in the negative, the motion to table did not prevail.

The SPEAKER: The motion now before the House is the motion of the gentlewoman from Yarmouth, Mrs. Knapp, that the Majority Report be accepted. Is this the pleasure of the House?

The motion prevailed, the Report was accepted in concurrence, the Bill read twice and assigned for third reading the next legislative day.

#### Divided Report Indefinitely Postponed

Majority Report of the Committee on Sea and Shore Fisheries reporting "Ought not to pass" on Bill "An Act relating to Apprentice Lobster Fishing Licenses" (S. P. 137) (L. D. 274)

Report was signed by the following members:

Messrs. BROWN of Washington  
FOURNIER of York  
— of the Senate.  
Messrs. RANKIN of Southport  
MILLER of Portland  
BAIRD of North Haven  
ANDREWS of Jonesboro  
BREWSTER of Wells  
VAUGHAN of Hallowell  
— of the House.

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

Report was signed by the following members:

Mr. BAILEY of Sagadahoc  
— of the Senate.  
Mr. TARBOX of Gouldsboro  
— of the House.

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

In the House the Reports were read.

The SPEAKER: The Chair recog-

nizes the gentleman from Gouldsboro, Mr. Tarbox.

Mr. TARBOX: Mr. Speaker, I move that we accept the Minority Report in concurrence.

The SPEAKER: The motion before the House is the motion of the gentleman from Gouldsboro, Mr. Tarbox, that the House accept the Minority "Ought to pass" Report in concurrence.

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

Mr. MILLER: Mr. Speaker, I move indefinite postponement.

The SPEAKER: The motion now before the House is the motion to indefinitely postpone the Bill and both reports.

The Chair recognizes the gentleman from Gouldsboro, Mr. Tarbox.

Mr. TARBOX: Mr. Speaker, I move that the Bill lay on the table specially assigned for Wednesday next.

The SPEAKER: The motion before the House is the motion of the gentleman from Gouldsboro, Mr. Tarbox, that this Bill be tabled and specially assigned for Wednesday next pending the motion of the gentleman from Portland, Mr. Miller, that the Bill and both Reports be indefinitely postponed. Did the gentleman request a division? The gentleman has requested a division.

Will all those who favor tabling the Bill and both reports until Wednesday next please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Nineteen having voted in the affirmative and eighty-one having voted in the negative, the motion to table did not prevail.

The SPEAKER: The motion now before the House is the motion of the gentleman from Portland, Mr. Miller, for the indefinite postponement of the Bill and both Reports.

The Chair recognizes the gentleman from Gouldsboro, Mr. Tarbox.

Mr. TARBOX: Mr. Speaker, this Bill has come from the Senate "Ought to pass", the Minority Report was signed by Senator Bailey from Sagadahoc and I. I would like to read the Bill.

It is an apprentice license. "An apprentice lobster fishing license shall be issued to a minor under the

age of eighteen years if he has been a resident of Maine for at least one year prior to the date of the application. The fee for such license shall be five dollars. The license shall permit the holder only to assist a person who holds a lobster fishing license under the provisions of Section 112, but shall not permit such apprentice to set his own traps or haul traps of another unless such other person holds a lobster license under the provisions of Section 112 and accompanies the apprentice."

Now, I signed that bill, and my reason was that I believe in equality. Abraham Lincoln said once "All men are created equal." All excepting in the State of Maine fishing lobsters I guess. Because I have a son nine years old that can get a lobster license and sell his lobsters, not be an apprentice. But a child that is born in Massachusetts and his father moves into the State of Maine, he has got to be here three years before he can even get an apprentice license, or get a license, I shouldn't say apprentice license. But now all we are asking for is an apprentice license for boys that are under the age of eighteen years, which is to protect that boy in future life, that if he should want to become a lobster fisherman that he may have a chance to serve his apprenticeship like you might in any other business.

Now, to prohibit a person from having a license, and staying in our State three years I think is discriminatory. And that is the reason that I voted in the minority, and I hope the motion of the gentleman from Portland, Mr. Miller, does not prevail. Thank you.

The SPEAKER: The motion before the House is the motion of the gentleman from Portland, Mr. Miller, that the Bill "An Act relating to Apprentice Lobster Fishing Licenses" and both Reports be indefinitely postponed.

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

Mr. MILLER: Mr. Speaker, as a member of the Sea and Shore Fisheries Committee, and being very much interested in the fishing industry as a whole, this Bill was given a public hearing. After the public hearing, hearing both sides,

we of the majority "Ought not to pass" felt that this was a privileged bill and was not in the best interests of the lobstermen in the State of Maine.

I can agree with the gentleman from Gouldsboro, Mr. Tarbox, from the point of sympathy. But this bill is above sympathy. I come from a very poor family, and was born on the coast of Maine. I also have three children and I don't want to deny them anything that I think is unconstitutional. But I know that this bill is a good bill, and when we voted it out "Ought not to pass" we took everything into consideration, and I hope that the House goes along with the indefinite postponement of this privileged bill.

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

Mr. JALBERT: Mr. Speaker, it is not my intention to shut off anybody on important legislation. We have heard from both sides, the Report is obvious. I move the previous question.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, has moved the previous question. The consent of one-third of the members present is necessary to authorize the Chair to entertain this motion. As many as are in favor of the Chair entertaining the motion for the previous question will kindly rise and remain standing in their places until the monitors have made and returned the count.

A sufficient number did not arise.

The SPEAKER: Less than one-third having arisen in favor of the motion of the gentleman from Lewiston, Mr. Jalbert, the motion for the previous question does not prevail.

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

Mr. HAUGHN: Mr. Speaker, I am very happy to hear that a bill of this nature and importance was not allowed to die such as this was intended to do.

It seems to me that this issue is involving something that we as legislators should be conscious of, and to express the viewpoint of my colleague, the gentleman from Portland, Mr. Miller, whom I disagree with, he says "special privilege". I would call it special inter-

ests. This report seems to be protecting not special privileges. When we deny our children the rights to come up here and earn a living, learn a trade and to try and keep these young men in Maine, I personally would want no part of legislation of this type.

I do say we are trying to keep young men in Maine, and when it comes to a point that we can say what you can work at, I personally do not believe in it. I do think that we should open this thing up, the young men be given an opportunity to earn a livelihood, learn a profession, and possibly bring future ones here. And I would say that if we put the penalties on ourselves that we are trying to put by this Bill on the young people of Maine, we would have to wait three years as a resident of this State to become a member of this body. As I understand it, one year's residence is all that is required for us to be elected in either the Senate or here. Excuse me, Mr. Speaker, for mentioning the other body, I didn't intend to, but for being elected as a member of legislature. So therefore, I hope that this motion of postponement does not prevail.

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

Mr. JALBERT: Mr. Speaker and Members of the House: The first remarks of the gentleman from Bridgton, Mr. Haughn, were to the effect that he was happy that the opportunity was not given to allow this Bill to die. I think when I made the motion for the previous question I stated that the Committee Report was very obvious. I also stated that both sides had been heard from. I didn't think it was a major piece of legislation. The previous question motion stops debate.

Now, we have got a calendar here with several divided reports. If I can read correctly, I think I can hear correctly, I know I can see twelve pages. We are still on page four, and we have argued about quahogs and lobsters. I could stand here forever and talk about lobsters, I love them and I know something about them. I have had it as far as this Bill is concerned, and

now I again move the previous question.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, has moved the previous question. The consent of one-third of the members present is necessary to authorize the Chair to entertain this motion. As many as are in favor of the Chair entertaining the motion for the previous question will kindly rise and remain standing in their places until the monitors have made and returned the count.

A sufficient number did not arise.

The SPEAKER: Less than one-third having arisen in favor of the motion for the previous question the motion does not prevail.

The Chair now recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker and Members of the House: About eighteen years ago I met a young lady from Pemaquid, Maine. It was the first day that I became acquainted with lobsters.

I found out two seconds after I had met her that I had to fully acquaint myself with lobsters because she had a lobster, when I met her, in one hand, and another in another. And we are not talking about a Maine chickens bill, we are talking about lobsters. People want to talk about lobsters, we are going to talk about lobsters. Upon inquiry from this fine young lady who honored me by becoming my wife, I found that the first surprising happening to a lobster is that when the egg is laid at the bottom of the ocean it takes exactly seven years before the lobster even starts to look like a lobster. From there of course, they either go away out to sea or come nearer towards the shore. Some fishermen go way out with large nets to fish for them, some fishermen stick close to the shore so that they can just dump their traps because they have small boats and they cannot possibly go out in small boats to the ocean for that purpose.

I presume that all of you here know what a lobster trap is, so that I won't go into a long dissertation in that which concerns a lobster trap. - - -

Mr. CHILDS: Mr. Speaker, I arise on a point of order.

The SPEAKER: The gentleman may state his point of order.

Mr. CHILDS: I question whether there is a quorum in the House or not?

The SPEAKER: The monitors will kindly return the number of members seated in each section. The members will take their seats. Will the gentleman from Dexter, Mr. Roberts, kindly count the members in the first section.

The SPEAKER: One hundred members being present in the House there is substantially more than a quorum present. The gentleman may proceed.

Mr. JALBERT: Mr. Speaker, I am being hounded on all sides, I think I will become serious. I think that in the twelve years that I have served here I have moved the previous question twice, and certainly I don't think there is a member here that would question the fact that I have no intention at any time of stopping debate. Now, I don't know how many of the members have studied this piece of legislation. As far as I personally am concerned, and I will speak for myself, I have stood here many times on the floor of the House this session, and I have said that we did not have major legislation before us, the calendar is loaded with major legislation. The appropriation's bill has come in, the supplemental bill is still in Committee. All of the L. D.'s calling for money are in Committee. Many, many major bills that are before committee will call for a great deal of debate. There may be times when I will get up here and act silly on legislation as some of us will, but if you people want to stay here, I shall not get up again and speak on the lobster business.

But if you people want to stay here and if you are going to continue to debate these bills when they have been thrashed out thoroughly, and we have heard both sides, both well explained, the first one by the gentleman from Gouldsboro, Mr. Tarbox, the second one by the gentleman from Portland, Mr. Miller, and the gentleman from Bridgton, Mr. Haughn, why I think that is fair enough. The hour is rather late, it is Friday, some of you people have a long ways to go, it is getting a lit-

tle foggy out. I will try it again, I will move the previous question again.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert has moved for the previous question. The consent of one-third of the members present is necessary to authorize the Chair to entertain this motion. As many as are in favor of the Chair entertaining the motion for the previous question will kindly rise and remain standing until the monitors have made and returned the count.

A sufficient number did not arise.

The SPEAKER: One-third not having arisen in favor of the motion to allow the Chair to entertain the motion for the previous question the motion does not prevail.

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

Mr. TOTMAN: Mr. Speaker, I persistently voted against the motion of the gentleman from Lewiston, Mr. Jalbert, simply as a matter of principle, as a matter of courtesy to any members of the House who wish to debate. I do feel that the Committee has very clearly stated its position, and I certainly do support the motion of the gentleman from Portland, Mr. Miller, and I believe the House is ready for the question.

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

Mr. CALL: Mr. Speaker, for the information of many members of this Legislature I would like to know why during debate the door was closed.

The SPEAKER: The Chair will advise the gentleman the door was not locked, the door was closed while the monitors were counting the number of members present in the House.

Mr. CALL: Mr. Speaker, far be it from me to disagree with anyone, but from the observation of several of us here, there was a member on the floor speaking. If there has been any motion on the floor pertaining to this bill, I would like to have whatever action was taken explained by the Chair, which did not give us the right to vote.

The SPEAKER: The Chair will explain in answer to the gentleman

from Cumberland, Mr. Call, that the door was held shut while the monitors were counting the number of members present in the House, and the Chair will further explain that the door was inadvertently kept shut. It should not have been, but it was. However, the influx of members who were trying to get in would have not made any difference in the outcome of the votes as far as the actual arithmetic was concerned.

The Chair recognizes the gentleman from Gouldsboro, Mr. Tarbox.

Mr. TARBOX: Mr. Speaker, I don't think we would be here quite so long if I got a chance to get up, but every time I try to get up somebody wants the previous question or something. So I want to say this, one thing I want to explain is this: that my boy can have a license to fish at the age of five, but if I moved into the State of Maine with the boy he couldn't have it until he had lived here three years. Now, I move we do take it up right now by a vote by division. I thank you.

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

Mr. MILLER: Mr. Speaker, I would like to correct a statement which was made by the gentleman from Bridgton, Mr. Haughn. I would urge him to read the Bill, rather than get the legislators here confused. This Bill applies to a non-resident. This is a non-resident apprentice license. Boys who fish in the State of Maine, a State of Maine boy can get a license if he is one year old providing he pays the license fee. And rather than we be confused on the floor of this House today, I want everybody to know that means and pertains to a non-resident license and it involves only one person.

The SPEAKER: Is the House ready for the question?

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

Mr. HAUGHN: Mr. Speaker, for a point of information, for the information of this body, he must be a resident of this State to obtain a license. That is a wrong statement. I do not wish to contradict my colleague, but that is a wrong state-

ment. He must be a resident of this State for three years under this Bill. He must be a resident for three years now, but under this Bill it would only be one year.

The SPEAKER: The Chair would remind the gentleman from Gouldsboro, Mr. Tarbox, that he has already spoken twice to the motion and he must have consent of the House to speak further on this motion. Does the gentleman wish consent of the House?

Mr. TARBOX: Yes.

The SPEAKER: The gentleman from Gouldsboro, Mr. Tarbox, requires consent of the House to speak again to the same motion. Will those who favor this consent please say aye, those opposed, no.

A viva voce vote being taken the consent was granted.

The SPEAKER: The gentleman may proceed.

Mr. TARBOX: Mr. Speaker, I really didn't want to speak, only to inform you that there is one person, he says, involved, but the Sea and Shore Fisheries inform me that there is about twenty that would like to have a fishing license under this Bill. There is one, and he happens to be a veteran's son of the second World War, and he is fourteen years old, and in three or four more years he has got to go into the service himself. And I still say that I think what Abraham Lincoln said we should try to act on, and I would ask for a division.

The SPEAKER: Is the House ready for the question? The motion before the House is the motion of the gentleman from Portland, Mr. Miller, that Bill "An Act relating to Apprentice Lobster Fishing Licenses", Senate Paper 137, Legislative Document 274, and both Committee Reports be indefinitely postponed. The gentleman from Gouldsboro, Mr. Tarbox, has requested a division.

Will those who favor the indefinite postponement of this Bill and both Reports please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Sixty-three having voted in the affirmative and fifty-one having voted in the negative the motion prevailed, and the Bill and both Reports were indefinitely postponed

in non-concurrence and sent up for concurrence.

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

#### Divided Report

Majority Report of the Committee on Sea and Shore Fisheries on Bill "An Act relating to Legal Length of Lobsters" (S. P. 422) (L. D. 1181) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Messrs. BAILEY of Sagadahoc  
BROWN of Washington  
FOURNIER of York  
— of the Senate.

Messrs. TARBOX of Gouldsboro  
BREWSTER of Wells  
MILLER of Portland  
BAIRD of North Haven  
VAUGHAN of Hallowell  
— of the House.

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

Report was signed by the following members:

Messrs. RANKIN of Southport  
ANDREWS of Jonesboro  
— 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 Gouldsboro, Mr. Tarbox.

Mr. TARBOX: Mr. Speaker, I move that the House accept the Majority Report and concur with the Senate.

The SPEAKER: The motion before the House is the motion of the gentleman from Gouldsboro, Mr. Tarbox, that the House accept the Majority "Ought to pass" Report in concurrence.

The Chair recognizes the gentleman from North Haven, Mr. Baird.

Mr. BAIRD: Mr. Speaker and Members of the House: You have

heard quite a lot about lobsters here today so I won't try your patience any longer. This will increase the legal length of the small lobster one-sixteenth of an inch. I believe that this will be a benefit to the industry, and I don't think we can do any good by tabling this Bill today. I think that it should go right along, have its third reading Tuesday, and I hope you Members here will help me keep this off the table and keep it moving.

The SPEAKER: The motion before the House is the motion of the gentleman from Gouldsboro, Mr. Tarbox, that the House accept the Majority "Ought to pass" Report in concurrence.

The Chair recognizes the gentleman from Friendship, Mr. Winchenpaw.

Mr. WINCHENPAW: Mr. Speaker, this is a very important bill, and at the day of the hearing there was no amendment on it, and I am not sure that all of the fishermen in my area understand this amendment. I have a long speech that I had prepared to give in defense of the fishermen, but as the hour is late I would like to table this until next Tuesday, May 7, in order that the fishermen have a chance.

The SPEAKER: The motion before the House now is the motion of the gentleman from Friendship, Mr. Winchenpaw. The Chair will have to inquire of the gentleman, did he specially assign this?

Mr. WINCHENPAW: I assigned it to Tuesday, May 7, because this amendment was not on the bill at the hearing that day. I represent a good many fishermen and I would like to find out—

The SPEAKER: The gentleman is debating the motion. The motion before the House is the motion of the gentleman from Friendship, Mr. Winchenpaw, that Bill "An Act relating to Legal Length of Lobsters" and both Reports be tabled and specially assigned for May 7, pending the motion of the gentleman from Gouldsboro, Mr. Tarbox, that the House accept the "Ought to pass" Report.

Will all those who favor the tabling and specially assigning of this Bill until May 7 please say aye; those opposed, no.

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

The SPEAKER: The Chair is doubted and orders a division.

The motion before the House is the motion of the gentleman from Friendship, Mr. Winchenpaw, that Bill "An Act relating to Legal Length of Lobsters", House Paper 422, Legislative Document 1181, and both Reports be tabled until May 7, pending the motion of the gentleman from Gouldsboro, Mr. Tarbox, that the House accept the Majority "Ought to pass" Report.

Will those who favor the tabling motion please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Thirty-six having voted in the affirmative and seventy-seven having voted in the negative the tabling motion did not prevail.

The SPEAKER: The motion now before the House is the motion of the gentleman from Gouldsboro, Mr. Tarbox, that the House accept the Majority "Ought to pass" Report in concurrence. Is this the pleasure of the House?

The motion prevailed and the Bill was given its first and second readings.

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

COMMITTEE AMENDMENT "A" to S. P. 422, L. D. 1181, Bill, "An Act Relating to Legal Length of Lobsters."

Amend said Bill by inserting in the first line before the headnote a 'Sec. 1.'

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

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

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

#### Non-Concurrent Matter

Bill "An Act Creating the Mars Hill Utility District" (H. P. 985) (L. D. 1409) which was passed to be engrossed as amended by Committee Amendment "A" in the House on April 23.

Came from the Senate passed to be engrossed as amended by Com-

mittee Amendment "A" and Senate Amendment "A" in non-concurrence.

In the House: The House voted to recede and concur.

The SPEAKER: We have on today's calendar an emergency enactor, so please remain in the House if you can until that matter has been disposed of.

#### House Reports of Committees Leave to Withdraw

Mr. Jacques from the Committee on Transportation on Bill "An Act Increasing the Fee for Operators' Licenses" (H. P. 735) (L. D. 1039) reported Leave to Withdraw as it is covered by other legislation.

Same gentleman from same Committee reported same on Bill "An Act relating to Registration Fees for Passenger Vehicles" (H. P. 866) (L. D. 1228) as it is covered by other legislation.

Reports were read and accepted and sent up for concurrence.

#### Ought Not to Pass

Mr. Carter from the Committee on Highways reported "Ought not to pass" on Bill "An Act Amending the Outdoor Advertising Sign Law" (H. P. 853) (L. D. 1216)

Mr. Denbow from same Committee reported same on Bill "An Act Repealing Certain Restrictions on Advertising Structures Near Turnpikes" (H. P. 810) (L. D. 1154)

Mr. Turner from same Committee reported same on Bill "An Act Prohibiting Distracting Signs Upon Public Ways" (H. P. 763) (L. D. 1045)

Mr. Browne from the Committee on Judiciary reported same on Bill "An Act relating to Warrants on Sales and Use Tax Assessments" (H. P. 876) (L. D. 1244)

Reports were read and accepted and sent up for concurrence.

#### Tabled and Assigned

Mr. Hancock from the Committee on Judiciary reported "Ought not to pass" on Bill "An Act relating to Publication of Legal Notices in Foreign Language Newspapers" (H. P. 1015) (L. D. 1445)

Report was read.

(On motion of Mr. Jacques of Lewiston tabled pending a c c e p t-

ance of Committee Report and specially assigned for Wednesday, May 1.)

Mr. Needham from the Committee on Judiciary reported "Ought not to pass" on Bill "An Act relating to Duties of Support under Uniform Reciprocal Enforcement of Support Act" (H. P. 708) (L. D. 1014)

Report was read and accepted and sent up for concurrence.

#### Tabled and Assigned

Mr. Needham from the Committee on Judiciary reported "Ought not to pass" on Bill "An Act relating to Injury to Monuments and Places of Burial" (H. P. 920) (L. D. 1310)

Report was read.

(On motion of Mr. Quinn of Bangor, tabled pending acceptance of Committee Report and specially assigned for Thursday, May 2.)

Mr. Walker from the Committee on Judiciary reported "Ought not to pass" on Bill "An Act Prohibiting Officers of Certain Private Institutions to have Pecuniary Interest in Contracts" (H. P. 942) (L. D. 1335)

Mr. Hanscomb from the Committee on Labor reported same on Bill "An Act relating to Experience Rating Record under Employment Security Law" (H. P. 834) (L. D. 1190)

Mr. Ross from same Committee reported same on Bill "An Act relating to Definition of Employment under Maine Employment Security Law" (H. P. 323) (L. D. 440)

Reports were read and accepted and sent up for concurrence.

Mr. Hendsbee from the Committee on Towns and Counties reported "Ought not to pass" on Bill "An Act relating to Disposal of Fees Paid to City or Town Clerks" (H. P. 671) (L. D. 952)

Report was read.

The SPEAKER: The Chair recognizes the gentlewoman from Kittery, Mrs. Burnham.

Mrs. BURNHAM: Mr. Speaker, I am not going to table this Report, but I would like to make a remark about it. I wish to say that I introduced this bill as I wanted it a matter of record that I think that all fees by any electorate official should

be a matter of record in the towns. And in this way I tried to bring it to pass because Town Clerk's fees are not listed, and we do not know what their fees are.

The "Ought not to pass" Report was accepted and sent up for concurrence.

Mr. Jacques from the Committee on Transportation reported "Ought not to pass" on Bill "An Act relating to the Appointment of Port Pilots" (H. P. 1009) (L. D. 1435)

Report was read.

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

Mr. ROLLINS: Mr. Speaker and Members of the House: This bill was presented by me and I have another one also on port pilots, thinking this might conflict with the other one, but we find that it doesn't conflict and we find upon search in the laws of 1820, that law came over from Massachusetts, and from search through the Secretary of State's office and the Governor and Council and the Attorney General, all the records, it has never been used, so that it is just one of those other things that are cluttering up our statute books. I now move the acceptance of the "Ought not to pass" Report.

The SPEAKER: The motion before the House is the motion of the gentleman from Belfast, Mr. Rollins, that the House accept the "Ought not to pass" Report. Is this the pleasure of the House?"

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

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

Mr. TOTMAN: Mr. Speaker, I request unanimous consent that out of order and under suspension of the rules, we now take up item one on page eleven, emergency enactor, L. D. 1490, An Act relating to Age of Admission to State Hospitals.

The SPEAKER: The gentleman from Bangor, Mr. Totman, moves that under suspension of the rules the House now take up out of order the first item under Enactors, Bill "An Act relating to Age of Admis-



sion to State Hospitals". Does the Chair hear objection? The Chair hears none.

Thereupon, the following bill on its passage to be enacted as an emergency measure was taken up out of order by unanimous consent.

**Passed to Be Enacted  
Emergency Measure**

An Act relating to Age of Admission to State Hospitals (H. P. 1048) (L. D. 1490)

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. 124 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

**Ought to Pass in New Draft  
New Draft Printed**

Mr. Hancock from the Committee on Judiciary on Bill "An Act relating to Certain Penalties for Motor Vehicle Violations" (H. P. 129) (L. D. 167) reporting same in a new draft (H. P. 1067) (L. D. 1527) under same title and that it "Ought to pass"

Mr. Totman from the Committee on Transportation on Bill "An Act relating to Reciprocal Agreements Concerning Operation, Regulation and Taxation of Motor Vehicles" (H. P. 863) (L. D. 1226) reported same in a new draft (H. P. 1068) (L. D. 1528) under title of "An Act relating to Reciprocal Agreements with New Hampshire Concerning Zonal Operation of Commercial Vehicles in Intrastate Commerce" and that it "Ought to pass"

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

**Ought to Pass  
Printed Bills**

**Tabled and Assigned**

Mr. Harris from the Committee on Inland Fisheries and Game reported "Ought to pass" on Bill "An Act Prohibiting Dogs Running at Large" (H. P. 601) (L. D. 848)

Report was read.

(On motion of Mr. Haughn of Bridgton, tabled pending acceptance

of Committee Report and specially assigned for Wednesday, May 1.)

Mr. Leathers from the Committee on Towns and Counties reported "Ought to pass" on Bill "An Act Increasing Salary of Selectmen of Town of Mount Desert" (H. P. 169) (L. D. 216)

Mr. Webber from same Committee reported same on Bill "An Act relating to Special Town Meetings in Town of Winslow" (H. P. 915) (L. D. 1276)

Same gentleman from same Committee reported same on Bill "An Act relating to Rental of Westbrook Municipal Court" (H. P. 730) (L. D. 1034)

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

**Ought to Pass  
with Committee Amendment**

Mr. Shepard from the Committee on Business Legislation on Bill "An Act relating to Sales Financing of Motor Vehicles" (H. P. 993) (L. D. 1421) 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. 993, L. D. 1421, Bill, "An Act Relating to Sales Financing of Motor Vehicles."

Amend said Bill by striking out the 3rd underlined sentence of the last paragraph of that part designated "Sec. 249" and inserting in place thereof the following underlined sentence:

**The term also includes a retail seller engaged in whole or in part in the business of holding retail installment contracts which in the aggregate exceed the sum of \$25,000 in any one calendar year.'**

Further amend said Bill by inserting after the words "finance companies" in the headnote of that part designated "Sec. 250" the words 'and retail sellers'

Further amend said Bill by inserting after the underlined word "company" in the 2nd line of subsection I of that part designated "Sec. 250" the underlined words 'or retail seller'

Further amend said Bill by striking out subsection III of that part designated "Sec. 250" and inserting in place thereof the following:

**III. The license fee for each calendar year or part thereof shall be as follows:**

**A. For a retail seller, the sum of \$10 for the principal place of business of the licensee within this State and the sum of \$5 for each branch of such licensee maintained in this State.**

**B. For a sales finance company, the sum of \$100 for the principal place of business of the licensee within this State, and the sum of \$25 for each branch of such licensee maintained in this State. A person required to obtain a license under the provisions of paragraph B shall not be required to obtain a license as a retail seller.'**

Further amend said Bill by striking out the words and figures "September 1, 1957" in "Sec. 3" and inserting in place thereof the words and figures "January 1, 1958"

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

Mr. Browne from the Committee on Judiciary on Bill "An Act relating to Date of State Convention" (H. P. 945) (L. D. 1338) 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. 945, L. D. 1338, Bill, "An Act Relating to Date of State Convention."

Amend said Bill by inserting after the word "chairman" in the 4th line of the part thereof designated as "Sec. 2." the underlined words 'and vice chairman'

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

#### Tabled

Mr. Maxwell from the Committee on Legal Affairs on Bill "An Act to Grant a Council-Manager Char-

ter to the City of Augusta" (H. P. 425) (L. D. 632) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read.

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

Mr. BEANE: Mr. Speaker, with respect to item twenty-three, Legislative Document 632, it appears that my delegation colleague, the gentleman from Augusta, Mr. Carey, is tied up with a very important Court hearing affecting our city. As he is the sponsor of this bill, I feel he may have something to say on this. I have discussed this with the gentleman from Winthrop, Mr. Maxwell, who reported this bill and he seems to understand the situation. Since the gentleman from Augusta, Mr. Carey, cannot be here today, I wish to table this bill unassigned in order that he may have an opportunity to speak on it.

The SPEAKER: With respect to item twenty-three, Bill "An Act to Grant a Council-Manager Charter to the City of Augusta", the gentleman from Augusta, Mr. Beane, moves that this item be tabled unassigned pending acceptance of the Committee Report. Is this the pleasure of the House?

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

#### Divided Report Tabled and Assigned

Majority Report of the Committee on Business Legislation on Bill "An Act relating to Coercive Practices in Retail Sale and Distribution of Gasoline" (H. P. 935) (L. D. 1328) reporting same in a new draft (H. P. 1069) (L. D. 1529) under title of "An Act relating to Coercive Practices in Trade or Commerce" and that it "Ought to pass".

Report was signed by the following members:

Messrs. PIKE of Oxford  
CHARLES of Cumberland  
HURLEY of Kennebec  
— of the Senate.  
Messrs. HUGHES of St. Albans  
MORWAY of Fairfield  
SHEPARD of Stonington  
— of the House.

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

Report was signed by the following members:

Messrs. WADE of Auburn  
KINCH of Livermore Falls  
BLANCHARD of Wilton  
HILTON of Anson  
— of the House.

Reports were read.

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

Mr. WADE: Mr. Speaker and Members of the House: I voted for the "Ought not to pass" on this Bill for a number of reasons. In the first place I considered that it was far too broad, although I am not at all modest about the capabilities or interests of our Business Legislation Committee. I felt that we were getting rather far afield in writing criminal law. This is an amendment to the chapter of our law, Chapter 130, which deals with crimes against the person. And it seemed to me that it was out of the proper range in the Committee on Business Legislation. I therefore move that this Bill and its accompanying Reports be indefinitely postponed.

The SPEAKER: The Chair recognizes the gentleman from Bethel, Mr. Saunders.

Mr. SAUNDERS: Mr. Speaker, it seems this came out of Committee in a new draft, and because I haven't had full time to study the draft nor have I had time to see my constituents on this Bill, I would like to have this tabled until Thursday, May 2.

The SPEAKER: The motion now before the House is the motion of the gentleman from Bethel, Mr. Saunders, that item twenty-four, Bill "An Act relating to Coercive Practices in Retail Sale and Distribution of Gasoline", House Paper 935, Legislative Document 1328, reported in new draft, be tabled and specially assigned for Thursday, May 2, pending the motion of the gentleman from Auburn, Mr. Wade, that the Bill and both reports be indefinitely postponed. Is this the pleasure of the House?

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

### Divided Report Indefinitely Postponed

Majority Report of the Committee on Constitutional Amendments reporting "Ought not to pass" on Resolve Proposing an Amendment to the Constitution to Reduce the voting Age to Eighteen Years (H. P. 48) (L. D. 76)

Report was signed by the following members:

Messrs. BUTLER of Franklin  
WYMAN of Washington  
HURLEY of Kennebec  
Mrs. LORD of Cumberland  
Mr. WOODCOCK of Penobscot  
— of the Senate.

Messrs. BRODERICK of Portland  
BEYER of Cape Elizabeth  
HANCOCK of York  
TEVANIAN of Portland  
EARLES of South Portland  
BROWNE of Bangor  
WALKER of Auburn  
CURTIS of Bowdoinham  
EMMONS of Kennebunk  
— of the House.

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

Report was signed by the following member:

Mr. BEANE of Augusta  
— of the House.

Reports were read.

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

Mr. MAYNARD: Mr. Speaker and Members of the House: I feel somewhat like the last member of a crew on a burning deck of a sinking ship. I do see there is some support. I am also somewhat awed by the tremendous array of talent that has just been read. However, again I see some support for this Resolve for which I am grateful.

I don't want to take up a lot of time today, but I would like to make a few comments. Now I can quote, any of us can quote from very well known figures who both support and oppose this idea of the eighteen to twenty-one year vote. But I am not going to quote anybody. I can give the usual arguments. I will just mention a couple. One is the idea of old enough to be drafted, old enough to have something to say about it. As you will notice, I didn't

say old enough to fight, old enough to vote. And the second one, and I think a very important one is the eighteen to twenty-one year olds lag in interest. I have been very much impressed for many years with the abilities of eighteen year olds. And I have been impressed down here at some of the hearings by some of the presentations of young people who have come in to testify.

However, I will skip all that, but I would like to give a few figures that should be of interest to all of us here in this State. Now, according to the 1950 census this State has 576,840 people twenty-one years of age and over. And from eighteen to the age of twenty we have 40,014 people. If the totals were added together it could be a possible electorate, that would mean six and a half per cent of the total would be in the years eighteen to twenty. In other words, about 13,000 eighteen year olds, about 13,000 nineteen year olds and 13,000 twenty.

Now, to hear many people talk you would have the feeling that they feared that this State would be turned over to an enormous mass of eighteen year old voters. As you can see this isn't so, it is a very small percentage.

Only two states, to my knowledge, have the eighteen year old vote, they are Georgia and Kentucky. And Georgia has had it for several years and Kentucky only recently. But there are no people of importance in Georgia, to my knowledge, that have desired to change it since the time that this vote was allowed.

Now, here are a few more figures I would like to give to you. Eight per cent of the population of the United States includes people sixty-five years and up. New England has nine and a half per cent, and Maine 10 per cent. Now, one very good argument in favor of this bill would be to strike a balance in that very heavy predominant of the elderly people in our State. It seems to me that the whole thing boils down, when you throw the emotional angle out, and the very arguments which many of us have heard again and again, to whether or not we as legislators have enough faith in the younger citizen to give him or her

a chance to have something to say in our State affairs. And so at this time I should like to move for acceptance of the Minority Report, and I ask for a division.

The SPEAKER: The motion before the House is the motion of the gentleman from Portland, Mr. Maynard, that the House accept the Minority "Ought to pass" Report, and the gentleman has asked for a division.

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

Mr. CHILDS: Mr. Speaker and Members of the House: I think there are six or seven constitutional amendments before us today, and I think there are a total of from ten to fifteen constitutional amendments which this House has got to make decisions on. Now, in order for a constitutional amendment to receive final passage it is necessary that a two-thirds vote of those present vote for the matter. But in order for the bill to be given its first and second readings it is only necessary for a majority to vote. Now, I can easily see that on ten or fifteen constitutional amendments that probably half of them, if we debate them thoroughly in this House at this point, that they will receive a majority. That will only mean that after they come back from the Senate to reach final enactment and it is necessary to have the two-thirds, we are going to have the debate all over again and it will be repetition and take up a great deal of time.

I only have a suggestion to make, and if the floor leaders do not concur with me I hope they will so express themselves. But I suggest that we give this Resolve its first reading and second reading, let it be engrossed, and when it gets up to the enactment stage let's debate it at that time, and debate it once and not have a lot of repetition.

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

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

Mr. FULLER: Mr. Speaker, I move that this Resolve and all its

accompanying papers be indefinitely postponed.

The SPEAKER: The motion now before the House is the motion of the gentleman from South Portland, Mr. Fuller, that this Resolve and both Reports be indefinitely postponed.

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

Mr. MAYNARD: Mr. Speaker, I should like to ask for a division on that motion.

The SPEAKER: The motion before the House is the motion of the gentleman from South Portland, Mr. Fuller, that the Resolve and both Reports be indefinitely postponed, and the gentleman from Portland, Mr. Maynard, has requested a division. Is the House ready for the question?

Will all those who favor the indefinite postponement of this Resolve and both Reports please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Seventy-seven having voted in the affirmative and thirty-four having voted in the negative the motion prevailed and the Resolve Proposing an Amendment to the Constitution to Reduce the Voting Age to Eighteen Years, House Paper 48, Legislative Document 76, was indefinitely postponed and sent up for concurrence.

#### Divided Report

Majority Report of the Committee on Constitutional Amendments on Resolve Proposing an Amendment to the Constitution Changing the Date of the General Election (H. P. 66) (L. D. 93) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Messrs. WOODCOCK of Penobscot  
HURLEY OF Kennebec  
— of the Senate.

Messrs. TEVANIAN of Portland  
BEYER of Cape Elizabeth  
BEANE of Augusta  
BRODERICK of Portland  
WALKER of Auburn  
EARLES of South Portland

BROWNE of Bangor

HANCOCK of York

— of the House.

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

Report was signed by the following members:

Mr. BUTLER of Franklin

Mrs. LORD of Cumberland

Mr. WYMAN of Washington

— of the Senate.

Messrs. EMMONS of Kennebunk

CURTIS of Bowdoinham

— of the House.

Reports were read and the Majority Report "Ought to pass" as amended by Committee Amendment "A" was accepted.

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

Mr. ROSS: Mr. Speaker, I now ask unanimous consent that this bill be made a special order on the calendar of Thursday next, May 2.

The SPEAKER: The gentleman from Bath, Mr. Ross, requests unanimous consent that the first reading of the Resolve be made a special order for Thursday, May 2. Does the Chair hear objection? There is none and it is so ordered.

#### Divided Report Tabled and Assigned

Majority Report of the Committee on Constitutional Amendments reporting "Ought not to pass" on Resolve Proposing an Amendment to the Constitution to Abolish the Governor's Council (H. P. 348) (L. D. 478)

Report was signed by the following members:

Mr. BUTLER of Franklin

Mrs. LORD of Cumberland

Messrs. WOODCOCK of Penobscot

WYMAN of Washington

— of the Senate.

Messrs. EMMONS of Kennebunk

BEYER of Cape Elizabeth

WALKER of Auburn

HANCOCK of York

CURTIS of Bowdoinham

EARLES of South Portland

BROWNE of Bangor

— of the House.

Minority Report of same Committee on same Resolve reporting

“Ought to pass” as amended by Committee Amendment “A” submitted therewith.

Report was signed by the following members:

Mr. HURLEY of Kennebec  
— of the Senate.

Messrs. TEVANIAN of Portland  
BEANE of Augusta  
BRODERICK of Portland  
— of the House.

Reports were read.

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

Mr. BRODERICK: Mr. Speaker and Members of the House: The Committee Amendment “A”, filing 273 is not, and I repeat, is not the amendment which we discussed in executive session on the constitutional amendment. The form of the question as is proposed under this filing 273 is not only misleading, but extremely prejudicial to the proponents of this measure. I now move that this Resolve be recommitted to the Committee on Constitutional Amendments.

The SPEAKER: The motion before the House is the motion of the gentleman from Portland, Mr. Broderick, that Resolve Proposing an Amendment to the Constitution to Abolish the Governor’s Council be recommitted to the Committee on Constitutional Amendments.

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

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

The SPEAKER: The gentleman from Bangor, Mr. Totman, has requested a division.

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

Mr. TEVANIAN: Mr. Speaker, before we have a division on it, I would like to state that the minority signers of this report had agreed upon a different amendment which we entrusted in the hands of another to draft for us. But it is not as we requested it, and I think that as minority signers we are entitled to go back and have the amendment, which we signed, presented to you in the proper fashion.

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

Mr. CHILDS: Mr. Speaker, I would only like to point out to the minority members that if they want to prepare an amendment it can be done by a House amendment rather than to have the thing re-committed which would take up a lot more time.

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

Mr. TEVANIAN: Mr. Speaker, I now move the indefinite postponement of the Committee Amendment.

The SPEAKER: The amendment is not as yet before the House and therefore the motion is not in order.

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

Mr. FULLER: Mr. Speaker and Members of the House: I move that this Resolve and both Reports be indefinitely postponed.

The SPEAKER: The motion now before the House is the motion of the gentleman from South Portland, Mr. Fuller, that the Resolve and both reports be indefinitely postponed.

The Chair is advised that the motion of the gentleman from South Portland, Mr. Fuller, is out of order at this time since a motion to recommit takes precedence over a motion for indefinite postponement.

The motion before the House is still the motion of the gentleman from Portland, Mr. Broderick, that this Resolve be recommitted to the Committee on Constitutional Amendments.

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

Mr. BRODERICK: Mr. Speaker and Members of the House: I do wish that you members will give this your consideration. There is some misunderstanding as to the form of amendment, intentional or otherwise. However, this is not, I repeat, the amendment which was agreed upon in executive session. Now, this is a question of whether or not the fair thing and the proper thing is going to be done. At least I think it ought to come out of the Committee with the amendment that we have agreed upon in that Committee.

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

Mr. TOTMAN: Mr. Speaker, as a matter of courtesy to the gentleman who just spoke, of the minority party, I move that this bill be specially tabled until Wednesday next.

The SPEAKER: The tabling motion has been made and it is not debatable.

Mr. WALSH: I do not wish to debate the tabling motion, Mr. Speaker, I merely wish to ask a question through the Chair of the gentleman from Bangor, Mr. Totman, if he is not willing to make that Thursday, May 2, when the other constitutional amendments will be debated.

Mr. TOTMAN: I would be very willing to do that, Thursday, May 2.

The SPEAKER: With respect to item number twenty-seven, Resolve Proposing an Amendment to the Constitution to Abolish the Governor's Council, House Paper 348, Legislative Document 478, the gentleman from Bangor, Mr. Totman, has moved that this item be tabled and specially assigned for Thursday, May 2, pending the motion of the gentleman from Portland, Mr. Broderick, that the Resolve be recommitted to the Committee on Constitutional Amendments. Is this the pleasure of the House?

The motion prevailed and the Resolve was tabled pending the motion of the gentleman from Portland, Mr. Broderick, that the Resolve be recommitted to the Committee on Constitutional Amendments, and specially assigned for Thursday, May 2.

#### Divided Report Tabled

Majority Report of the Committee on Constitutional Amendments reporting "Ought to pass" on Resolve Proposing an Amendment to the Constitution to Reapportion the House of Representatives by the Superior Court if the Legislature Fails to Act (H. P. 994) (L. D. 1422)

Report was signed by the following members:

Mrs. LORD of Cumberland  
Mr. WOODCOCK of Penobscot  
— of the Senate.

Messrs. BEYER of Cape Elizabeth  
EARLES of South Portland  
BEANE of Augusta  
HANCOCK of York

TEVANIAN of Portland  
BRODERICK of Portland  
— of the House.

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

Report was signed by the following members:

Messrs. BUTLER of Franklin  
WYMAN of Washington  
HURLEY of Kennebec  
— of the Senate.

Messrs. WALKER of Auburn  
BROWNE of Bangor  
CURTIS of Bowdoinham  
EMMONS of Kennebunk  
— of the House.

Reports were read. (On motion of Mr. Childs of Portland tabled pending acceptance of either Report and unassigned.)

#### Divided Report Recommitted

Majority Report of the Committee on Education reporting "Ought not to pass" on Bill "An Act to Discontinue Fort Kent State Normal School and to Use the Buildings for Other Educational Purposes" (H. P. 937) (L. D. 1330)

Report was signed by the following members:

Messrs. LOW of Knox  
DOW of Lincoln  
CURTIS of Cumberland  
— of the Senate.

Mr. FULLER of South Portland  
Mrs. MANN of Paris  
Miss CORMIER of Rumford  
— of the House.

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

Report was signed by the following members:

Messrs. LaCASCE of Fryeburg  
MATHIESON of Montville  
CARTER of Newport  
MAYNARD of Portland  
— of the House.

Reports were read.

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

Mr. MAYNARD: Mr. Speaker, in view of the filing number 259 of an amendment to this bill, I would like to recommit this bill to the Committee for further study.

The SPEAKER: The motion before the House is the motion of the gentleman from Portland, Mr. Maynard, that the Reports and Bill be recommitted to the Committee on Education.

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

Mr. TOTMAN: I rise for a point of information and ask if this is in agreement with the Chairman of the Committee on Education.

The SPEAKER: A question has been addressed through the Chair to the gentleman from Portland, Mr. Maynard, by the gentleman from Bangor, Mr. Totman. Mr. Maynard may answer if he so chooses.

Mr. MAYNARD: I have talked with all of the Members of the Committee here in the House.

The SPEAKER: The motion before the House is the motion of the gentleman from Portland, Mr. Maynard, that Bill "An Act to Discontinue Fort Kent State Normal School and to Use the Buildings for Other Educational Purposes" and both Reports be recommitted to the Committee on Education. Is this the pleasure of the House?

The motion prevailed and the Bill and Reports were recommitted to the Committee on Education and sent up for concurrence.

#### Divided Report Tabled and Assigned

Majority Report of the Committee on Judiciary reporting "Ought not to pass" on Bill "An Act Authorizing Sunset Real Estate Corporation to Construct a Bridge Across Medomak River" (H. P. 424) (L. D. 601)

Report was signed by the following members:

Messrs. WOODCOCK of Penobscot  
BUTLER of Franklin  
— of the Senate.

Messrs. EARLES of South Portland  
HANCOCK of York  
BRODERICK of Portland  
TEVANIAN of Portland  
NEEDHAM of Orono  
BROWNE of Bangor  
— of the House.

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

Report was signed by the following members:

Mr. SILSBY of Hancock  
— of the Senate.  
Mr. WALKER of Auburn  
— of the House.

Reports were read.

The SPEAKER: The Chair recognizes the gentleman from Friendship, Mr. Winchenpaw.

Mr. WINCHENPAW: Mr. Speaker, in view of the lateness of the hour, I request permission to table this until Wednesday, May 1, pending acceptance of either Report.

The SPEAKER: The gentleman from Friendship, Mr. Winchenpaw, moves that item thirty, Bill "An Act Authorizing Sunset Real Estate Corporation to Construct a Bridge Across Medomak River" be tabled and specially assigned for Wednesday, May 1, pending acceptance of either Report. Is this the pleasure of the House?

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

#### Divided Report Tabled and Assigned

Majority Report of the Committee on Labor reporting "Ought not to pass" on Bill "An Act relating to Application of Workmen's Compensation Act to Certain Employers" (H. P. 222) (L. D. 317)

Report was signed by the following members:

Messrs. HILLMAN of Penobscot  
CURTIS of Cumberland  
— of the Senate.

Messrs. HANSCOMB  
of South Portland  
ROSS of Bath  
EMMONS of Kennebunk  
WINCHENPAW

of Friendship  
— of the House.

Minority Report of same Committee on same Bill reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Mr. ST. PIERRE  
of Androscoggin  
— of the Senate.



Messrs. SMITH of Portland  
KARKOS of Lisbon  
LETOURNEAU of Sanford  
— of the House.

Reports were read.

(On motion of Mr. Hickey of Biddeford, tabled pending acceptance of either Report and specially assigned for Friday, May 3)

**Divided Report  
Tabled and Assigned**

Majority Report of the Committee on Labor reporting "Ought not to pass" on Bill "An Act relating to Costs of Witness and Attorney Fees under Workmen's Compensation Act" (H. P. 223) (L. D. 318)

Report was signed by the following members:

Messrs. HILLMAN of Penobscot  
CURTIS of Cumberland  
— of the Senate.

Messrs. HANSCOMB of South Portland

ROSS of Bath  
EMMONS of Kennebunk  
WINCHENPAW of Friendship  
— of the House.

Minority Report of same Committee on same Bill reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Mr. ST. PIERRE of Androscoggin  
— of the Senate.

Messrs. SMITH of Portland  
KARKOS of Lisbon  
LETOURNEAU of Sanford  
— of the House.

Reports were read.

(On motion of Mr. Lindsay of Brewer, tabled pending acceptance of either Report and specially assigned for Friday, May 3.)

**Divided Report  
Tabled and Assigned**

Majority Report of the Committee on Labor reporting "Ought not to pass" on Bill "An Act relating to Appeals in Workmen Compensation Cases" (H. P. 224) (L. D. 319)

Report was signed by the following members:

Messrs. HILLMAN of Penobscot

CURTIS of Cumberland  
— of the Senate.

Messrs. HANSCOMB of South Portland

ROSS of Bath  
EMMONS of Kennebunk  
WINCHENPAW of Friendship  
— of the House.

Minority Report of same Committee on same Bill reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Mr. ST. PIERRE of Androscoggin  
— of the Senate.

Messrs. SMITH of Portland  
KARKOS of Lisbon  
LETOURNEAU of Sanford  
— of the House.

Reports were read.

(On motion of Mr. Hickey of Biddeford, tabled pending acceptance of either Report and specially assigned for Friday, May 3.)

Mr. BEYER: Mr. Speaker?

The SPEAKER: For what purpose does the gentleman arise?

Mr. BEYER: For a point of order.

The SPEAKER: The gentleman may state his point of order.

Mr. BEYER: There is nothing I like better to do than to listen to Mr. Pease read this agenda, but I wonder if now it is the pleasure of the House to have a motion to adjourn? We don't seem to be getting very far ahead. Until Tuesday at ten o'clock.

The SPEAKER: The gentleman from Cape Elizabeth, Mr. Beyer, has moved that the House adjourn until Tuesday at ten o'clock and the Chair must entertain the motion. Will all those who favor the motion of the gentleman from Cape Elizabeth, Mr. Beyer, please say aye, those opposed, no.

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

**Divided Report  
Tabled and Assigned**

Report "A" of the Committee on Business Legislation on Bill "An Act to Eliminate Discrimination Between Purchasers" (H. P. 932) (L.

D. 1325) reporting same in a new draft (H. P. 1070) (L. D. 1530) under same title and that it "Ought to pass"

Report was signed by the following members:

Messrs. CHARLES of Cumberland  
PIKE of Oxford  
HURLEY of Kennebec  
— of the Senate.  
Messrs. MORWAY of Fairfield  
SHEPARD of Stonington  
— of the House.

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

Report was signed by the following members:

Messrs. WADE of Auburn  
KINCH of Livermore Falls  
BLANCHARD of Wilton  
HILTON of Anson  
HUGHES of St. Albans  
— of the House.

Reports were read.

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

Mr. EARLES: Mr. Speaker, a short time ago a motion for tabling—in making a motion for tabling, reference was made to the lateness of the hour. I am now speaking with that idea in mind, and it is five minutes past that lateness of the hour. To be actual and factual about this particular item thirty-four a new draft has appeared and there are at least two new paragraphs that have been added to the original bill, and so that I may satisfy my own attempts to integrate the amendment with the basic bill, and also that the people who are interested, the primary moving parties in this bill may have a chance to communicate their impressions to me, I move that item thirty-four be laid on the table and specially assigned for May 2 pending acceptance of either Report.

The SPEAKER: The motion now before the House is the motion of the gentleman from South Portland, Mr. Earles, that item thirty-four, Bill "An Act to Eliminate Discrimination Between Purchasers", be tabled and specially assigned for May 2 pending acceptance of either Report. Is this the pleasure of the House?

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

#### Divided Report Tabled and Assigned

Report "A" of the Committee on Constitutional Amendments on Resolve Proposing an Amendment to the Constitution Changing the Tenure of Office of the Governor to Four-Year Terms (H. P. 157) (L. D. 204) reporting "Ought to pass" as amended by Committee Amendment "B" submitted therewith.

Report was signed by the following members:

Mrs. LORD of Cumberland  
Mr. HURLEY of Kennebec  
— of the Senate.  
Messrs. BRODERICK of Portland  
BEANE of Augusta  
TEVANIAN of Portland  
EMMONS of Kennebunk  
EARLES of South Portland  
— of the House.

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

Report was signed by the following members:

Messrs. BUTLER of Franklin  
WOODCOCK of Penobscot  
— of the Senate.  
Messrs. WALKER of Auburn  
BEYER of Cape Elizabeth  
BROWNE of Bangor  
CURTIS of Bowdoinham  
— of the House.

Report "C" of same Committee on same Resolve reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Mr. WYMAN of Washington  
— of the Senate.  
Mr. HANCOCK of York  
— of the House.

Reports were read and on motion of Mr. Ross of Bath, Report "A" "Ought to pass" as amended by Committee Amendment "B" was accepted.

On further motion of Mr. Ross of Bath, by unanimous consent, the first reading of the Resolve was made a special order for Thursday, May 2.

The SPEAKER: At this time the Chair would request the Sergeant-at-Arms to escort to the rostrum the gentleman from Bangor, Mr. Totman, to serve as Speaker pro tem.

Thereupon, Mr. Totman assumed the Chair as Speaker pro tem amid the applause of the House and Speaker Edgar retired from the Hall.

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#### Passed to Be Engrossed

Bill "An Act relating to Salaries of Superintendents of Schools" (H. P. 639) (L. D. 906)

Bill "An Act relating to Signs on School Buses" (H. P. 734) (L. D. 1038)

Bill "An Act relating to Burial Expenses for Honorably Discharged Soldiers and Sailors" (H. P. 926) (L. D. 1315)

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

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#### Third Reader Tabled

Bill "An Act relating to Restricting Certain Trustee Process until after Judgment" (H. P. 1065) (L. D. 1523)

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

(On motion of Mr. Quinn of Bangor, tabled pending third reading and unassigned.)

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Resolve Authorizing the Forest Commissioner to Convey Loon Island to Mrs. Anna Fowler and Julius Peterson (H. P. 140) (L. D. 178)

Resolve in favor of Procuring Testimonials for the Purpose of Marking the Unmarked Graves of the Soldiers of the Revolutionary War (H. P. 302) (L. D. 397)

Resolve relating to Open Water Fishing Season in Certain Waters in Androscoggin County (H. P. 1063) (L. D. 1521)

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

#### Amended Bills Third Reader Tabled and Assigned

Bill "An Act relating to Time Limitations for Filing Petitions under Workmen's Compensation Act" (S. P. 259) (L. D. 697)

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

(On motion of Mr. Bragdon of Perham, tabled pending third reading and specially assigned for Thursday, May 2.)

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#### Third Reader Tabled and Assigned

Bill "An Act to Revise Certain Motor Vehicle Laws" (H. P. 403) (L. D. 533)

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

(On motion of Mr. Tevanian of Portland, tabled pending third reading and specially assigned for Thursday, May 2.)

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#### (Off Record Remarks)

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Bill "An Act Providing for Single Tax Assessor and Board of Assessment Review for City of Waterville" (H. P. 946) (L. D. 1339)

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

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At this point, Speaker Edgar returned to the rostrum.

SPEAKER EDGAR: The Chair would like to thank the gentleman from Bangor, Mr. Totman, very much.

Thereupon, the Sergeant-at-Arms conducted the gentleman from Bangor, Mr. Totman, to his seat on the Floor, amid the applause of the House, and Speaker Edgar resumed the Chair.

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#### Passed to Be Enacted

The CLERK: Item one has already been disposed of.

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#### Enactor Tabled

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

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

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

Mr. QUINN: Mr. Speaker and Ladies and Gentlemen of the House: Item two on the Enactors, An Act relating to the Department of Finance and Administration, I find has to do with the State Garage, and to give that a little study before that is enacted, I would like to have it tabled.

The SPEAKER: With respect to item number two, Bill "An Act relating to the Department of Finance and Administration" under Enactors, the gentleman from Bangor, Mr. Quinn, moves that this Bill be tabled unassigned pending passage to be enacted. Is this the pleasure of the House?

A viva voce vote being taken, the motion prevailed and the Bill was so tabled.

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**Enactor  
Tabled**

An Act Exempting Bunkering Oil from Sales Tax (S. P. 358) (L. D. 964)

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

(On motion of Mr. Stanley of Bangor, tabled pending passage to be enacted and unassigned.)

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

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.

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**Enactor  
Tabled**

An Act relating to Age of Applicants to Pineland Hospital and Training Center (H. P. 94) (L. D. 125)

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

The SPEAKER: The Chair recognizes the gentleman from Raymond, Mr. Edwards.

Mr. EDWARDS: Mr. Speaker and Members of the House: In regard to this item five, I was asked a question in regard to this bill, and until I have the time to clear the question up, I would like to have the opportunity to table this unassigned.

The SPEAKER: With respect to item five, Bill "An Act relating to Age of Applicants to Pineland Hospital and Training Center", the gentleman from Raymond, Mr. Edwards, moves that this be tabled unassigned pending passage to be enacted. Is this the pleasure of the House?

The motion prevailed and the Bill was so tabled.

An Act relating to Assessments Against Lots Benefited by Waterville Sewerage District (H. P. 481) (L. D. 687)

An Act Creating the Lake Christopher Game Management Area, Oxford County (H. P. 504) (L. D. 714)

An Act to Incorporate the Topham Sewer District (H. P. 569) (L. D. 879)

An Act Providing for a Tax on Quahogs (H. P. 861) (L. D. 1224)

An Act relating to Bail Provisions in Prosecutions under Liquor Law (H. P. 940) (L. D. 1333)

An Act Clarifying Procedure Relating to Reconstructing or Altering Railroad Crossings (H. P. 1049) (L. D. 1492)

An Act relating to Beano (H. P. 1051) (L. D. 1494)

An Act relating to Computation of Tax on Telegraph Companies (H. P. 1052) (L. D. 1495)

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

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

Mr. TOTMAN: Mr. Speaker and Members of the House: If the House had continued on, which I do not think is the mood of the House at the moment to go through the calendar of tabled and today assigned, it was my intention to formally take

from the table today item sixty-three which is the House Order relative to table clearance, and present that Order before the House. But in view of the pending motion to adjourn, I would make the comment that it will be our intention to present that Order to the House next Tuesday, and I wish to give notice to the House that for those Members who have documents or data they

wish to prepare, that the Order will allow the Speaker at his discretion when the time permits, next week if possible, to start taking off the tabled any unassigned matters.

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On motion by Mr. Totman of Bangor,

Adjourned until Tuesday, April 30, at ten o'clock in the morning.