

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Ninety-Ninth Legislature

OF THE

STATE OF MAINE

1959

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Tuesday, February 24, 1959

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

Prayer by the Rev. Mr. John H. Miller of the Second Congregational Church, South Brewer.

The members stood at attention during the playing of the National Anthem.

The journal of the previous session was read and approved.

Papers from the Senate

From the Senate:

Bill "An Act Providing for Mental Health Services" (S. P. 288) (L. D. 812)

Resolve Appropriating Moneys for a Library at Washington State Teachers' College (S. P. 289) (L. D. 813)

Resolve in favor of a Lunchroom in the Administration Building at Washington State Teachers' College (S. P. 290) (L. D. 814)

Came from the Senate referred to the Committee on Appropriations and Financial Affairs.

In the House, referred to the Committee on Appropriations and Financial Affairs in concurrence.

From the Senate:

Bill "An Act to Authorize the Addition of the Towns of Cushing, Rockport, St. George, Thomaston and Warren to School Administrative District No. 5" (S. P. 291) (L. D. 815)

Came from the Senate referred to the Committee on Education.

In the House, referred to the Committee on Education in concurrence.

Bill "An Act relating to Re-examination of Applicants for Admission to the Bar" (S. P. 292) (L. D. 816)

Came from the Senate referred to the Committee on Judiciary.

In the House, referred to the Committee on Judiciary in concurrence.

From the Senate:

Resolve in favor of a Survivor Benefit Allowance for Otelia M. Race of Guilford (S. P. 293) (L. D. 817)

Resolve Providing Retirement Benefit Increase for Helen D. Perry of Rockland (S. P. 294) (L. D. 818)

Resolve Providing for Retirement Benefit Increase for Mary E. C. Bridgham of Jonesboro (S. P. 295) (L. D. 819)

Resolve Providing Retirement Benefit Increase for Carrie M. Longfellow of Machias (S. P. 296) (L. D. 820)

Came from the Senate referred to the Committee on Retirements and Pensions.

In the House, referred to the Committee on Retirements and Pensions in concurrence.

From the Senate:

Bill "An Act relating to Liability of Producers for Quahog Tax" (S. P. 297) (L. D. 821)

Bill "An Act Repealing the Tax on Quahogs" (S. P. 298) (L. D. 822)

Came from the Senate referred to the Committee on Taxation.

In the House, referred to the Committee on Taxation in concurrence.

From the Senate:

Bill "An Act relating to County Appropriations to Promote Counties" (S. P. 299) (L. D. 823)

Bill "An Act relating to Use of Surplus Funds by Counties" (S. P. 300) (L. D. 824)

Came from the Senate referred to the Committee on Towns and Counties.

In the House, referred to the Committee on Towns and Counties in concurrence.

**Petitions, Bills and Resolves
Requiring Reference**

The following 12 Bills and Resolves (transmitted by the Director of Legislative Research pursuant to Joint Order S. P. 47) were received and, upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

Claims

Resolve in favor of James G. Bicknell (H. P. 614) (Presented by Mr. Davis of Calais)
(Ordered Printed)

Sent up for concurrence.

Election Laws

Bill "An Act Authorizing Registration of Voters by Affidavit Regis-

tration" (H. P. 615) (Presented by Mr. Pert of Bath)
(Ordered Printed)
Sent up for concurrence.

Highways

Bill "An Act Providing Area Directional Signs for Bath Area" (H. P. 616) (Presented by Mr. Pert of Bath)
(Ordered Printed)
Sent up for concurrence.

Inland Fisheries and Game

Bill "An Act relating to Hunting Deer with Bow and Arrow in Islesboro, Waldo County" (H. P. 620) (Presented by Mr. Edwards of Stockton Springs)
(Ordered Printed)
Sent up for concurrence.

Judiciary

Bill "An Act Increasing Payment to Washington County Law Library" (H. P. 617) (Presented by Mr. Davis of Calais)
(Ordered Printed)
Sent up for concurrence.

Labor

Resolve Creating a Committee to Study Problem of Imported Labor (H. P. 618) (Presented by Mr. Cahill of Moscow)
(Ordered Printed)
Sent up for concurrence.

Legal Affairs

Bill "An Act Enlarging Territorial Limits of West Paris Village Corporation" (H. P. 619) (Presented by Mr. Whitman of Woodstock)
(Ordered Printed)
Sent up for concurrence.

Retirements and Pensions

Resolve Providing for Pensions for Loomis and Emma Deane of Fort Fairfield (H. P. 625) (Presented by Mr. Edmunds of Fort Fairfield)
(Ordered Printed)
Sent up for concurrence.

Towns and Counties

Bill "An Act Increasing Salaries of Judge of Calais Municipal Court and Judge and Recorder of Western Washington Municipal Court" (H. P.

623) (Presented by Mr. Davis of Calais)

(Ordered Printed)

Bill "An Act Increasing Salaries of Certain County Officers of Washington County" (H. P. 624) (Presented by same gentleman)
(Ordered Printed)
Sent up for concurrence.

Transportation

Bill "An Act relating to Definition of Gross Weight under Motor Vehicle Law" (H. P. 621) (Presented by Mr. Edmunds of Fort Fairfield by request)

(Ordered Printed)

Bill "An Act relating to Application of Splash Guard Law for Certain Trucks" (H. P. 622) (Presented by Mr. Pert of Bath)
(Ordered Printed)
Sent up for concurrence.

The SPEAKER: At this time the Chair would like to recognize the presence in the gallery of the House of a group of students of the ninth grade Civics Class from Skowhegan Junior High School accompanied by Mr. Dumais. On behalf of the House the Chair extends to you a most cordial welcome and we hope you will enjoy and profit by your visit here today. (Applause)

(Off Record Remarks by the Speaker)

Orders

On motion of Mr. Walsh of Verona, it was

ORDERED, that Mr. Sanborn of Gorham be excused from attendance this week because of business.

On motion of Mr. Curtis of Bowdoinham, it was

ORDERED, that James E. Wiles of Cumberland serve as honorary Page for this week.

The SPEAKER: Will the newly elected honorary Page kindly come down and take his seat.

Thereupon, the Sergeant-at-Arms conducted James E. Wiles, honorary Page, to his seat on the Floor, amid the applause of the House.

House Reports of Committees Ought Not to Pass

Mr. Jewell from the Committee on Agriculture reported "Ought not

to pass" on Bill "An Act relating to Dating Processed Milk" (H. P. 258) (L. D. 390)

Report was read.

The SPEAKER: Is it the pleasure of the House to accept the Committee Report?

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

Mr. HAUGHN: Mr. Speaker and Members of the House: It is a hard job to have to get up and go against the decision of the Committee, because I know they labored very hard in their deliberations. They heard this whole issue. The rest of the House has not heard it up until this time. Now, they have come out with a unanimous "Ought not to pass" report, but at that time they did not have these letters which I now have in my possession to submit to them for evidence on the thinking of the general public. And I would like to read this one in particular which, more or less, they all contain about the same information. This is from Hazel C. White, Portland, Maine.

"Hon. Orville Haughn, State House, Augusta, Maine. Dear Sir: I am much interested in your Bill 390, and would like to have it amended to include cream, buttermilk, yogurt, cottage and cream cheese and soured cream. A large group of consumers in this area have related various incidents of buying soured, spoiled or decayed dairy products, evidently now left on sale regardless of age.

"This season I am a leader of a class in 'nutrition,' and have been repeatedly urged to do something about this situation for the sake of everyone's health."

Now, I have about fifteen letters that came in the mail this morning, all containing about the same information. They are from Falmouth Foreside, from Portland, from Scarborough, and other surrounding places in Cumberland County. And it seems to me at this hearing that the main issue was the cost to the processors of milk as to how much it would be, not the health and condition of the public in general as their main concern, at least from my thinking from what I gather they said at the hearing.

We know that in this State right now we certainly would like to have

good milk, good dairy products, and I still say the main issue is the health and welfare of the public of the State of Maine, and not the milk industry. And I therefore move to substitute the Bill for the Report at this time.

The SPEAKER: The gentleman from Bridgton, Mr. Haughn, moves that with respect to Bill, "An Act relating to Dating Processed Milk," the Bill be substituted for the "Ought not to pass" Committee Report.

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

Mr. CURTIS: Mr. Speaker, Ladies and Gentlemen: As the good gentleman from Bridgton, Mr. Haughn, has said, this is rather a hard one to decide. A few years ago we used to date all the milk, it was not any law, but a great many of the dairies did date their milk, and they used to take out. In other words, if you put it into a store, say on Monday, and you leave it there until Tuesday and, of course, it is old by Wednesday so you took it out. In those days, of course, there was some raw milk being sold. But very little raw milk now is being sold, it is all pasteurized, practically. There are some cases of raw milk being sold to the public, but it has to be a certified herd. And, of course, those people do see to it that the milk does not stay too long.

Now, it would work a hardship in some cases. And yet, my brother, the gentleman from Bridgton, Mr. Haughn, has properly spoken, when he said that it isn't anything too unusual to sometimes buy milk that is too old; in other words, it may have lost its taste. Of course, milk being highly destructible, that is if it is left in the open it has to be handled very carefully from the minute that it is produced and has to be kept under careful preservation. Of course, pasteurization does help it considerably, thereby killing the bacteria that might be in it that might cause it to spoil.

But there is a practice pretty much known, and I don't wonder that somebody is getting concerned about it, because a great deal of the dealers are lax and are just sending out the milk three times a week. Now, you take the milk that was milked last night and yesterday morning

will be picked up this morning and taken to the dairy, and it will be put in a holding tank; usually it is put in a holding tank, somewhere around thirty-five and it is getting older all the time. And tomorrow it will be pasteurized and put up, and some will go out that day and some will not go out until the next. Then by the time the consumer gets it and he is left three days supply, that milk is getting quite old before he gets to it. Now, as I say, the milk does not improve any by holding it, that is one thing sure. So, I don't know just how badly this would affect them. In other words, it might cause them, these people who dropped down to just three deliveries a week, it might cause them to make four deliveries a week. But most everybody now, the milk you drink on Sunday and Monday mornings, it is usually a week old.

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

Mrs. KNAPP: Mr. Speaker and Members of the House: As local health officer for my town, I want to go along with the gentleman from Bridgton, Representative Haughn. I really think this is a health problem too.

The SPEAKER: The Chair recognizes the gentleman from New Sharon, Mr. Caswell.

Mr. CASWELL: Mr. Speaker and Members of the House: The bulk of the evidence given to the Committee seemed to point to the fact that a great deal of improvement has been made in the processing of milk. A great deal of improvement has been made by the producers in caring for the milk before it is taken by the dealers, that there are comparatively few cases, as far as milk is found on the market. Also, it is true that the various health officials in those counties where this milk is sold have all the authority necessary to prosecute wherever such milk is sold. Those were the main arguments against the passage of this measure.

There was the matter brought up, of course, where the cost to the dealer, which would necessarily result from the necessity of dating the milk and, of course, that cost would eventually fall on the consumer, they would pay more for it. And then too, the fact that it is

comparatively easy in certain cases you take the case of bottled milk, it is capped; if a bottle of milk sits on the doorstep too long and the housewife decides that it is old, part of the time in a good many cases, the difficulty found with that milk is that the consumer allows it to stay where it is warm too long, but in case there is any question about the milk, it is very easy for the deliverer to recap that milk and redate it on the cap, and the consumer still gets the same milk, but redated. There is no way of prohibiting that if the dealer wishes to be dishonest.

On the whole, the evidence seemed to go to show that it was hardly worth-while to attempt this habit of redating milk.

The SPEAKER: Is the House ready for the question?

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

Mr. HAUGHN: Mr. Speaker and Members of the House: Not to prolong debate on this issue, because to me it is one of importance and it seems to be to the public in general. In reply to my good friend, Mr. Caswell, the gentleman from New Sharon, that the health authorities have an opportunity to correct under present statutes, they do, I will agree. But if we can prevent one sickness or one bad doing because of bad milk just for the sake of dating milk, I think it is worth-while to pass legislation of that nature.

As far as the people leaving it on the doorstep and spoiling in that nature, I can truthfully say that I have seen trucks unrefrigerated driving around in the wee hours of the morning and the middle of the afternoon with just a little piece of ice on them, so they are going to blame the consumer for milk that was spoiled prior to delivery, I think they better go back in their own back yard and find out where the trouble starts.

We do know that anything we can do for the health and welfare of the people of this State, to me, is not costly. And as far as passing the cost along to the consumer for dating, they do have now set up a code on their own particular milk companies, all they have got to do is change those little codes into

figures with hardly no additional costs at all. They are trying to imply to you by throwing a screen over it as to what it might cost the public, but they fail to want to protect the public. And when that is being done, I certainly couldn't go along with their thinking.

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

Mr. BRAGDON: Mr. Speaker and Members of the House: I would like to direct a question, if I might, to the gentleman from Bridgton, Mr. Haughn. In hastily glancing over the bill I notice that it says "the date such milk was produced". What I would like to clear up in my own mind, by "produced" do they mean the day that it came from the cow or the day that it was pasteurized?

The SPEAKER: The gentleman from Perham, Mr. Bragdon, addresses a question through the Chair to the gentleman from Bridgton, Mr. Haughn, who may answer if he chooses.

Mr. HAUGHN: Mr. Speaker, in answer to my colleague, the gentleman from Perham, Mr. Bragdon, I will say that there was an error in the printing of the bill. The word should have been "processed" not "the date produced". And it was brought to the attention of the Committee, one of the Committee members found that out, and I requested that if it came out favorably, to have a Committee amendment to that effect, and now if this bill does pass I would offer a Committee amendment to correct that, and the word should be "processed", not "produced".

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

Mr. BRAGDON: Mr. Speaker, from what little knowledge I have of the collection of milk, I would say that it would be rather difficult to put on the date it was produced because, if I am not mistaken, in one tank load of milk there would be milk produced on three or four different days. I think it would be rather difficult to put a date on a bottle that would indicate with any accuracy the date the milk was produced.

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

Mr. CURTIS: Mr. Speaker and Members of the House: I just wish to call attention to the statement made by my good friend, the gentleman from New Sharon, Mr. Caswell, that they could recap it. If the bill was passed they could not recap it, it would be against the law because it said "produced". But if an amendment was put on, which would be, if you accept the bill for the report, that would say "the day it was processed".

I also would like to, inasmuch as I have sold tens of thousands of quarts of milk and have been in business for thirty years, I would like to correct my good friend, the gentleman from Perham, Mr. Bragdon, that the milk going into the dairies is not three or four days old. Two days old is the oldest it goes, that which is being carried in by a bulk tank is two days old. But older than that, in other words, if you kept milk in your bulk tank three or four days old, why, the fellow who sticks his nose in there knows that it is too old and he just leaves it there for your own trouble to take out.

So, I think the dealers are doing a very good job handling milk. The only thing this bill asks for, and I don't see anything so terribly bad about it, is simply to say what you are producing. Now, if you go down and buy a can of most anything, why, the producer or the manufacturer tells on the outside of the can what wonderful things that this can contains, and all this and that. Now, this just simply says the date this was processed, it just protects the product for the man who is buying it. If he doesn't want to buy milk that is a week old, why, he just simply lets it be known. And also it might be a help to the dealer, for a great many, not a great many, but I know a few people who started out selling milk, and picked up a lot of customers because they went every day, and that was their advertisement, this milk is being delivered to you every day. And a great many people just dropped the fellow who was delivering milk every second or third day, and so that helps him out. So, I

don't think it would be any hardship for the dealer. He might have, as I say, he might have to run on Saturday rather than leave the milk on Friday to last to Monday, he might have to deliver milk on Saturday to people who really want it.

The SPEAKER: The Chair recognizes the gentleman from Milo, Mr. Brockway.

Mr. BROCKWAY: Mr. Speaker and Members of the House: As a member of the Agricultural Committee, we gave this very serious consideration and reported out "Ought not to pass" unanimously.

The dairy industry is doing a lot to put a good quart of milk, all they possibly can, to put a good quart of milk on your doorstep every morning. Whether it is one day old, two or three days old, with the processing we have today, I think that makes no difference. There was testimony brought out at the hearing that in, I believe, all the states that ever had such a law have repealed it. There are a few municipalities and cities that do require the dating of milk. But as far as the Agriculture Committee can see, we can see no benefit, and if we could we certainly would have gone along with the bill, because I, as a member of the dairy industry, do want to see that you get the right kind of a product and get it every day. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Anson, Mr. Hilton.

Mr. HILTON: Mr. Speaker and Members of the House: There is a lot of things that can enter into the production of milk other than the age. I have produced milk for Boston markets for probably twenty-five years. I am not in it at the present time though, but I did up until a year ago. In that market they take a bacteria count of all the milk that is delivered. Occasionally a farmer will be caught with a high bacteria count. He won't know what the cause is. And they come out from the company and may look you over. Sometimes it is the most unheard of thing you will find out. And high bacteria milk will spoil a lot quicker than the low bacteria. The age, I don't think with a low count of bacteria, with good clean milk, that the age is so

important. There are a good many other things that are to blame. You take milk that is properly cooled immediately after it is produced, it is very difficult to sour it. I know that from my own home. If it is kept under refrigeration you can keep it quite a good spell.

I am a member of the Agriculture Committee, and I sure feel that this ought not to pass.

The SPEAKER: Is the House ready for question?

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

Mr. DUMAIS: Mr. Speaker and Members of the House: It is my belief that something should be done about milk, whether we date it or whether we have means of processing it or something. In my own City of Lewiston, where we pay a very high price for milk, it has come out in the papers that fifty-two per cent of some of the milk that was sold to us was water. Naturally the cows don't come from right around Lewiston, they have to come from the outside.

I have sat here in the last four sessions and listened to how good our milk was, how much money we are spending to make it better, and everything else about it. But I notice that when it reaches us we, the consumers in the cities, there is very little milk left and an awful lot of water. Regardless of how it is done, I would like to see an improvement. If it is by date then I am for it, and if it is by moving the cows closer to the cities, I am for that too.

The SPEAKER: The Chair recognizes the gentleman from Fort Kent, Mr. Cyr.

Mr. CYR: Mr. Speaker, Ladies and Gentlemen of the House: I am surprised that the Committee reported "Ought not to pass" on this bill. I really believe that it is absolutely a bill that will protect the consumers. Now, I am a consumer and I live away up in the upper end of Maine, and we get our milk, I don't know where from, but it is distributed by wholesalers to the chain stores where I purchase.

Now, the chain stores are open about nine o'clock in the forenoon, and I want to take my breakfast a little before nine. I purchase milk by two or three quarts at a time, and unfortunately, lots of times I find that the milk, when I expected

it was fresh, when opened was sour. Now, if there was a date on these containers, stating at least the time that it was bottled, the stores that distribute the milk would have at least a chance to find out if the milk is really fresh or if they are selling stale milk. And I think that I will go along with the gentleman from Bridgton, Mr. Haughn, on his motion.

The SPEAKER: The Chair recognizes the gentleman from Bridgton, Mr. Haughn, but must remind the gentleman that he has already spoken twice to the question.

Mr. HAUGHN: Mr. Speaker, I just want to request a division when the vote is taken.

The SPEAKER: The gentleman requests a division.

Is the House ready for the question?

The question before the House is the motion of the gentleman from Bridgton, Mr. Haughn, that with respect to Bill "An Act relating to Dating Processed Milk", House Paper 258, Legislative Document 390, the Bill be substituted for the "Ought not to pass" Report.

Will those who favor the motion to substitute the Bill for the Report please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Fifty having voted in the affirmative and eighty-one having voted in the negative, the motion to substitute the Bill for the Report did not prevail.

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

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

Mr. Smith from the Committee on State Government reported "Ought not to pass" on Bill "An Act Changing Name of Department of Labor and Industry to Department of Labor" (H. P. 221) (L. D. 312)

Report was read and accepted and sent up for concurrence.

Refer to Committee on Claims

Mr. Whiting from the Committee on Retirements and Pensions on Resolve Providing for Pension of Louise Gagnon of Fairfield (H. P. 363) (L. D. 522) reported that it be referred to the Committee on Claims.

Report was read and accepted and the Resolve referred to the Committee on Claims and sent up for concurrence.

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

Mr. Lane from the Committee on Agriculture on Bill "An Act relating to License Fees for Seeing - Eye Dogs" (H. P. 335) (L. D. 495) reported same in a new draft (H. P. 626) (L. D. 848) under title of "An Act relating to License Fees for Trained Guide Dogs" and that it "Ought to pass"

Report was read and accepted, the New Draft read twice and tomorrow assigned.

The SPEAKER: At this time the Chair would like to recognize the presence in the gallery of the House of Girl Scout Troop 3 from Saco, accompanied by their leaders, Mrs. Frances Cote and Mrs. Raymond Dupres. The Chair extends to you a cordial welcome and we hope you will enjoy and profit from your visit with us today. (Applause)

Mr. Call from the Committee on Retirements and Pensions on Bill "An Act relating to Retirement Benefits for Teachers with Fifteen Years of Service" (H. P. 171) (L. D. 245) reported same in a new draft (H. P. 627) (L. D. 874) under title of "An Act relating to Retirement Benefits under the Maine State Retirement System" and that it "Ought to pass"

Report was read and accepted, the New Draft read twice and tomorrow assigned.

**Ought to Pass
Printed Bills**

Mr. Edmunds from the Committee on Agriculture reported "Ought to pass" on Bill "An Act to Clarify the Maine Commercial Feed Law" (H. P. 230) (L. D. 341)

Mr. Bacon from the Committee on Natural Resources reported same

on Bill "An Act Permitting Pushaw Boat Club, Inc. to Erect Dam Across Pushaw Stream" (H. P. 311) (L. D. 458)

Mr. Heald from same Committee reported same on Resolve Authorizing the State Forest Commissioner to Convey Certain Land in Kennebec County (H. P. 312) (L. D. 459)

Mr. Perry from same Committee reported same on Resolve Authorizing Forest Commissioner to Lease Site on Indian Township to Northeastern Construction Company (H. P. 170) (L. D. 244)

Reports were read and accepted, the Bills read twice, the Resolves read once, and tomorrow assigned.

Mr. Dennett from the Committee on State Government reported "Ought to pass" on Bill "An Act Clarifying the Laws Relating to the Department of Finance and Administration" (H. P. 319) (L. D. 466)

Report was read.

The SPEAKER: Is it the pleasure of the House to accept the Committee Report?

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

Mr. STANLEY: Mr. Speaker, Ladies and Gentlemen of the House: Oftentimes, particularly in my first session of the Legislature, I used to sit here and wonder what a lot of these bills were about as they were going through, and not very much comment was made on them. And oftentimes somebody would get up to explain the bill the same as I am doing now, and I used to think what a windbag he was. I feel that probably it is better to have the latter than the former.

I would like on this Bill, which I have presented to the Legislature, to explain it a bit to you, in that last session we had a complete revision of the laws relating to the Finance and Administration Department.

Because of our change in election date, and because of the change from the two to the four year term for Governor, several changes had to be made in the Department of Finance laws. Those are just things that can be done on the books, they don't amount to very much. But there are a couple places in there that some people might be interested in. I favor them, but I would want to

point them out to you. In the purchasing of materials, we eliminate, in some instances where you can only buy one particular material, the purchasing agent does not have to go out and get three bids. On everything else he gets three bids. We eliminate a little phrase in there saying that anyone who has a business in the State of Maine, or a person who represents that business in the State of Maine, has his place of business in the State of Maine, would have a sort of preference over out-of-State business, that has been eliminated. I favor both of those things, but I thought I should bring it to your attention while the Bill is on the floor. Thank you.

Thereupon, the "Ought to pass" Report was accepted, the Bill read twice and tomorrow assigned.

Mr. Wade from the Committee on State Government reported "Ought to pass" on Bill "An Act Changing Name of Inland Fish and Game Wardens to Conservation Officers" (H. P. 253) (L. D. 364)

Report was read and accepted, the Bill read twice and tomorrow assigned.

Ought to Pass with Committee Amendment

Mr. Clark from the Committee on Education on Bill "An Act to Authorize the Municipalities of Deer Isle and Stonington to Form a School Administrative District" (H. P. 143) (L. D. 199) 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. 143, L. D. 199, Bill, "An Act to Authorize the Municipalities of Deer Isle and Stonington to Form a School Administrative District".

Amend said Bill by striking out paragraph 3 and inserting in place thereof the following paragraph:

"Whereas, there is a vital need for safe and adequate school facilities in the municipalities; and"

Further amend said Bill by adding 2 new paragraphs immediately preceding the Emergency Clause to read as follows:

'Nothing contained in this act shall be construed to limit the number of times that the within-named municipalities may make application to the Maine School District Commission, nor shall the authority heretofore granted to the Maine School District Commission under this act be limited to any specified number of times for the Commission to authorize the within-named municipalities to act on the formation of a school administrative district.

The authority granted under this act shall not extend beyond December 15, 1960.'

Committee Amendment "A" was adopted and the Bill assigned for third reading tomorrow.

Mr. Frazier from the Committee on Education on Bill "An Act to Authorize the Municipalities of Greenville, Monson, Shirley and Willimantic to Form a School Administrative District" (H. P. 186) (L. D. 278) 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. 186, L. D. 278, Bill, "An Act to Authorize the Municipalities of Greenville, Monson, Shirley and Willimantic to Form a School Administrative District".

Amend said Bill by striking out paragraph 3 and inserting in place thereof the following paragraph:

'Whereas, there is a vital need for safe and adequate school facilities in the municipalities; and'

Further amend said Bill by adding 2 new paragraphs immediately preceding the Emergency Clause to read as follows:

'Nothing contained in this act shall be construed to limit the number of times that the within-named municipalities may make application to the Maine School District Commission, nor shall the authority heretofore granted to the Maine School District Commission under this act be limited to any specified number of times for the Commission to authorize the within-named municipalities to act on the formation of a school administrative district.

The authority granted under this act shall not extend beyond December 15, 1960.'

Committee Amendment "A" was adopted and the Bill assigned for third reading tomorrow.

Passed to Be Engrossed

Mrs. Hanson from the Committee on Education on Bill "An Act to Authorize Jackman and Moose River to Form a School Administrative District" (H. P. 141) (L. D. 197) 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. 141, L. D. 197, Bill, "An Act to Authorize Jackman and Moose River to Form a School Administrative District."

Amend said Bill by striking out paragraph 3 and inserting in place thereof the following paragraph:

'Whereas, there is a vital need for safe and adequate school facilities in the municipalities; and'

Further amend said Bill by adding 2 new paragraphs immediately preceding the Emergency Clause to read as follows:

'Nothing contained in this act shall be construed to limit the number of times that the within-named municipalities may make application to the Maine School District Commission, nor shall the authority heretofore granted to the Maine School District Commission under this act be limited to any specified number of times for the Commission to authorize the within-named municipalities to act on the formation of a school administrative district.

The authority granted under this act shall not extend beyond December 15, 1960.'

The SPEAKER: The Chair recognizes the gentleman from Moscow, Mr. Cahill.

Mr. CAHILL: Mr. Speaker, under suspension of the rules I now move that this item 14, and item 15 too, now receive their third reading and be passed to be engrossed.

The SPEAKER: The Chair will advise the gentleman that he will have to defer his motion until the House

has acted upon the adoption of Committee Amendment "A".

Thereupon, Committee Amendment "A" was adopted and, on motion of Mr. Cahill of Moscow, under suspension of the rules, the Bill was given its third reading, passed to be engrossed as amended and sent to the Senate.

Passed to Be Engrossed

Mr. Rowe from the Committee on Education on Bill "An Act to Authorize the Municipalities of Bingham, Brighton Plt., Caratunk Plt., Moscow, Pleasant Ridge Plt., The Forks Plt. and West Forks Plt. to Form a School Administrative District" (H. P. 139) (L. D. 195) 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. 139, L. D. 195, Bill, "An Act to Authorize the Municipalities of Bingham, Brighton Plt., Caratunk Plt., Moscow, Pleasant Ridge Plt., The Forks Plt., and West Forks Plt. to Form a School Administrative District."

Amend said Bill by striking out paragraph 3 and inserting in place thereof the following paragraph:

'Whereas, there is a vital need for safe and adequate school facilities in the municipalities; and'

Further amend said Bill by adding 2 new paragraphs immediately preceding the Emergency Clause to read as follows:

'Nothing contained in this act shall be construed to limit the number of times that the within-named municipalities may make application to the Maine School District Commission, nor shall the authority heretofore granted to the Maine School District Commission under this act be limited to any specified number of times for the Commission to authorize the within-named municipalities to act on the formation of a school administrative district.

The authority granted under this act shall not extend beyond December 15, 1960.'

Committee Amendment "A" was adopted.

On motion of Mr. Cahill of Moscow, under suspension of the rules, the Bill was given its third reading, passed to be engrossed as amended and sent to the Senate.

Mr. Cote from the Committee on Legal Affairs on Bill "An Act to Change the Title of Road Commissioner of the Town of Kittery and to Enlarge his Duties" (H. P. 359) (L. D. 518) 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. 359, L. D. 518, Bill, "An Act to Change the Title of Road Commissioner of the Town of Kittery and to Enlarge His Duties."

Amend said Bill by striking out in the 4th line thereof the words "be responsible for" and inserting in place thereof the following words: 'supervise under the direction of the selectmen of the town'.

Further amend said Bill by striking out in the 5th line thereof the following words "so-called Admiralty Village Sewage System" and inserting in place thereof the words 'town-owned sewer systems'.

Further amend said Bill in the last line by striking out the following: "under the direction of the selectmen of Kittery".

Committee Amendment "A" was adopted and the Bill assigned for third reading tomorrow.

Mr. Trumbull from the Committee on Legal Affairs on Bill "An Act relating to Amount of Property Held by West Oxford Agricultural Society" (H. P. 307) (L. D. 454) 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. 307, L. D. 454, Bill "An Act Relating to Amount of Property Held by West Oxford Agricultural Society."

Amend said Bill by inserting in the 8th line thereof after the underlined word "annual", the underlined word 'net'.

Committee Amendment "A" was adopted and the Bill assigned for third reading tomorrow.

The SPEAKER: At this time the Chair would request the gentleman from Auburn, Mr. Wade, to serve as Speaker pro tem.

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

Passed to Be Engrossed

Bill "An Act Suspending Taxes on Certain Cases of Sardines" (S. P. 86) (L. D. 158)

Bill "An Act relating to Inactive Bank Accounts" (S. P. 130) (L. D. 325)

(Later Tabled and Assigned)

Bill "An Act relating to Temporary Fish and Game Wardens and Warden Commissions to Permanent Employees of Fish and Game Department" (H. P. 85) (L. D. 132)

Bill "An Act relating to Survivor Benefits and Budget Estimates under Maine State Retirement System" (H. P. 217) (L. D. 308)

Bill "An Act relating to Special Town Meetings in Kittery" (H. P. 248) (L. D. 359)

Resolve in favor of the Town of Howland (H. P. 107) (L. D. 163)

Resolve Regulating Fishing in Washington Pond, Knox County (H. P. 110) (L. D. 165)

Resolve Regulating Fishing in Crystal Pond, Knox County (H. P. 111) (L. D. 166)

Resolve Regulating Fishing in Jackson Pond, Piscataquis County (H. P. 112) (L. D. 167)

Resolve Regulating Taking of Smelts in Center Brook, Piscataquis County (H. P. 194) (L. D. 286)

Resolve Prohibiting the Use of Live Fish as Bait in B Pond, Piscataquis County (H. P. 197) (L. D. 289)

Resolve Regulating Fishing in Moosehead Lake, Piscataquis County (H. P. 200) (L. D. 292)

Resolve Regulating Fishing in Sawyer Pond, Piscataquis County (H. P. 201) (L. D. 293)

Resolve Regulating Fishing in the West Branch of Pleasant River, Piscataquis County (H. P. 202) (L. D. 294)

Resolve in favor of C. A. Mason of Gorham (H. P. 280) (L. D. 847)

Resolve Regulating Fishing in Lily Lake, Washington County (H. P. 289) (L. D. 436)

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

Amended Bills

Bill "An Act relating to Taking Land for Public Access Sites to Merrymeeting Bay" (H. P. 86) (L. D. 133)

Bill "An Act Regulating Taking of Alewives in Town of Orland" (H. P. 123) (L. D. 178)

Resolve Opening Messalonskee Stream, Kennebec County, to Ice Fishing (H. P. 36) (L. D. 56)

Resolve to Increase Retirement Benefit of Clyde P. Walker of Stratton (H. P. 46) (L. D. 66)

Resolve Regulating Fishing in Dead Pond, Washington County (H. P. 152) (L. D. 229)

Resolve Regulating Fishing in Peep Lake, Washington County (H. P. 153) (L. D. 230)

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

At this point, Speaker Edgar returned to the rostrum.

SPEAKER EDGAR: The Chair would like to thank the gentleman from Auburn, Mr. Wade, for his excellent services.

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

Emergency Measure Tabled and Assigned

An Act relating to the Municipal Borrowing (S. P. 252) (L. D. 584)

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

(On motion of Mr. Edwards of Raymond, tabled pending passage to be enacted and specially assigned for tomorrow.)

Passed to Be Enacted

An Act relating to Compensation of Trustees of Poland Ministerial Fund (H. P. 167) (L. D. 241)

Resolve to Reimburse Town of Oakfield for Aid to Family of Leo Cote (H. P. 2) (L. D. 11)

Resolve in favor of Robert H. Anderson of Falls Church, Virginia (H. P. 25) (L. D. 226)

Resolve in favor of Town of Bethel for Aid to Charles F. Cone (H. P. 26) (L. D. 227)

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

Orders of the Day

The SPEAKER: The Chair now lays before the House the first tabled and today assigned matter on page seven of the day's calendar, House Report "Ought not to pass" of the Committee on Transportation on Bill "An Act relating to Initial Motor Vehicle Number Plates", House Paper 227, Legislative Document 317, tabled on February 11 by the gentleman from Bowdoinham, Mr. Curtis, pending acceptance of the Committee Report; and the Chair recognizes that gentleman.

Mr. CURTIS: Mr. Speaker and Members of the House: This bill is to try to get some taxes without any paying of tax thereto. Some of the states have already enacted such a law and New Hampshire has it and it brings in considerable amount of money painlessly. In other words, it simply provides that if anyone wants to have their initials put on their number plate by paying an extra five dollars they can do so. There will be probably some evidence presented that this is pretty rough on the State Police, they won't be able to find out who they are or where they come from, but that is not true. What we propose in this bill or what has been proposed is that they will be properly marked, and they will be easily identified. In New Hampshire they did start out with just your initials and then when you had somebody else's same initials why you might run into some confusion, but we propose to put an amendment on

this provided the bill is accepted in place of the report and it will be so provided so there won't be any trouble whatsoever for anyone telling or distinguishing between the number plate on anyone's car.

Now this bill brought in some fifty or sixty thousand dollars the first year in New Hampshire. I understand it doesn't bring in quite so much now, but inasmuch as it would be dedicated, this money is to be dedicated to driver education and I believe that there is a bill, in going through the hopper, that will be presented soon for driver education whereby it is going to cost the State a lot of money and it seems to me that if we can painlessly get thirty-five or forty or fifty thousand dollars by someone who wants to have their initials put on their number plate why we should go along with it. I move that we substitute the Bill for the Report.

The SPEAKER: The gentleman from Bowdoinham, Mr. Curtis, moves that the Bill be substituted for the "Ought not to pass" Report.

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

Mr. DUMAIS: Mr. Speaker and Members of the House: On that Committee when we heard this bill here there was no one who could sway us as to why we should do that. First of all our plates will expire in 1962, the present plates that we have now, which would mean making all new plates. It would mean that we would require new dies to cast. That is secondary. In the first place if you have noticed cars from Connecticut, cars from New Hampshire and cars from other states where they have these numbers, one fellow is "Bud" and he has his number on there, "Bud". The other one is HJK and he has that on there, and it would make a problem for the police officials to trace all these numbers whereas now we have a nice private plate. It is all numbered and I personally think that when we came out with this report we had studied it right through, we had kept it on the table for a few days and talked it over, and we came to the opinion that this bill was uncalled for. It was just a fantasy of somebody who wanted to add his name on the number plates. I would move the acceptance

of the "Ought not to pass" Report, and ask for a division.

The SPEAKER: The Chair must advise the gentleman that there already is a motion before the House to substitute the Bill for the Report.

The Chair recognizes the gentleman from Rumford, Mr. Aliberti.

Mr. ALIBERTI: Mr. Speaker, I am very much opposed to this bill, and the Chief of Police of Rumford also asked me to oppose this bill. I think it isn't just a question of one die, if you have three initials it is a question of some seventy-eight dies for the three different sets of initials they will want to go on there, and if there are four it would be an additional twenty-six more, and it wouldn't be too ridiculous to state that perhaps next year somebody probably might want to come in and want to put stripes on the license plate to determine a particular faction. We are getting to the initial stage now. I would very much oppose the bill as it stands.

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

Mr. HAUGHN: Mr. Speaker, the sponsor of this bill, the gentleman from Waterville, Mr. Coyne, and myself appeared before this Committee on this particular bill and I think it was brought out very clearly to the Committee for their thinking that the main issue in this was a selfish move to a certain degree of one mailing service company in the State of Maine which issues a license plate book which supplies the service throughout the State and I think that condition could be remedied by being broken down in the book itself rather than opposition to this bill. It seems that when they issue a book it is issued for the whole state. If they broke it down in counties as far as that book publisher goes he could correct the wrong which he believes is being done to him through this measure.

Secondly I want to state that the State of Maine would receive roughly fifty to sixty thousand dollars as expressed by the gentleman from Bowdoinham, Mr. Curtis, and here we are trying to get revenue for this State without putting taxes on. I don't think we can overlook that

issue. Also as far as the plates go, it has been pointed that they will probably temporarily have a few plates they couldn't very quickly give a description of or who the owners might be, but that will be of such small minority that I don't believe that particular issue is too much at stake right now because your State Police have teletype which is rapidly developed throughout the State, they have radios and other means of communication, and as far as your Secretary of State's office being closed after certain hours, you can obtain that information from your State Police. If they were to issue the particular thing daily to the State Police they will have their full catalog so at a moment's notice they could check it, and we are hollering for driver education. We are spending vast amounts now with no returns coming in as far as financial aid to the State on the expenditures, and if this bill should be accepted in preference to the Committee Report, I would certainly like to offer an amendment earmarking this to driver education similar to New Hampshire. We have found it has not worked a hardship in other states that do have it at the present time. We found that the State of Massachusetts got so great in numbers that they had to revert to letters now. We find too that four years ago this same bill was before us. We found two years later it was before us. Last session we did pass this particular bill in this House and it was rejected by the unmentionable body. We had a ham bill which cross fired, came though the other body into us, we rejected it here, they cross-fired. Now this particular bill will take care of the aims of both of those bills which were presented to us last session, and I think that this thing should be given a little more consideration rather than just say once again to accept the Committee Report.

I have full confidence and faith in that Committee; they acted on what they believed was the evidence presented to them in good faith and I have the highest regards for all members of that Committee, but I do say that the selfish motive here opposing this bill is more the fact of one particular mailing service.

Now in the interest of the public in general that is at stake and the additional fees which will be charged, remember there is a five dollar additional fee to be charged over and above regular registration. As far as the plates expiring, it was due to expire in 1960 as I understand it. They have now in their wisdom from the Departmental regulations which seem to be prevailing the past three or four years on what the Legislature might interpret the form to mean, they interpret it to mean they put the departmental regulations above and bring out what they want done. I think it is time we took the bull by the horns and let the Legislature decide what is to be done and then to administer the laws passed by these bodies, and I say once again I will endorse the gentleman from Bowdoinham, Mr. Curtis, and hope his motion prevails.

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

Mr. CALL: Mr. Speaker, I rise on a point of information to the House, and it is immaterial to me whether this bill passes or not, but I think from information I have received in the past, I met a person who had one of these plates and there is an honor system to it. You have to go so many years in the State of Connecticut without a motor vehicle violation before you can enter into that classification with a plate with letters on it, and it runs for a period of five years, so I think if this bill does pass it will have to be amended with that purpose in mind.

The SPEAKER: The Chair recognizes the gentleman from Waterville, Mr. Coyne.

Mr. COYNE: Mr. Speaker and Members of the House: When I introduced this measure, I saw merit in it. I still do see merit in the measure, and it didn't set well when I read in the newspapers that it was interesting but impractical. Now if it is impractical, the other states that have enacted it are not dispensing with it, and if we are going to shy away from income of fifty or sixty thousand dollars simply because it requires a little effort on the part of the Department, I think it is time we made a change.

The SPEAKER: Is the House ready for the question? The question before the House is the motion of the gentleman from Bowdoinham, Mr. Curtis, with respect to Bill "An Act relating to Initial Motor Vehicle Number Plates", House Paper 227, Legislative Document 317, that the Bill be substituted for the "Ought not to pass" Report. A division has been requested. Will those who favor substituting the Bill for the Report please rise and remain standing until the monitors have made and returned the count.

A division of the House was had. Twenty-seven having voted in the affirmative and ninety-four having voted in the negative, the motion did not prevail.

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

The SPEAKER: The Chair now lays before the House the second tabled and today assigned matter, Bill "An Act relating to Fishing for White Perch", House Paper 88, Legislative Document 135, tabled on February 18 by the gentleman from Moscow, Mr. Cahill, pending his motion to reconsider adoption of House Amendment "A".

Thereupon, Mr. Cahill of Moscow withdrew his motion, the Bill was passed to be engrossed as amended and sent to the Senate.

The SPEAKER: The Chair now lays before the House the third tabled and today assigned matter, House Report "Ought not to pass" of the Committee on Retirements and Pensions on Resolve Providing for a State Pension for Jeanne L. Lebrun of Lewiston, House Paper 122, Legislative Document 177, tabled on February 19 by the gentleman from Lewiston, Mr. Cote, pending acceptance of the Report.

Thereupon, on motion of the same gentleman, the "Ought not to pass" Report was accepted and sent up for concurrence.

The SPEAKER: The Chair now lays before the House the fourth tabled and today assigned matter, House Report "Ought to pass" of the Committee on Transportation on Bill "An Act relating to School Bus Operators", House Paper 329, Leg-

islative Document 476, tabled on February 19 by the gentleman from Bridgton, Mr. Haughn, pending acceptance of the Report.

Thereupon, on motion of Mr. Choate of Hallowell, the Bill and Report were retabled pending acceptance of the Report and specially assigned for Tuesday, March 3.

On motion of Mr. Brown of Cape Elizabeth, the House voted to reconsider its action whereby Bill "An Act relating to Temporary Fish and Game Wardens and Warden Commissions to Permanent Employees of Fish and Game Department", House Paper 85, Legislative Document 132, was passed to be engrossed earlier in today's session.

On further motion of the same gentleman, the Bill was tabled pending passage to be engrossed and specially assigned for Thursday, March 5.

(Off Record Remarks)

The SPEAKER: On the record, at this time the Chair would like to appoint the Committee which will be in charge of arrangements for the regular Welcome Back Day in the Legislature. For the benefit of the new members who know nothing of this, it is customary during each session of the Legislature to have one day devoted to honoring all former legislators who come back and visit with us on that day.

To the Committee to be in charge of these arrangements, the Chair will appoint the following: As Chairman, the gentleman from Freeport, Mr. Crockett, the gentleman from Bangor, Mr. Stanley, and the gentlewoman from Rumford, Miss Cormier.

(Off Record Remarks)

On motion of Mr. Dodge of Guilford,

Adjourned until ten o'clock tomorrow morning.