

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Special Sessions

OF THE

Ninety-Eighth Legislature

OF THE

STATE OF MAINE

October 28, 1957

January 13, 1958

May 6, 1958

DAILY KENNEBEC JOURNAL

AUGUSTA, MAINE

HOUSE

Thursday, January 16, 1958

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

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

The journal of yesterday was read and approved.

Orders

On motion of Mr. Brown of Ellsworth, it was

ORDERED, that Mr. Beyer of Cape Elizabeth be excused from attendance today because of business.

The SPEAKER: At this time the Chair will appoint on the part of the House to serve on the Elections Expenditures Committee, to fill the vacancy created by death of Mr. Latno of Old Town, the gentleman from Enfield, Mr. Dudley.

The SPEAKER: Also at this time the Chair takes great pleasure in acknowledging the presence in the gallery of the House, The Serviam Civics Club of Notre Dame School of Waterville. The school is directed by the Ursuline Nuns. The Moderator of the club is Mother Mary Grace and Sister Emile is the sixth grade teacher. On the part of the House we are very happy to welcome you all here today and we hope you will enjoy your visit. (Applause)

On motion of Mr. Wade of Auburn, it was

ORDERED, that this House hereby endorses and commends the American Legion and the American Legion Auxiliary, also the State Y. M. C. A. for their programs in State Government including student legislatures;

AND BE IT FURTHER ORDERED, that to make more effective the programs of the youth legislatures, the Clerk of the House is hereby directed to permit the use of the House for the inaugural ceremonies of Dirigo Girls' State and the Hi-Y Youth Legislatures.

Mr. Emmons of Kennebunk presented the following Order and moved its passage:

ORDERED, the Senate concurring, that the Clerk of the House be, and hereby is, authorized and directed to purchase in the name of the State for the Recreation Room located at the Blaine House 4 pool cues, 1 pool bridge and 1 8-ball; the expense of such purchases shall be charged to legislative expense.

The SPEAKER: The Chair now recognizes the gentleman from Kennebunk, Mr. Emmons.

Mr. EMMONS: Mr. Speaker and Ladies and Gentlemen of the House: Perhaps there should be some explanation of this order. As you all know, there are many stresses and strains during the session and some of the members of the House have tried to seek surcease and alleviate those stresses and strains by going to the recreation room at the Blaine House and playing pool. Now, in so doing we have run into some difficulties. Some of the members who never miss their cue in the House find that there are no cues to be missed over there.

And on occasion some of us have hoped to get the gentleman from Auburn, Mr. Turner, "behind the eight ball" but there is no eight ball. We have had to use a billiard ball for the eight ball. And I myself, as you at times have known it, have been in great difficulty, in this House and at other spots. I have tried to find a bridge over those difficulties and there is no bridge in the Blaine House recreation room.

And for that purpose this order has been entered before this House and I hope it will receive passage.

Thereupon, the Order received passage.

Mr. Letourneau of Sanford presented the following Order and moved its passage:

ORDERED, the Senate concurring, that the Director of Legislative Research is directed to prepare a bill embodying the provisions of House Amendment "B" to S. P. 658, L. D. 1637, Bill, "An Act Relating to Educational Aid and to Clarify the Procedure of the Reorganization of School Administrative Units"

(Filing No. 640) for presentation to the next regular legislative session.

The SPEAKER: Is it the pleasure of the House that this Order shall receive passage?

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

Mr. ROSS: Mr. Speaker, for the benefit of some of you who were not here yesterday afternoon, we saw at that time a very fine example of courtesy and cooperation by the gentleman from Sanford, Mr. Letourneau. I mentioned then, after that display, that I hoped that this morning the House would support by unanimous consent a bill if it were presented by him relative to this matter.

This joint order which he has just presented embodies the same thing in a more simple manner and I also hope that at this time you will give it your support.

Thereupon, the Joint Order received passage.

Passed To Be Enacted Emergency Measure

An Act Providing for the Construction of an Addition to the Central Heating Plant at the University of Maine (H. P. 1129) (L. D. 1642)

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. 123 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.

Emergency Measure

An Act Appropriating Moneys for Office of Director of Legislative Research (H. P. 1132) (L. D. 1646)

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. 125 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.

Emergency Measure

An Act relating to Representation in Legislative District for Town of West Paris (H. P. 1136) (L. D. 1650)

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. 123 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.

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

Emergency Measure

An Act Creating a Five Member Superintending School Committee in the Town of Scarborough (H. P. 1137) (L. D. 1651)

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. 122 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.

Emergency Measure

An Act relating to Sources of Supply and Purposes of Yarmouth Water District (H. P. 1141) (L. D. 1638)

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. 123 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.

Emergency Measure

An Act Increasing Payments to Androscoggin County Law Library (H. P. 1145) (L. D. 1670)

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. 121 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.

Emergency Measure

An Act relating to Castle Hill-Chapman - Mapleton Community School District (S. P. 648) (L. D. 1662)

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. 120 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.

Emergency Measure

An Act to Ratify and Make Valid the Incorporation of the Winter Harbor School District (S. P. 650) (L. D. 1664)

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. 123 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.

Emergency Measure

An Act relating to Loans by Franklin County (S. P. 652) (L. D. 1668)

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. 123 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.

Emergency Measure

An Act Regulating Fishing in Reclaimed Waters (S. P. 655) (L. D. 1659)

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. 120 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.

Emergency Measure

An Act relating to Educational Aid and to Clarify the Precedure of the Reorganization of School Administrative Units (S. P. 658) (L. D. 1637)

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. 109 voted in favor of same and 10 against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

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

Mr. FOSS: Mr. Speaker, it has just been called to my attention that there has been a mistake, the wording on item seven, which needs to be corrected by an amendment, and I would move at this time that this item be tabled until—be reconsidered.

The SPEAKER: Would the gentleman from Chapman, Mr. Foss, be willing to defer his action on this until we have finished the other enactors, and then we will get to this.

Mr. FOSS: Mr. Speaker, they told me that time was important on this. That is why I brought it in here.

The SPEAKER: It will just be a matter of three or four minutes.

Passed to Be Enacted

An Act relating to Liberation of Convicts Unable to Pay Fine or Costs (S. P. 645) (L. D. 1660)

An Act relating to Survivor Benefits for Local Participating Districts under Retirement Law (S. P. 646) (L. D. 1667)

An Act relating to Wesserunsett Lake (S. P. 647) (L. D. 1666)

An Act Amending the Charter of the City of Biddeford (S. P. 649) (L. D. 1663)

An Act Allocating Eight Hundred and Fifty Thousand Dollars from the Highway Bond Issue Proceeds to Highway Construction for the Fiscal Year 1958-1959 (S. P. 656) (L. D. 1657)

An Act relating to Cost of Relocating Utility Services of Towns (S. P. 657) (L. D. 1656)

An Act relating to Rules and Regulations of Department of Inland Fisheries and Game (S. P. 659) (L. D. 1669)

An Act Clarifying Administrative Procedure for Ferry Service for North Haven, Vinalhaven, Islesboro and Swan's Island (H. P. 1127) (L. D. 1640)

An Act to Allocate Moneys to Effectuate Salary Plan for Liquor Commission Employees (H. P. 1128) (L. D. 1641)

An Act relating to Loans to Minors for Higher Education (H. P. 1146) (L. D. 1671)

An Act Permitting Town of Madawaska to Raise Money for Nursing Home (H. P. 1133) (L. D. 1647)

An Act to Set Off Part of Town of Benedicta to Town of Sherman (H. P. 1134) (L. D. 1648)

An Act to Ratify and Make Valid the Incorporation of the Hebrew Synagogue Society of Portland, to Change its Name to Congregation Shaarey Tphiloh and for Other Purposes (H. P. 1138) (L. D. 1652)

An Act to Ratify and Confirm the Incorporation of Free Library Association of Kennebunk, of Kennebunk in the County of York (H. P. 1139) (L. D. 1653)

An Act Reimbursing Municipalities for Travel by Police Officers and Constables in Criminal Processes (H. P. 1142) (L. D. 1655)

An Act Appropriating Additional Funds for Relocating Facilities in Federal-Aid Interstate Highway Projects (H. P. 1143) (L. D. 1643)

An Act relating to Planning Board for City of Lewiston (H. P. 1147) (L. D. 1672)

Finally Passed

Resolve Directing a Study Related to a Bridge to Chebeague Island (H. P. 1140) (L. D. 1654)

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

The SPEAKER: The gentleman from Chapman, Mr. Foss, moves that the House reconsider its action whereby it passed to be enacted Bill "An Act relating to Castle Hill-Chapman-Mapleton Community School District", Senate Paper 648, Legislative Document 1662. Is this the pleasure of the House?

The motion prevailed.

The SPEAKER: The Chair now understands the same gentleman to move that the House reconsider its action whereby it passed to be engrossed this same Bill. Is this the pleasure of the House?

The motion prevailed.

The SPEAKER: The Chair now recognizes the gentleman from Chapman, Mr. Foss.

Mr. FOSS: Mr. Speaker, I now move that this item be placed on the table for the preparation of an amendment.

Thereupon, the Bill was so tabled.

Orders of the Day Order Out of Order

Mr. Tarbox of Gouldsboro presented the following Order out of order and moved its passage:

WHEREAS, the members of the House have learned that today is the birthday of Mr. Pierce of Bucksport,

BE IT ORDERED, that the members of the House extend to Mr. Pierce their congratulations and their best wishes not only for today but for the entire year. (Applause)

The SPEAKER: The Chair recognizes the gentleman from Bucksport, Mr. Pierce.

Mr. PIERCE: Mr. Speaker and Ladies and Gentlemen of the House: When a man is on the verge of tending toward middle age he is

greatly appreciative of greeting cards upon his birthday. I have so far received two cards. One card is from a very dear friend of mine. Another card is from the City of Augusta, the police department, "calling your attention to the fact that car number eight was over-parked on April 1, 1957," telling me to come to the police department with fifty cents or else. (Laughter)

However, I am greatly appreciative of the courtesy you have extended to me, I am greatly appreciative of the privilege I have had—of having had to serve with you, and I sincerely thank you for the courtesy you have shown me. Thank you, sir. (Applause)

(Off record remarks by Mr. Crockett of Freeport)

The SPEAKER: The Chair will rule that the Order presented by the gentleman from Gouldsboro, Mr. Tarbox, is unanimously passed.

Mr. Tarbox of Gouldsboro was granted unanimous consent to briefly address the House.

Mr. TARBOX: Mr. Speaker, as you people know, this is probably my last session here, because I am moving from that district to another. I have made a lot of friends and some people—probably enemies, but I don't feel that way in the House. And I would like to read this little poem, not as good as the representative from Bangor, Mr. Stanley, because I am not a poet:

"Life is sweet just because of the friends we have made, and the things which in common we share,

We want to live on, not because of ourselves, but because of the people who care.

It's giving and doing for somebody else

In that all life's splendor depends.

And the joy of this world, when you've summed it all up,

Is found in the making of friends."

The SPEAKER: At this time the Chair would request the gentleman from Portland, Mr. Childs, to assume the rostrum as Speaker pro tem.

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

(Mr. Haughn of Bridgton was granted unanimous consent to address the House off the record.)

The SPEAKER pro tem: We are proceeding under Orders of the Day.

Mr. Rankin of Southport was granted unanimous consent to address the House.

Mr. RANKIN: Mr. Speaker and Ladies and Gentlemen: I know the story that is going around, and part of it is true concerning George Rankin. I do have all winter to spend here. But as much as I enjoy being a member of this House I would gladly go home at any time, because I know most of you have businesses at home. But I believe that when the Legislature is called into session we should have sufficient time to intelligently debate each bill which comes before us. And certainly we do not have sufficient time in a special session.

I have been a member of this House since January 1, 1957. I have enjoyed every moment of it. I have enjoyed being with you. I have just voted contrary to the way I would have liked to vote. I have voted "no" on the educational bill, and I voted "no" not because I lacked sympathy for it—I am entirely for that bill. But I believe that it has many mechanical faults. I know that no piece of legislation has ever been drafted and passed which has been perfect. When a piece of legislation comes before us, which its makers admit has many imperfections, I do not believe that it is my obligation to vote for that bill.

Now while I have enjoyed the first session, the regular session, I have been a little bit uneasy during each of the special sessions, and sometimes I have felt as though through no fault of my own I have been relegated to the position of representative second class. Now I hold no rancor towards anyone in the Ninety-eighth Legislature, or towards anyone who is employed by the State of Maine, and I hope all those other individuals feel the same toward George Rankin. Sometimes I think I would like to find out where the mirrors are stored, to run these special sessions. As my predecessor who sat in seat forty-five, Raymond Greenleaf did, I shall if reelected, if fortunate to be elected to this

body as representative for a second term, I shall do my best to enable the sponsor of a bill for annual sessions to have their bill passed. Because in the words of the gentleman from Lewiston, Mr. Jalbert, as far as special sessions are concerned, I have had it.

Mr. Hendsbee of Madison was granted unanimous consent to address the House briefly.

Mr. HENDSBEE: Mr. Speaker, Ladies and Gentlemen of the House: Last year I presented a bill here calling for the appropriation of money to help and assist those stricken with Cystic Fibrosis, a disease that is so prevalent amongst children. As the bill was put in after the cloture law and unanimous consent was given me, and I want to take the time now to thank each and every member of this House for the help and confidence that they put in me at the time that the bill was in here. Now some have wondered how far we have gone, and at the time that the bill was presented I told this assembled body here that I felt that we were doing something so big that we did not grasp the full meaning of it. And I want to assure you that is just exactly what we did. My bill, presented by a freshman in the legislature here, with your approval, has now been spread well over the United States. Many other states have adopted it and we were the second in the nation to have such a bill brought before a legislative body.

And I want to say to you again that your acts and my work will prove to be, I believe, one of the biggest things that this legislature ever tackled. And we have made it possible for thirty-odd children here in the State of Maine to have a prolonged life—we have no means of saving them at the present time or no knowledge of how long they will live. But I wish to report that last year we had the best year here in Maine for our children that we have ever had. Due to the fact that I didn't get very much money, I didn't get what I asked for, but I got enough to start it, and we can get more I believe if we need it. We don't see any need for it right off.

But the wholesale drug companies have come through and given

free drugs to those children afflicted and you can readily see how much that would mean to a person when it runs into between ninety and a hundred and twenty dollars every month. And as I said at the time when I concluded my address to the Legislature, that I knew that we would carry on, a very crude remark but true: that a pat on your back while you're living is better than a bucket of tears in the face when you're dead. And that is just exactly what we did, and I thank you for all the help that you have given me.

The SPEAKER pro tem: We are proceeding under Orders of the Day.

Thereupon, on motion of Mr. Ross of Bath,

Recessed for thirty minutes.

After Recess

Speaker Edgar assumed the Chair and called the House to order.

The SPEAKER: The Chair understands that the gentleman from Chapman, Mr. Foss, now moves that Bill "An Act relating to Castle Hill-Chapman - Mapleton Community School District" (Senate Paper 648) (Legislative Document 1662) which was tabled earlier in the day pending passage to be engrossed, be removed from the table.

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

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

HOUSE AMENDMENT "A" to S. P. 648, L. D. 1662, Bill, "An Act Relating to Castle Hill-Chapman-Mapleton Community School District."

Amend said Bill by striking out the 3rd sentence of the Referendum and inserting in place thereof the following sentence: "The town clerk in each respective town shall prepare ballots and reduce the subject matter of this act to the following question appearing thereon: "Shall the Act Relating to Castle Hill-Chapman - Mapleton Community School District, passed by the Second Special Session of the 98th Legislature, be accepted?" and the voters shall indicate by a cross or check mark placed against the

words "Yes" or "No" their opinion of the same.'

House Amendment "A" was adopted.

Under suspension of the rules the Bill was passed to be engrossed as amended and sent forthwith to the Senate.

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

Report of the Committee on Judiciary on 'Petition of Paul N. Dwyer seeking the right to bring a civil suit against the State of Maine' (S. P. 667) reporting that this Legislature recognizes the right of the petitioner in presenting his petition. Under our Constitution our Government is divided in three branches, the Executive, the Legislative and the Judicial. The lack or want of due process of law is entirely within the province of the Judicial branch of our Government. Until that branch has adjudicated a lack or want of due process, it is unconstitutional for the legislative branch to either accept or reject the prayer called for in the petition. Accordingly the petition is declined.

Came from the Senate with the Report read and accepted.

In the House, the Report was read and accepted in concurrence, and the Petition placed on file.

Tabled

Until Later in Today's Session

From the Senate: The following Order:

ORDERED, the House concurring, that a joint select committee, two (2) on the part of the Senate and three (3) on the part of the House, be appointed by the respective presiding officers to study problems related to methods and costs of distribution of automotive fuel and heating oils and the pricing thereof in the State of Maine.

This committee shall report by bill, resolve or otherwise such findings and recommendations as they may desire to make to the next regular session of the Legislature.

The committee so appointed may be reimbursed for actual expenses and expenses so reimbursed shall be charged to legislative expense. The amount of expense reimbursement

shall not exceed the sum of \$250.00 (S. P. 666)

Came from the Senate read and passed.

In the House, the Order was read.

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

Mr. DUMAIS: Mr. Speaker and Members of the House: This is the leftovers of the gasoline pricing bill that we had at the past session, and I would move that this would be indefinitely postponed.

The SPEAKER: The question now before the House is the motion of the gentleman from Lewiston, Mr. Dumais, that this Order be indefinitely postponed in non-concurrence. A division has been requested. Is the House ready for the question?

Will those who favor the indefinite postponement of this Order in non-concurrence please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Seventeen having voted in the affirmative and seventy having voted in the negative, the motion did not prevail.

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

Mr. CHILDS: Mr. Speaker, may I inquire where this order came from. Is this a Senate order?

The SPEAKER: The Chair understands that this is a Senate order, a joint order originating in the Senate.

Mr. CHILDS: May I now inquire what the purpose of this investigation is? Does anybody know what it is supposed to be all about?

The SPEAKER: The gentleman from Portland, Mr. Childs, addresses a question through the Chair to anyone who may answer if he chooses. The Chair recognizes the gentleman from Bath, Mr. Ross.

Mr. ROSS: Mr. Speaker, well I know very little about it. I did hear that there was such an order. I didn't bother to debate the order, leaving it just to the discretion of the House. I stood up in opposition to the order because it fell within the scope of an order that is presently before the Legislative Research Committee on Unfair Trade Practices, but I can't answer the

question of the gentleman from Portland, Mr. Childs any further than that.

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

Mr. CHILDS: Mr. Speaker, may I also point out that this order was very similar to an order which the—not an order but a study which the Research Committee did, I believe, in the session of 1955, and at that time the Research Committee took no action upon it; and I see it is only two hundred and fifty dollars involved here, but to my mind unless there is some reason for these investigations, I think it is kind of silly to go ahead. So far nobody seems to know what this is all about. So I therefore shall once again move that this matter be indefinitely postponed.

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

Mr. DUDLEY: Mr. Speaker, I am not an authority on this particular subject. However, I do have some business in that line, and I will try to explain as I see it. The people are dissatisfied in the different prices of gasoline all over the state. For instance, one place will be selling gas for twenty-two cents a gallon, or fuel oil on the same basis, while only two miles away the price will be thirty-six or eight cents. And they think there is some sign of discrimination and they see no reason why it can't be sold like Lux soap or some other items that cost a nickel all over the state.

They see no reason any more than—I think they feel as though there should be a difference. And just the transportation for instance, of gasoline in Portland was twenty-two cents, they feel as though that in Brunswick it should be twenty-two cents plus the transportation. They see no reason why in just a short distance of ten miles or four miles, the difference should be ten cents, which it oftentimes is. And I know from the area where I live, it has been quite often in the Bangor area gasoline will be, say down in the twenties, the low twenties, and you come only as far north as where I am located, thirty-six miles north, and it is customary you will find

thirty-six or eight cents the price of gasoline.

And people, the average man on the street, do not understand this, and they continually through the legislature keep asking why can't we do something about it. And I think that is the purpose of the order. It also pertains to fuel oil. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Southport, Mr. Rankin.

Mr. RANKIN: Mr. Speaker, I don't know what this order is about, but I believe it is sponsored by the Senator from Lincoln County, Senator Dow. And I hope you will vote against the motion to indefinitely postpone, and if you do I will move that this order be tabled for an hour until we can obtain further information.

The SPEAKER: The question before the House is the motion of the gentleman from Portland, Mr. Childs, that this Order be indefinitely postponed—

Mr. CHILDS: Mr. Speaker, I will now move that this matter lie upon the table until later in today's session so some of us can find out what it is all about.

The SPEAKER: The gentleman from Portland, Mr. Childs, now moves that this Order lie upon the table. Is this the pleasure of the House?

The motion prevailed and the Order was so tabled.

Referred to Next Legislature

Report of the Committee on Highways on Bill "An Act relating to Directional Signs at the Falmouth Spur, So-Called" (S. P. 654) (L. D. 1658) reporting that it be referred to the next Legislature.

Came from the Senate with the Report read and accepted.

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

Non-Concurrent Matter

Report "A" of the Committee on Appropriations and Financial Affairs reporting "Ought to pass" on Resolve Providing for Legislative Hearing Rooms, Senate Offices and Executive Offices (H. P. 1130) (L. D. 1644) and Report "B" reporting "Ought not to pass" which were

indefinitely postponed in the House on January 15.

Came from the Senate with Report "A" accepted and the Resolve passed to be engrossed in non-concurrence. The Senate insisted and asked for a Committee of Conference.

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

Mr. ROSS: Mr. Speaker, the House yesterday voted decisively against this bill. Evidently the need was not shown and in the interests of economy in times of recession it was not considered financially sound. Nevertheless some feel that there is definite need for such changes as hearing rooms. For instance, the new museum will eliminate three hearing rooms, three rooms which were utilized at the regular session in the new office building will not be available. A Committee of Conference might come up with a compromise for this type of problem alone without recommending any changes in the Executive Branch, the Council or the Senate, or perhaps they would come to no agreement.

Nevertheless it seems to me that it would at least be courteous for this group to join the other branch in a Committee of Conference, so I now move that we insist on our former action and join in a Committee of Conference.

The SPEAKER: The question before the House is the motion of the gentleman from Bath, Mr. Ross, that the House insist upon its former action and join in a Committee of Conference. Is this the pleasure of the House?

The motion prevailed.

To the Committee of Conference on the part of the House, the Chair appointed the following:

- ♣Mrs. BURNHAM of Kittery
- Mr. STANLEY of Bangor
- Mr. BEAN of Winterport

The Clerk read a notice.

Thereupon, on motion of Mr. Ross of Bath,

Recessed until one-thirty o'clock in the afternoon.

After Recess

1:30 P. M.

The House was called to order by the Speaker.

The following paper from the Senate was taken up out of order:

Communication

The following Communication:

STATE OF MAINE
SENATE CHAMBER

January 16, 1958

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

Dear Sir:

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

Resolve Providing for Legislative Hearing Rooms, Senate Offices and Executive Offices (H. P. 1130) (L. D. 1644)

Senators:

- SINCLAIR of Somerset
- DAVIS of Cumberland
- LOW of Knox

Respectfully,

(Signed) CHESTER T. WINSLOW
Secretary of the Senate

The Communication was read and ordered placed on file.

The following Bill on its passage to be enacted was taken up out of order and under suspension of the rules:

**Passed to Be Enacted
Emergency Measure**

An Act relating to Castle Hill-Chapman - Mapleton Community School District (S. P. 648) (L. D. 1662)

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. 113 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.

On motion of the gentleman from Portland, Mr. Childs, the House voted to take from the table a Joint Order relating to automotive fuel and heating oils, Senate Paper 666, tabled earlier in today's session.

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

Mr. CHILDS: Mr. Speaker and Members of the House: Part of my objection to the order that was earlier presented was to the effect that the Research Committee was at this time studying exactly the same thing that the order had in mind. It seemed kind of ridiculous to me to have a duplicate study. The proponents of this particular order feel that they would be in a better position and be able to make a more thorough study if it was the only job they had to do. But the Research Committee does have a great deal of work to do, and I for one member of the Research Committee, and others that I have talked with, certainly would go along with the idea and be willing to let them submit the report and it would be just one thing less that we would have to do. So therefore, I shall withdraw my motion to indefinitely postpone this, and if it is successful, I shall present an order myself requesting the Research Committee to terminate their study and whatever facts and figures and details they have to turn them over to this joint standing committee.

The SPEAKER: The Chair understands the gentleman from Portland, Mr. Childs, withdraws his motion to indefinitely postpone this order.

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

Mr. TEVANIAN: Mr. Speaker, I now move that we indefinitely postpone Senate Paper 666. I make this motion because I think it is a little ridiculous for this legislative body to direct the Legislative Research Committee to study the problem. They have already studied it once in 1955 and then turn around and appoint an altogether different committee whose members we don't even know who they are, who the members of this new committee will be, and they are of the opinion they can do a better job. I don't know how we can determine that people who have not yet been selected to

a committee can do a better job than the Legislative Research Committee, and for that reason that this subject has been studied before by the Legislative Research Committee, and whereas there is now a subcommittee in the Legislative Research Committee with that specific duty assigned to them, I see no reason to appropriate an additional two hundred and fifty dollars to study a matter that has been studied and is continuing to be studied.

The SPEAKER: The question now before the House is the motion of the gentleman from Portland, Mr. Tevanian, that this joint order be indefinitely postponed.

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

Mr. HAUGHN: Mr. Speaker and Members of the House: I will not take issue with my good friend and colleague, Mr. Tevanian, except on a few points. He has brought out that in 1955 this certainly was given to the Legislative Research Committee and I am yet or anybody else here I believe to get a full report or have knowledge of what actually happened, at least I never have seen a report in the last session, and I don't believe anybody else in the last session did either. Secondly we believe that this would be an impartial group who might be named could have a free hand and the knowledge and wisdom on this thing and the time to devote on one item only. As the gentleman from Portland, Mr. Childs brought out they have several items. There is nothing to hide or fear from an investigation and I see no reason for not having this order presented to an impartial committee which this order calls for and I hope this motion does not prevail.

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

Mr. TEVANIAN: Mr. Speaker, I would like to direct a question through the Chair to the gentleman from Portland, Mr. Childs. I would like to ask Mr. Childs through the Chair if the matter was considered in 1955 when he was a member of the Legislative Research Committee and what problems they met and why a report was not given to the 98th Legislature?

The SPEAKER: The gentleman from Portland, Mr. Tevanian, has directed a question through the Chair to the gentleman from Portland, Mr. Childs, who may answer if he chooses.

Mr. CHILDS: Mr. Speaker, for Mr. Tevanian's information I would point out the mechanics and duties and obligations of the Research Committee. First of all when the Research Committee is directed by the legislature to make certain studies and report back to the legislature, that is a mandatory command from the legislature. The Research Committee may also investigate or institute other matters themselves which some member may request them to do. There is no order or directive at that time for us to report back to the regular legislature. This particular matter was requested to be studied by one of the members of the Research Committee. The Research Committee went into it a little bit and found out that there were many details involved. We had a great deal of other work to do which we were directed by the legislature to do. Therefore because it was going to be a time consuming matter we decided we would not undertake the study. We were under no obligation to report back to the regular legislature.

To further answer the question, Mr. Speaker, I believe the gentleman asked what were some of the problems we were running into. I believe the gentleman is probably referring to how difficult it would be to do anything about this because of interstate commerce. There is no question as far as the prices are concerned that this legislature can do anything about it. The only way to change the whole thing is to amend the federal constitution. I think the people who are proponents of this are of the opinion that the people in the State of Maine want to know why there are such vast differences in prices in certain areas of the state and I think the Committee feels they can do a service for the people of the State of Maine in giving them these answers. Whether there is any solution to it or not I don't know the answer to that. I hope the

gentleman's motion will not prevail and when the vote is taken I request a division.

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

Mr. BRODERICK: Mr. Speaker and Members of the House: Certainly the proponents of this order should be commended. Certainly they are aware of the problem existing in the state and they for the most part at least will give of their own time in a study and perhaps come up with some corrective measures. Let me point out one thing for the consideration of the members of this House at least, this committee would not have any powers of subpoena, they are not set up to do the job which the Legislative Research Committee can do. They cannot walk into a business establishment and demand records or demand testimony from anybody. In effect, they are crippled in any investigation they could possibly perform here. If this is to be a thorough investigation, if this subject is important enough to those people, it seems to me it should remain exactly where it is now, in the hands of the Legislative Research Committee, because they have the tools with which to work and to bring about the facts which are necessary to make a sound recommendation to this body.

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

Mr. CHILDS: Mr. Speaker, I believe that the gentleman's remarks do need an answer. He is of the opinion that this particular committee would be limited in its authority, which is true. Of course the Legislative Research Committee has the power of subpoena. I certainly do not think in such an investigation in these particular inquiries there will be a necessity to subpoena anybody. If the members of this committee find that it is necessary for them to get certain information to subpoena, there is no reason in the world why they could not come back to the Research Committee and ask that a hearing be held and the Research Committee could still use their power of subpoena. I don't believe we are going to reach such a point as that.

The SPEAKER: The Chair recognizes the gentleman from Chelsea, Mr. Allen.

Mr. ALLEN: Mr. Speaker and Members of the House: Your Transportation Committee considered this same problem during the regular session and after giving it a lot of thought and getting a lot of figures from various oil companies, and we all checked various retail and wholesale prices over the state, the conclusion that we came to that the study would be too vast for anything that we could undertake at that time, and I believe it is too vast even for anything that the Legislative Research Committee is able to do let alone a smaller committee on two hundred and fifty dollars. And even after you get a tremendous amount of information, I don't see that there is anything you can do about it under our laws unless you wanted to set up a gasoline control board similar to the milk control and set the prices on retail and wholesale around the line and I don't think that our state government wants to get into anything like that.

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

Mr. WINCHENPAW: Mr. Speaker and Ladies and Gentlemen of the House: The object of the special committee to study gas prices is not for the purpose of trying to control gas price. It is realized that this would involve matters concerning interstate commerce. The purpose of such a study is simply to bring to the people of Maine the correct answers to many questions which up to now have not been answered to their satisfaction. It is believed that such a report will stabilize the confusion, criticism and accusations which are continually being tossed around in a very loose manner. I certainly hope the motion of the gentleman from Portland, Mr. Tevanian, does not prevail.

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

Mr. JALBERT: Mr. Speaker I would like to ask a question from any member of any group who is interested in this order favorably, how the two hundred and fifty dol-

lars is to be expended and where it is to come from and from what authority?

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, addresses a question through the Chair to anyone who many answer if he so chooses.

Mr. JALBERT: Mr. Speaker?

The SPEAKER: The Chair recognizes the same gentleman.

Mr. JALBERT: It is very obvious to me that the group that is interested in this does not have the answer to the problem. I think nothing could be accomplished by this order. I think that by passing this order we are really setting up a precedent. I don't see any reason at all that we should entertain such an order at a special session, and I can recall sitting in myself on a research committee when there was an investigation started that cost thousands and thousands of dollars. I don't see how a committee can go into such a problem and consider two hundred and fifty dollars. If the price tag would be ten or fifteen or twenty thousand dollars, maybe I would be inclined to go with it because I don't know whether or not the experts—and I don't say that facetiously—I say it because actually you would have to hire some real experts or else have people who can afford to dunk five or ten or fifteen or twenty thousand dollars to hire the experts. Certainly you cannot do it on two hundred and fifty dollars. This is a problem that is far greater than the Jacobs Report that we have, that we wound up with the Sinclair Bill, and that cost us twenty-five or thirty or thirty-five thousand dollars.

I don't see, and I don't think there are certainly any politics in this. I wasn't here when the order was presented, but really reading the thing carefully what is it doing at a special session? I would think that the people interested would wait until the regular session, present a bill setting up a control board like the milk control or other boards as the previous gentleman stated; then we might be in business. What have we got to hang on here? What authority will the committee have, and what can you do

with two hundred and fifty dollars today?

The SPEAKER: The Chair recognizes the gentleman from Perham, Mr. Bragdon.

Mr. BRAGDON: Mr. Speaker, I had previously voted against this measure, but on second thought—I voted against it because I felt that the amount of two hundred and fifty dollars to make such an investigation was somewhat ridiculous—but on second thought I would like to change my vote on it. The reason for it is this. I still believe the amount is insufficient to make an investigation, but there is a great many questions asked by people of the State of Maine, especially in my area, why such a variety of prices on gasoline. It varies anywhere up to probably an average variation from this end of the state to my end of the state, is somewhere in the neighborhood of eight cents a gallon, and the cost of trucking gas from Searsport is somewhat probably under two cents.

I question that much may be accomplished by such an investigation, but if any committee is willing to undertake it for two hundred and fifty dollars I feel that this House is making a mistake if they turn them down. And I am going to vote for the order.

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

Mr. ROLLINS: Mr. Speaker, I would mention to the gentleman from Lewiston, Mr. Jalbert, that if he read the order he would see where the money is coming from. It is charged to legislative expense. The only criticism I have on this is, the public is quite perturbed about the action that is going on on signs on the highway, and there is a lot of criticism about these what they call "monkey" signs stuck right out on the side of the road. You can't put a sign upon your property without going to the Highway Commission and paying a fee for it to advertise your place of business, but these "monkey" signs are stuck all over the road and some of them are a menace to traffic. That is one objection to the thing by the public.

The SPEAKER: The question before the House is the motion of the gentleman from Portland, Mr. Tevanian, that this Joint Order, Senate Paper 666, be indefinitely postponed. A division has been requested. Will all those who favor the indefinite postponement of this order please rise and remain standing until the monitors have made and returned the count.

A division of the House was had. Fifty-eight having voted in the affirmative and sixty-one having voted in the negative, the motion did not prevail.

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

Mr. CHILDS: Mr. Speaker, I now move that this order receive passage.

The SPEAKER: The question before the House is the motion of the gentleman from Portland, Mr. Childs, that this order now receive passage. Is this the pleasure of the House?

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

Mr. JALBERT: Mr. Speaker, it certainly is not my intent to delay the procedure here and it is not my intent to be an obstructionist in any way, but I am just — I have just read this order again very carefully and I happen to be one who would certainly like to see the price of gas and fuel oil go down. But I can't for the life of me see and I repeat, the sum of two hundred and fifty dollars, so that three people from one branch and three from another branch will launch an investigation and decide what is right and what is wrong with the fuel oil and the gasoline industry in this state, and a mammoth industry.

Now we have got vehicles to operate through, that's why we have the Legislative Research Committee. That is why the Legislative Research Committee after a long study they set up sub-committees that really do this work and they have funds to work with, and if more funds are needed they do and have authority to do what has been done previously, and that is to go through the proper channel and to go to the Governor and Council if they need

additional funds, which is what they would do here. Now let's assume for instance that this committee here starts this investigation and then after they start going to work an investigation. They are going to have to have expert assistance, they are going to have to complete the job and to report promptly, they are going to have to have expert assistance, going to have to hire it, and naturally they are going to have to pay for it. Now who is going to pay for it? Let's assume they hire it and they say to the people whom they hire, we will pay you at the next session of the legislature, but the next session refuses to pay the bill. They would have no authority at all. It is just my thinking that this is extremely flimsy. I think the intent is absolutely proper. I would like very much if the Research Committee hasn't got enough to have another order redrafted and place it in the proper hands so that they can have the proper vehicles to go to get the money to hire assistance if they need it, and also have the power of subpoena. I am not against the principle of this thing, I am just opposed definitely to something that I think we are walking into that may create some sort of repercussions. Therefore, if it is in order I certainly again will move the indefinite postponement of this order.

The SPEAKER: The question now before the House is the motion of the gentleman from Lewiston, Mr. Jalbert, that this Joint Order be indefinitely postponed.

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

Mr. TURNER: Mr. Speaker, this looks to me like one of the most foolish pieces of legislation that you could ever put onto the state to pass out. How would you like to have me come down into Bar Harbor and tell you you can only sell your baby clothes for five cents more than the other fellow? I will go along with Mr. Jalbert's indefinite postponement.

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

Mr. BRODERICK: Mr. Speaker, my good friend Dana Childs a few moments ago stated that they

wouldn't need to go so far as to issue subpoenas in a matter of this kind. I don't believe there is a full awareness here of the complex situation that is going to be involved in a thorough and proper investigation if this particular subject is going to be carried on, and I feel that you are tackling something here that is quite complex. This committee here with two hundred and fifty dollars is certainly not equipped to carry out this sort of an investigation. They are going to be involved here in something that is going way over their heads from an authority standpoint and way over their heads from the amount of money which is designated here, two hundred and fifty dollars. Now a minute ago you indicated your desires on this, and as Mr. Jalbert, the gentleman from Lewiston, stated, I am not trying to be an obstructionist, but I just want to point that out to you that it is a complex field and requires a great deal of study, and once again I do say that the proponents of this order are to be commended, but I think it would be much better off if left in the hands of the Legislative Research Committee.

The SPEAKER: The Chair recognizes the gentleman from Clinton, Mr. Besse.

Mr. BESSE: Mr. Speaker and Members of the House: It seems to me that behind this bill there are two thoughts. Some of the people in the gasoline business would like to legislate out their competition. I don't think that is in the best interests of any of us. There are some others who have to pay more for gasoline in their communities than some others do. Therefore, they would like to have the price equalized. If the price is going to be equalized by the oil companies it is going to be equalized at the high level so that no one will benefit. I think the people are going to be hurt if this thing works out the way the proponents hope and no one will be helped. Thank you.

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

Mr. CHILDS: Mr. Speaker, may I once again point out and I certainly think that we should not lose

thought of the fact that the Research Committee has already been directed to do this very same thing. Now the gentleman from Portland, Mr. Broderick, seemed to be making quite an issue of the money situation here. I think we should keep in mind that the members of the Research Committee when they meet and so forth they are paid to the tune—I believe it is ten dollars a day for their services. Here we have those who have volunteered to go on this committee who are willing to offer their time for nothing and the only thing they will be reimbursed for are their actual expenses. Now it is a rather peculiar thinking in the matter of some people who start talking now that they haven't got enough money. Usually the situation is just the opposite, and I think if these men are willing to give their time and it would just take that expense away from the Research Committee and away from the state, and these people have more time than the Research Committee to undertake this study, that we certainly should not—excuse me, Mr. Jalbert, — that we certainly should not prevent them from doing it.

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

Mr. JALBERT: Mr. Speaker, my good friend from Portland, Mr. Childs, makes the comment that these people are willing to give of their time for free, all they want to do is be reimbursed for their expenses. As a three time loser on the Research Committee, now that the committee has been stepped up to fourteen members if I am correct, the expenses involved of the Research Committee, and I certainly am not objecting to it because I am humble enough to state that the many meetings of the Research Committee that we had I couldn't have afforded to stay at the hotel and pay my own freight, but for the edification of those who are not aware of it, the Research Committee is paid on a per diem and expenses basis, so if the two hundred and fifty dollars is adequate, I might quote that one meeting of the Research Committee involving fourteen rooms at the hotel would

amount to approximately better than a hundred dollars, and two or three meals would certainly eat up the other hundred and fifty dollars. So how many meetings are they going to have on that two hundred and fifty dollars?

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

Mr. TEVANIAN: Mr. Speaker, I didn't want to be an obstructionist to the session and I didn't want to get up. I don't think that this matter is really that important. I merely would like to suggest that I believe that the Research Committee does have the machinery to appoint any member of this Legislature to its Research Committee or sub-committee if the Chairman sees fit, and if these people want to donate their time and services, let them offer it through the facilities and machinery of the Legislative Research Committee. I think this is a little silly to go out and investigate such a big project on two hundred and fifty dollars and as the gentleman from Perham, Mr. Bragdon said, well we are getting a bargain here. Usually when you look for a bargain you get it pretty good.

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

Mr. ROSS: Mr. Speaker, as Chairman of the Legislative Research Committee I just want to make one statement in correction of what my good seat mate, Mr. Tevanian, said. The Research Committee itself is broken down into sub-committees. We do not appoint other people to those sub-committees, but of course anybody can come before us with their testimony at any time.

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

Mr. WINCHENPAW: Mr. Speaker, I feel that perhaps I am a little bit out of my field competing with all these lawyers, but if you start down here just this side of the Augusta House and go to Rockland you will find that probably the difference in regular gasoline fluctuates as much as eight or nine cents. Now I am very much in favor of this committee. This was started with no axe to grind, it's been in

the Waldoboro Press for quite a few days now, the need for some such a bill as this or some such of a committee, and right out here there is Gulf gasoline, I buy that quite a bit, and the same quality gas is anywhere from eight or nine cents cheaper strung between here and Rockland, but when you get to Rockland again you pay quite a high price. Now I am much in favor of this and I certainly hope it is not indefinitely postponed.

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

Mr. CURTIS: Mr. Speaker, as a dealer in gasoline, I think that this is a great to do about nothing, and I am sure the old saying is just as true today as it ever was, that competition is the life of trade. And if I take it upon myself to sell gasoline for less than it costs me why no one is going to get hurt other than myself. I think this order should be thrown in the wastebasket at once.

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

Mr. STILPHEN: Mr. Speaker, I just want to clear up a point here that one of my colleagues from Knox County left with you. The prices of gasoline in Rockland are very reasonable and we hope you all come down and fill up your tanks.

The SPEAKER: The Chair recognizes the gentleman from Buxton, Mr. Bruce.

Mr. BRUCE: Mr. Speaker, the gentleman from Auburn, Mr. Turner, just ridiculed this bill and I have got to make this comment, that last Monday evening Mr. Turner, the gentleman from Auburn, quoted me or tried to sell me a purebred Hereford cow for one hundred and ninety-five dollars, and I said I would think it over and take the matter under consideration and let him know the next day. The following day he says: "You're too late Bill, I sold the cow." I said, "How much did you get for it, Ben?" and he said: "One hundred and thirty-five dollars." So I think if this order passes that I shall introduce an order to have a committee appoint-

ed to investigate the price of purebred Hereford cattle.

The SPEAKER: The Chair appreciates a good time as much as anybody else, but we are trying to keep moving here, so let's try to keep it a little bit more serious and on the subject.

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

Mr. RANCOURT: Mr. Speaker, I would like to be out of line for just one second and propose that the gentleman from Buxton, Mr. Bruce, present his case about the cow to the Milk Control Board.

No one wants to be an obstructionist, but several have gotten up and made that statement while presenting obstructions. There is one thing that I am deadly afraid of, and that is that this investigation will end up by another recommendation in legislation to have another price control board, this time on gasoline. And I am so much afraid of that that for that reason alone I am for the motion to indefinitely postpone, and if that is what you call being an obstructionist, I want to be one, if that is the result that comes from it, I want to be an obstructionist and stop.

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

Mr. CALL: Mr. Speaker, I realize the time is getting short and we have debated this question and I now move the previous question.

The SPEAKER: The gentleman from Cumberland, Mr. Call, moves the previous question. Will those who wish to authorize the Chair to entertain the motion for the previous question please rise and remain standing until the monitors have made and returned the count.

Obviously more than one-third having risen, the Chair is authorized to entertain the motion for the previous question. The question before the House is: Shall the main question be put now? This motion is debatable with a time limit of five minutes on any member who wishes to debate the motion. The question is: shall the main question be put now? Is this the pleasure of the House?

Thereupon, the main question was ordered.

The **SPEAKER**: The question now before the House is the motion of the gentleman from Lewiston, Mr. Jalbert, that this Joint Order, Senate Paper 666, be indefinitely postponed. In view of the closeness of the vote previously taken, the Chair will order a division. Will those who favor the motion to indefinitely postpone this order please rise and remain standing until the monitors have made and returned the count.

A division of the House was had. Seventy-four having voted in the affirmative and forty-seven having voted in the negative, the motion prevailed and the Joint Order was indefinitely postponed.

(Off Record Remarks)

On motion of Mr. Ross of Bath, the House recessed for thirty minutes.

After Recess

The House was called to order by the Speaker.

The following Conference Committee Report was taken up out of order and under suspension of the rules:

Conference Committee Report

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature on Resolve Providing for Legislative Hearing Rooms, Senate Offices and Executive Offices (H. P. 1130) (L. D. 1644) reporting that they are unable to agree.

(Signed)

SINCLAIR of Somerset
DAVIS of Cumberland
LOW of Knox

— Committee on part
of Senate.

BURNHAM of Kittery
STANLEY of Bangor
BEAN of Winterport

— Committee on part
of House.

Came from the Senate with the Report read and accepted.

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

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

Mrs. HENDRICKS: Mr. Speaker and Members of the House: I have

been circulating a petition in order to do something in reference to this problem of the sale of near-beer to minors. It is against the federal law and we bring it into the legislature a good many times and it just seems that nothing is done about it, but through the circulation of this petition it has given me proof that many, many people are concerned about it and want to do something about it.

I had a memorial to Congress all drawn up and I had an idea that I was going to present it. I had one hundred and nine signatures on this petition that I had circulated, but people informed me that even though they did sign a petition and they were interested in seeing something done about stopping this sale of alcoholic beverages to minors, they still weren't interested in doing it through a memorial to Congress. So I would like to say I hope that each and every one of you members who signed this bill realize that there is a great problem here and something must be done about it, and I hope that something will be done in the next legislature. But to save time for this legislature I am not going to cause a big row by introducing this memorial to Congress.

A message came from the Senate borne by Senator Low of that body informing the House that the Senate had transacted all business before it and was ready to adjourn.

Order Out of Order

On motion of Mr. Ross of Bath, it was

ORDERED, that the Officers of the House be paid the same compensation for this Special Session as they received at the First Special Session, and that the payroll of the officers be paid by the Controller on the approval of the Speaker of the House.

House at Ease

Called to order by the Speaker.

On motion of Mr. Wade of Auburn, the gentleman from Bath, Mr. Ross, was charged with and conveyed a message to the Senate informing that body that the House had

acted on all matters before it and was ready to adjourn.

(Off Record remarks)
House at Ease

Called to order by the Speaker.

The following paper from the Senate was taken up out of order and under suspension of the rules:

From the Senate: The following Order:

ORDERED, the House concurring, that a Committee of three on the part of the Senate, with such as the House may join, be appointed to wait upon the Governor and inform him that both branches of the Legislature have acted on all matters before them and are now ready to receive any communication that he may be pleased to make. (S. P. 668)

Came from the Senate read and passed with the following members appointed on its part:

Senators:

LORD of Cumberland
 BRIGGS of Aroostook
 HURLEY of Kennebec

In the House: The Order was read and passed in concurrence.

The Speaker appointed the following members on the part of the House:

Messrs. ROSS of Bath
 WADE of Auburn
 WALSH of Brunswick
 ELWELL of Brooks
 CROCKETT of Freeport

Subsequently Mr. Ross, for the Committee, reported that the Committee had delivered the message with which it was charged, and His Excellency, Governor Edmund S. Muskie, accompanied the Commit-

tee and delivered the following communication:

Mr. Speaker and Members of the House:

I herewith submit a tabulation of the results of this second Special Session of the 98th Legislature:

Acts approved:	28
Resolves approved:	1
Vetoes presented:	none

I don't foresee circumstances which will bring us all together again. Consequently, I would like to take this opportunity to express my personal appreciation to you for the many kindnesses and courtesies which you have extended to me through your regular session and two special sessions, and my official appreciation to you for the service which you have rendered to the people of Maine.

As you leave, Mrs. Muskie and I extend to you our best wishes for the future. (Prolonged Applause, the members rising)

Thereupon, Governor Muskie retired from the Hall of the House.

The SPEAKER: The Chair recognizes the gentleman from Dexter, Mr. Roberts.

Mr. ROBERTS: Mr. Speaker, I move we now adjourn without date, and for the enlightenment of the gentleman from Bucksport, Mr. Pierce, and the reporter of the Bangor Daily News, I will spell that last word, d-a-t-e.

The SPEAKER: The gentleman from Dexter, Mr. Roberts, moves that this session now adjourn without day. Is this the pleasure of the House?

The motion prevailed and the House adjourned without day at 3:29 P. M.