

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

Wednesday, March 4, 1959

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

Prayer by the Rev. Mr. George Perry of Augusta.

The journal of yesterday was read and approved.

Papers from the Senate

From the Senate:

Bill "An Act Creating a Committee to Study Establishment of Vocational Facilities for the Mentally Ill and Retarded" (S. P. 226) (L. D. 970)

Bill "An Act Creating a Committee to Study Establishment of a Residential Treatment Center for Emotionally Disturbed Children" (S. P. 227) (L. D. 971)

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 relating to Reapportionment of School Directors of School Administrative Districts" (S. P. 345) (L. D. 972)

Came from the Senate referred to the Committee on Education.

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

From the Senate:

Bill "An Act Permitting Injured Employee under Workmen's Compensation Act to Choose Physician from Panel Named by Employer" (S. P. 346) (L. D. 973)

Came from the Senate referred to the Committee on Labor.

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

From the Senate:

Bill "An Act relating to Duties of State Liquor Inspectors" (S. P. 348) (L. D. 975)

Came from the Senate referred to the Committee on Liquor Control.

In the House, referred to the Committee on Liquor Control in concurrence.

From the Senate:

Bill "An Act Increasing Fees for Plumbing Permits" (S. P. 347) (L. D. 974)

Came from the Senate referred to the Committee on Public Health.

In the House, referred to the Committee on Public Health in concurrence.

From the Senate:

Bill "An Act Increasing Salary of Secretary of State" (S. P. 349) (L. D. 976)

Came from the Senate referred to the Committee on State Government.

In the House, referred to the Committee on State Government in concurrence.

From the Senate:

Bill "An Act relating to Duties of Municipalities Concerning Dutch Elm Disease" (S. P. 350) (L. D. 977)

Bill "An Act Increasing Salaries of County Commissioners of Lincoln County" (S. P. 351) (L. D. 978)

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.

From the Senate:

Bill "An Act Permitting Paraplegics to Hunt from Stationary Motor Vehicles" (S. P. 357)

Came from the Senate received by unanimous consent and referred to the Committee on Inland Fisheries and Game.

In the House:

The SPEAKER: Does the Chair hear objection to the admission of this bill notwithstanding the cloture rule?

(Cries of "Yes")

The SPEAKER: The Chair does hear objection. The Bill is not admitted.

Senate Reports of Committees Ought Not to Pass

Report of the Committee on Election Laws reporting "Ought not to pass" on Bill "An Act relating to Filling Vacancies on Boards of Registration" (S. P. 32) (L. D. 30)

Came from the Senate read and accepted.

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

Ought to Pass

Report of the Committee on Education reporting "Ought to pass" on Bill "An Act to Authorize the Municipalities of Avon, Kingfield, Madrid, New Portland, Phillips and Strong to Form a School Administrative District" (S. P. 262) (L. D. 675)

Report of the Committee on Judiciary reporting same on Bill "An Act relating to Legal Suits in Name of Assignor" (S. P. 163) (L. D. 384)

Report of same Committee reporting same on Bill "An Act relating to Payments of Bank Accounts of Deceased Persons" (S. P. 168) (L. D. 389)

Report of same Committee reporting same on Bill "An Act relating to Payments to Lincoln County Law Library" (S. P. 189) (L. D. 485)

Report of the Committee on Legal Affairs reporting same on Bill "An Act Providing for Limited Electrician's Licenses for Specific Installations" (S. P. 193) (L. D. 489)

Report of the Committee on Liquor Control reporting same on Bill "An Act relating to Definition of Liquor under Liquor Laws" (S. P. 28) (L. D. 8)

Report of same Committee reporting same on Bill "An Act relating to Excise Taxes on Malt Beverages Sold to Vessels of Foreign Registry" (S. P. 175) (L. D. 419)

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

In the House, the Reports were read and accepted in concurrence, the Bills read twice and tomorrow assigned.

Non-Concurrent Matter

Bill "An Act relating to Survivor Benefits and Budget Estimates under Maine State Retirement System" (H. P. 217) (L. D. 308) which was passed to be engrossed in the House on February 24.

Came from the Senate recommitted to the Committee on Retirement and Pensions in non-concurrence.

In the House: On motion of Mr. Call of Cumberland, the House voted to recede and concur with the Senate.

Non-Concurrent Matter Tabled and Assigned

Bill "An Act Enlarging Territorial Limits of West Paris Village Corporation" (H. P. 619) (L. D. 887) which was referred to the Committee on Legal Affairs in the House on February 24.

Came from the Senate referred to the Committee on Towns and Counties in non-concurrence.

In the House:

The SPEAKER: The Chair recognizes the gentleman from Woodstock, Mr. Whitman.

Mr. WHITMAN: Mr. Speaker, I move that item twenty be tabled until Tuesday of next week. As the sponsor of the bill I feel that I am entitled to the intent of the Senate in their not concurring with our assignment.

The SPEAKER: The gentleman from Woodstock, Mr. Whitman, moves that with respect to Bill "An Act Enlarging Territorial Limits of West Paris Village Corporation", this Bill be tabled and specially assigned for Tuesday of next week pending further consideration. Is this the pleasure of the House?

The motion prevailed and the Bill was so tabled.

Messages and Documents

The following Communication: (H. P. 735)

STATE OF MAINE
BUREAU OF PUBLIC IMPROVEMENTS
AUGUSTA

February 26, 1959

To the Honorable Senate and House of Representatives of the Ninety-ninth Legislature Gentlemen:

In accordance with the provisions of Chapter 14 of the Resolves of 1957, the Bureau of Public Improvements presents the accompanying report on the needs and cost of a State Office Building in Bangor, Maine.

Respectfully submitted,
(Signed) NIRAN C. BATES
Niran C. Bates, Director

The Communication was read and with accompanying Report ordered placed on file and sent up for concurrence.

Petitions, Bills and Resolves Requiring Reference

The following 45 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:

Appropriations and Financial Affairs

Bill "An Act to Authorize a General Fund Bond Issue in the Amount of Five Million Dollars to Provide for School Construction Aid to School Administrative Districts" (H. P. 736) (Presented by Mr. Bragdon of Perham)

(Ordered Printed)

Bill "An Act Appropriating Monies for Municipal Planning Assistance" (H. P. 737) (Presented by Mr. Stanley of Bangor)

(Ordered Printed)

Resolve Appropriating Funds for Crop Reporting Service in Department of Agriculture (H. P. 738) (Presented by Mr. Edmunds of Fort Fairfield)

(Ordered Printed)

Resolve Providing for a Scholarship for Miss Maine (H. P. 739) (Presented by Mr. Stanley of Bangor)

(Ordered Printed)

Sent up for concurrence.

Business Legislation

Bill "An Act relating to Formation and Operation of Mutual Trust Investment Companies under Supervision of Bank Commissioner" (H. P. 740) (Presented by Mr. Linnell of South Portland)

(Ordered Printed)

Sent up for concurrence.

Claims

Resolve Refunding Motor Vehicles Fees to Certain Canadian Residents (H. P. 741) (Presented by Mr. Edmunds of Fort Fairfield by request)

(Ordered Printed)

Sent up for concurrence.

Education

Bill "An Act to Authorize the Municipalities of Farmingdale and Hallowell to Form a School Administrative District" (H. P. 742) (Pre-

sented by Mr. Weston of Farmingdale)

(Ordered Printed)

Sent up for concurrence.

Highways

Bill "An Act Authorizing Construction of Dock in Town of Lincolnville" (H. P. 743) (Presented by Mr. Mathieson of Montville)

(Ordered Printed)

Bill "An Act relating to Duties of Municipalities in Snow Removal and Sanding on County Roads and Third Class Highways" (H. P. 744) (Presented by Mr. Rankin of Southport)

(Ordered Printed)

Bill "An Act relating to Transfer to State of Maine of Portland Bridge, Cumberland County" (H. P. 745) (Presented by Mr. Sanborn of Gorham)

(Ordered Printed)

Sent up for concurrence.

Inland Fisheries and Game

Bill "An Act relating to Open Season on Fur-bearing Animals" (H. P. 746) (Presented by Mr. Hughes of St. Albans by request)

(Ordered Printed)

Bill "An Act relating to Taking Eels for Trapping Purposes" (H. P. 747) (Presented by same gentleman by request)

(Ordered Printed)

Bill "An Act Establishing Limited Open Season on Moose" (H. P. 748) (Presented by Mr. Johnson of Stockholm)

(Ordered Printed)

Sent up for concurrence.

Inland Fisheries and Game and Sea and Shore Fisheries Jointly

Bill "An Act Regulating Commercial Fishing for Smelts" (H. P. 749) (Presented by Mr. Rankin of Southport)

(Ordered Printed)

Sent up for concurrence.

Judiciary

Bill "An Act Providing for Uniform Act for Simplification of Fiduciary Security Transfers" (H. P. 750) (Presented by Mr. Cousins of Bangor)

(Ordered Printed)

Bill "An Act relating to Service of Processes on Nonresident Em-

ployers under Workmen's Compensation Act" (H. P. 751) (Presented by Mr. Cox of Dexter)

(Ordered Printed)

Sent up for concurrence.

Labor

Bill "An Act relating to Reciprocal Benefit Arrangements under Employment Security Law" (H. P. 752) (Presented by Mr. Caswell of New Sharon)

(750 copies Ordered Printed)

Bill "An Act relating to Definition of Wages under Employment Security Law" (H. P. 753) (Presented by Mr. Couture of Lewiston)

(750 copies Ordered Printed)

Bill "An Act relating to Deposit of Self-Insurer Employer under Workmen's Compensation Act" (H. P. 754) (Presented by Mr. Cox of Dexter)

(750 copies Ordered Printed)

Bill "An Act relating to Disqualification of Benefits under Employment Security Law" (H. P. 755) (Presented by Mr. Haughn of Bridgton)

(750 copies Ordered Printed)

Bill "An Act to Permit Supplemental Unemployment Benefits under Employment Security Law" (H. P. 756) (Presented by Mr. Miller of Portland)

(750 copies Ordered Printed)

Bill "An Act relating to Penalties under Employment Security Law" (H. P. 757) (Presented by Mr. Tardiff of Lewiston)

(750 copies Ordered Printed)

Sent up for concurrence.

Legal Affairs

Bill "An Act relating to Business and Recreation on Sunday" (H. P. 758) (Presented by Mr. Stanley of Bangor)

(1,000 copies Ordered Printed)

Bill "An Act Amending the Charter of the City of Augusta" (H. P. 759) (Presented by Mr. Barnett of Augusta)

(Ordered Printed)

Bill "An Act to Clarify Appointments under Charter of City of Augusta" (H. P. 760) (Presented by Mr. Beane of Augusta)

(Ordered Printed)

Bill "An Act relating to Sick Leave for Members of Fire Department of City of Lewiston" (H. P.

761) (Presented by Mr. Cote of Lewiston)

(Ordered Printed)

Bill "An Act relating to Elections and Board of Finance in City of Lewiston" (H. P. 762) (Presented by Mr. Couture of Lewiston)

(Ordered Printed)

Bill "An Act relating to Power to Incur Indebtedness by City of Bath" (H. P. 763) (Presented by Mr. Pert of Bath)

(Ordered Printed)

Bill "An Act to Provide Pensions for Widows and Children of Deceased Public Works Employees of City of Lewiston" (H. P. 764) (Presented by Mr. Tardiff of Lewiston)

(Ordered Printed)

Sent up for concurrence.

Liquor Control

Bill "An Act Permitting Sale of Liquor on Election Days after Polls Close" (H. P. 765) (Presented by Mr. Crockett of Freeport)

(Ordered Printed)

Sent up for concurrence.

Public Utilities

Bill "An Act relating to Crossing of Public Ways by Railroads" (H. P. 766) (Presented by Mr. Haughn of Bridgton)

(Ordered Printed)

Bill "An Act to Protect the Health and Safety of Railroad Employees" (H. P. 767) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act relating to Use of Train Order Line-Ups for Railroad Track Motor Cars" (H. P. 768) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

State Government

Bill "An Act Increasing Compensation for Members of Maine Employment Security Commission" (H. P. 769) (Presented by Mr. Caswell of New Sharon by request)

(Ordered Printed)

Bill "An Act Establishing Minimum Wages of Employees in Public Works by State of Maine" (H. P. 770) (Presented by Mr. Cox of Dexter)

(750 copies Ordered Printed)

Resolve Proposing an Amendment to the Constitution Changing the

Tenure of Office of Legislators to Four-Year Terms (H. P. 771) (Presented by Mr. Dumais of Lewiston) (Ordered Printed)

Resolve Proposing an Amendment to the Constitution as to the Number of Voters Necessary to Approve a Constitutional Amendment (H. P. 772) (Presented by Mrs. Hanson of Lebanon)

(Ordered Printed)

Sent up for concurrence.

Taxation

Bill "An Act Increasing Excise Tax on Malt Liquor Imported into State" (H. P. 773) (Presented by Mr. Hutchinson of Carthage)

(750 copies Ordered Printed)

Bill "An Act Increasing Excise Tax on Telephone Companies" (H. P. 774) (Presented by Mr. Haughn of Bridgton by request)

(Ordered Printed)

Sent up for concurrence.

Towns and Counties

Bill "An Act relating to Indexing of Plans of Townships" (H. P. 775) (Presented by Mr. Beane of Augusta)

(Ordered Printed)

Bill "An Act Increasing Clerk Hire and Salaries of Judge and Recorder of Auburn Municipal Court" (H. P. 776) (Presented by Mr. Berman of Auburn)

(Ordered Printed)

Bill "An Act relating to Expending Aroostook County Funds for Ricker College" (H. P. 777) (Presented by Mr. Edmunds of Fort Fairfield)

(Ordered Printed)

Bill "An Act Increasing Salaries of Certain County Officers of Penobscot County" (H. P. 778) (Presented by Mr. Perry of Hampden)

(Ordered Printed)

Sent up for concurrence.

Transportation

Bill "An Act relating to Weight of Certain Commercial Vehicles" (H. P. 779) (Presented by Mr. Stanley of Bangor)

(Ordered Printed)

Bill "An Act relating to the Inspection of Motor Vehicles" (H. P. 780) (Presented by Mr. Weston of Farmingdale)

(Ordered Printed)

Sent up for concurrence.

Orders

On motion of Mr. Knight of Rockland, it was

ORDERED, that Rev. George Goudreau of Rumford be invited to officiate as Chaplain of the House on Tuesday, March 31, 1959.

On motion of Mr. Crockett of Freeport, it was

ORDERED, that Rev. Zaven Dehanian of the Nazarene Church, Freeport, be invited to officiate as Chaplain of the House on Friday, March 20, 1959.

On motion of Mr. Good of Sebago, it was

ORDERED, that Rev. Earnest E. Eells of the Congregational Church, Sebago, be invited to officiate as Chaplain of the House on Tuesday, April 7, 1959.

On motion of Mr. Hilton of Anson, it was

ORDERED, that Rev. Bruce Bowen of the Federated Church of Norridgewock be invited to officiate as Chaplain of the House on Friday, March 13, 1959.

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

On motion of Miss Cormier of Rumford, it was

ORDERED, that Edward and Ronald Caron of Biddeford be appointed to serve as honorary Pages for today.

The SPEAKER: The Chair will request the Sergeant-at-Arms to escort to their proper places the two honorary Pages for today.

Thereupon, the Sergeant-at-Arms conducted Edward and Ronald Caron, honorary Pages, to their seats on the Floor, amid the applause of the House.

The SPEAKER: The Chair might add that these two Pages are the sons of Representative Caron of the House.

On motion of Mr. Crockett of Freeport, it was

ORDERED, that Friday, March 20, 1959, be designated as "Welcome

Back Day" in the House of Representatives;

AND BE IT FURTHER ORDERED, that all former Speakers of the House, all former members of the House, and all former Officers of the House are hereby extended a cordial invitation to be guests of the House of Representatives of the 99th Legislature in session on that date;

AND BE IT FURTHER ORDERED, that each individual member of the present House be charged with the duty of urging all former House members from his district to avail themselves of the opportunity of returning on "Welcome Back Day" to renew old established friendships;

AND BE IT FURTHER ORDERED, that a Committee consisting of the Speaker and three members of the House be instructed to further the plans for "Welcome Back Day".

Mr. Dodge of Guilford presented the following Order and moved its passage:

WHEREAS, Brownville High School, whose Basketball team is known as "The Railroaders", was winner in the basketball tournament:

BE IT ORDERED, that the members of the House of Representatives extend congratulations to the team and to Brownville High School for their victory in the Class M tournament in the eastern division and wish them well in the future.

BE IT FURTHER ORDERED, that the Clerk of the House be directed to send an attested copy of this Order to the school.

The Order received passage.

(Off Record Remarks)

House Reports of Committees Report on House Order Tabled and Assigned

Mr. Edmunds from the Committee on Rules and Business of the House on House Order Creating a Committee to Investigate Mutual of Omaha Insurance Company reported as follows:

WHEREAS, the percentage of claims denied in proportion to the number of sickness policies written,

on a nation-wide basis, is approximately 8 per cent, and further

WHEREAS, the proportion of claims denied by the Mutual of Omaha in relation to the total number of sickness policies written by that company are entirely consistent percentage-wise with the industry as a whole, and further

WHEREAS, it is the opinion of your committee that adequate machinery for the handling of individual complaints against any insurance company does exist through the State of Maine Insurance Department.

For the foregoing reasons, your committee recommends that the House Order "Creating a Committee to Investigate Mutual of Omaha" should not receive passage.

Report was read.

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

Mr. COUTURE: Mr. Speaker and Members of the House: I feel that I have given sufficient time to any person and any member of this House a certain time to look into it. I tabled it for that purpose at the beginning. Certainly I was asked to transfer this to this Committee and which I had the pleasure to sit with them once.

First, the report that they have had on claims denied, I have been trying to get that type of report for the past two years. I never was able to as a legislator. During the meetings that we had the Commissioner down to the office attending the meetings. Finally, I was kind of glad because they were to get a report of claims denied for the past two years. They asked you for an extension of time for that purpose last week, which was granted to the Committee. But it is very odd that the Committee had that information, but I, as the person that introduced the order, was waiting patiently to see that the Commission got those reports of the past two years, but never was notified anyways at all. I had to pick up the calendar this morning and read on it the Report of the Committee.

The Commission has full reports of claims that were denied, it is a question. Does the Committee have the names of the 177 persons in the State of Maine that were denied claims that I have in my own files,

the time, the letters themselves, and the date that they were denied benefits? Have they got the names that will be turned back to the Commission? I don't know, proving the point that I was not aware of the Commission getting the reports that I had hollered for for close to two years. For some reason or another I was not informed.

And I certainly hope to have a few minutes of my time to go through the reports of the claims given to the Commission by Mutual of Omaha, and find out, at least, if the names that I have of people signing their own letters and giving me their own reports on it, at least if their names were turned in. That would lead me to a little bit of truth, as now they recommend that this order should not receive passage.

On this basis I move that this order and the report of the committee be tabled until March 11, specially assigned to that date, to give me at least a decent break to check what I have been after for two years.

THE SPEAKER: The gentleman from Lewiston, Mr. Couture, moves that the Report of the Committee on Rules and Business of the House be tabled and specially assigned for March 11, pending acceptance of the Report.

The Chair recognizes the same gentleman.

MR. COUTURE: Mr. Speaker, I ask a section.

THE SPEAKER: The gentleman from Lewiston, Mr. Couture, requests a division.

The question before the House is on the motion of the gentleman from Lewiston, Mr. Couture, that the Report of the Committee on Rules and Business of the House be tabled and specially assigned for March 11, pending acceptance.

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

A division of the House was had.

One hundred two having voted in the affirmative and twenty having voted in the negative, the motion prevailed and the Committee Report was tabled pending acceptance and specially assigned for March 11.

Leave to Withdraw

Mr. Brockway from the Committee on Agriculture on Bill "An Act relating to Sale of Kosher Meat and Foods" (H. P. 125) (L. D. 184) reported Leave to Withdraw

Report was read and accepted and sent up for concurrence.

Ought Not to Pass

Mr. Hardy from the Committee on Labor reported "Ought not to pass" on Bill "An Act relating to Employment of Women" (H. P. 210) (L. D. 301)

Mr. Karkos from same Committee reported same on Bill "An Act relating to Employment of Certain Persons" (H. P. 208) (L. D. 299)

Mr. Letourneau from same Committee reported same on Bill "An Act Clarifying the Time of Payment of Wages" (H. P. 161) (L. D. 237)

Mr. Edgerly from the Committee on Retirements and Pensions reported same on Resolve Providing State Pension for Philip Theriault, Jr. of Van Buren (H. P. 563) (L. D. 796)

Mr. Whiting from same Committee reported same on Resolve Increasing Pension for Mrs. Therese Jacques of Van Buren (H. P. 404) (L. D. 588)

Reports were read and accepted and sent up for concurrence.

Ought to Pass in New Draft New Draft Printed

Mr. Dow from the Committee on Public Utilities on Bill "An Act to Incorporate the South Berwick Water District" (H. P. 251) (L. D. 362) reported same in a new draft (H. P. 781) (L. D. 1040) under same title 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. Treworgy from the Committee on Labor reported "Ought to pass" on Bill "An Act relating to Rest Periods for Female Employees" (H. P. 162) (L. D. 238)

Same gentleman from same Committee reported same on Bill "An Act relating to Unfair Wage Agreements" (H. P. 298) (L. D. 445)

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

Mr. Call from the Committee on Retirements and Pensions reported "Ought to pass" on Resolve to Repeal Certain Special Resolve Pensions (H. P. 594) (L. D. 840)

Report was read.

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

Mr. CURTIS: Mr. Speaker and Members of the House: I don't seem to know too much about this bill, perhaps it is perfectly okay, but in the past Legislatures I have had special resolves for people who were in much need, and I would like to ask through the Chair of Mr. Call, the gentleman from Cumberland, or whoever knows more about this, just what it would do to these people who were in need?

The SPEAKER: The gentleman from Bowdoinham, Mr. Curtis, addresses a question through the Chair to the gentleman from Cumberland, Mr. Call, who may answer if he so desires.

Mr. CALL: Mr. Speaker and Ladies and Gentlemen of the House: I will make this as brief as possible. This is just a clarification bill on these resolves, most of them have been removed from resolves to aid to the disabled, aid to the blind, old age assistance and nursing home pool. Nobody has lost anything and it is just a clarification of resolves, that is all. I have talked to very many different members and they are all very much pleased with it.

The SPEAKER: Does the gentleman from Bowdoinham consider his question answered?

Mr. CURTIS: Yes, Mr. Speaker, and I now move that the Resolve receive passage.

Thereupon, the Report was accepted, the Resolve read once and tomorrow assigned.

Ought to Pass with Committee Amendment Indefinitely Postponed

Mr. Miller from the Committee on Labor on Bill "An Act relating to Weekly Benefits for Total Unemployment under Employment Security Law" (H. P. 8) (L. D. 17) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read.

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

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

Mr. WADE: Mr. Speaker, I move that this bill with accompanying papers be indefinitely postponed, and I would like to speak briefly to the motion.

The SPEAKER: The gentleman may proceed.

Mr. WADE: Mr. Speaker and Members of the House: The basic issue here is, shall we change, for this particular period, the maximum total amount of benefits payable to any eligible individual during any benefit year as shown in Column D, Chapter 29, Section 13, Roman Numeral II.

I contend that this change is contrary to the intent of the law, a law which has stood the test of time and was carefully developed as a systematic accumulation of funds during periods of employment from which benefits may be paid for periods of unemployment. An integral part of this plan is what it terms the maximum total amount of benefits payable during any benefit year.

During the years of operation of this law, there have been many people who have exhausted their benefits, and it has been recognized that this law did not offer further assistance for them during that period.

This Bill, L. D. 17, was drawn originally as a thirteen-week extension for the particular period January 1, 1959 to April 1, 1959. By amendment this period has been changed from October 1, 1958 to April 1, 1959. This bill, as amended, is a compromise because it has been amended to four weeks. It is not contended that there is any particular merit in the four weeks as an extension period other than as a compromise. If it is wrong to extend the maximum total benefits by 50 per cent as originally written, it is wrong to extend it by 15 per cent, even though it doesn't cost as much.

Furthermore, we are told that the recent downward trend in the amount of the employment insurance funds can be expected to continue to decline for the rest of 1959,

even without the additional drain of any extension of maximum total benefits for the period ending April 1, 1959.

I believe that any change in the maximum total benefits for this benefit year is contrary to the best interests of the State because of the added burden that it would put upon our Maine industry, which pays the total cost of this employment insurance.

I further believe that any extension of this kind would not be in the best interests of the State because it would tend to counteract the strenuous and very expensive effort that we are making to attract new industry to the State of Maine. I hope my motion to indefinitely postpone does prevail.

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

Mr. COUTURE: Mr. Speaker and Members of the House: I have introduced this piece of legislation in January of 1959 with an emergency clause on it, and also retroactive on the thirteen weeks. And I certainly like to specify my reasons for introducing this bill retroactive for the 13 weeks in case the new members, possibly, in this House are not aware of what happened in the past during the special fall session of 1958.

It may be at this time that the previous speakers feel that it is odd to introduce such a bill which is retroactive. But I would like to specify directly on the Floor here that this same Member has taken the same action that he does now at this time during our special meeting called for that purpose.

Maybe the new members of this House are not aware also of the facts and the towns that were pointed out of what was pending in the future, but regardless of what was pointed out what other states were doing to avoid these conditions that we have existing in this State caused by unemployment.

First, in the hearing of the Labor Committee, I have seen the opponents of the bill appear, and went down as far as saying that there was enough work coming into the State of Maine that they would even have to go to Canada and get help to be able to do it all, that there

will not be enough people in this State for the help that they will need.

Along the line I have heard after that special session the unemployed people in the State of Maine kept on being unemployed up to now. They went on and increased. In the area that I do represent as a representative of Lewiston, only in the office of the City of Lewiston, which includes the City of Auburn and some towns in the area, has now 1,821 claims, and that was dated February 21, 1959. And we have now a total of 9,489 that have exhausted their benefits of a total of 26 weeks. I will bring in the fact that in the area that I am briefly talking about now that there are approximately over 2,300 and some odd that have exhausted their benefits there in Lewiston - Auburn. Going up in the City of Portland. Why I am briefly speaking to you is that this is the truth that was brought out here at the Labor Committee that it was the true words of what was happening to working people of this State. I will name to you office by office down through the list of claims now in their office in areas where there is an average of 700 to 800 a week that do exhaust their benefits, and will also continue to April 1.

You have the office of Augusta here with 786 claims in there. You have the office of Bangor with 2,064 claims at this time, at the time of February 21. At Bath you have 993. At Biddeford you have 1,739. At Calais you have 1,833. At Caribou you have 1,635. At Ellsworth you have 1,087. Lewiston, as I told you, 1,821. Portland, 2,975. Rockland, 1,389. Rumford, 479. Sanford, 678. Skowhegan, 809. Waterville, 964. A total of 19,162 claims in the offices now at this time, not including the 9,489 that have exhausted their benefits. That is not taking care, also, of those that were not covered, by having 4 employees or more which makes in this State now a total of some 35,000 people unemployed.

This leads me to believe that in the past years in the special session that we have lived with it, and I don't think there are any doubts in any member of this House here that there wasn't a true word at that time to protect these people in what they have to go through. This is not

the only state that we are claiming it.

Maybe all of you are aware also that I had a bill to go into the Federal loan for us, to be possibly paid back in 1962, and it came out of the Committee unanimously "Ought not to pass."

We have states that adopted the additional thirteen weeks over their twenty-six, and then when they became entitled for the other thirteen weeks under the Federal loan they also adopted that one too. We have over half of the states in the United States that adopted this, but the State of Maine just stood back as usual, with some 35,000 people unemployed. But as an unnecessary piece of legislation it has been moved for indefinite postponement again.

This emergency was introduced in January because it did exist then with the amount in January there was some 7,000 that had exhausted their unemployment benefits then at that time. As it rolled along up until March it increased to 9,500. Are we to stand here and go against our people again? You might say, why tax the employers. During the time that the employers had a gross fund of \$45,000,000, during the last session of the Legislature, they saw ways to introduce a bill to this session to be entitled to draw down from point nine to point five on their contributions to the unemployment. This bill went through.

In hearing the debate in the Labor hearing, I haven't heard anything else that claimed the unemployment had dropped to 35 million from 45 million. Certainly, they did come out and say that through their last piece of legislation that they had created an increase themselves, when a previous piece of legislation entitled them to drop from point nine but not satisfied with this to point five. They are not leading me to believe from the past that they didn't know what was coming, but they didn't care. I pointed out in the Labor Committee then at that time that those who were really opposing that bill were those that were allowed to drop to point five during the last session from point nine per cent. Three of them have declared themselves that they were paying two point seven. The ones

that hired the most employees were in the line of three and four and they even had an undertaker at that time, they possibly had three or four for some reason voluntarily giving the unemployment benefits for its employees to be able to keep them on the job. There are some of them that were on the point five. Naturally, there are men who will be opposed to this type of legislation. It will be. And you know the reason as much as I do.

But I still feel a responsibility where I am in this House of Representatives for the people in the State of Maine. I feel it is to a certain extent, the responsibility of the people of the House of Representatives and the other branch. We are the people to look forward for them. We are the people that appropriated the amount of money to keep our industrial office open to try to get new industry here and to keep it in our State. I have seen action taken in the past year that would automatically take our key men out of this State completely. If all of our businesses are moving out of this State to give employment in other States that we ignore completely, why spend the money to get new industries here if we can't even supply them with key men because we are losing them by bus loads, and all of you know that. Why? For the reason of unemployment, lack of proper representation during sessions of Legislature, it ignores them completely. While they know that in other states they are looked after, they are certainly looked after. And I could go on and on on this unemployment, but time certainly is limited. I will possibly have a chance to get up on it again, which I am in hopes of. Now, Mr. Speaker and Members of the House: I am certainly hoping that the motion for indefinite postponement of these papers from the Labor Committee will not prevail. And when the vote is taken I ask for a yea and nay vote.

The SPEAKER: The question before the House is the motion of the gentleman from Auburn, Mr. Wade, that this Bill, "An Act relating to Weekly Benefits for Total Unemployment under Employment Security Law" and the Committee Report be indefinitely postponed.

The Chair recognizes the gentleman from Old Orchard Beach, Mr. Plante.

Mr. PLANTE: Mr. Speaker and Ladies and Gentlemen of the House: Although the Committee Report is inadequate, we feel that because of the depressed conditions of unemployment we are seriously under duress to accept the report, realizing that the Legislature is not assuming its full responsibility in the care of the unemployed people, and the economic health of the several communities it represents, I urge you in all fairness to vote against the motion of the gentleman from Auburn, Mr. Wade.

The SPEAKER: The Chair recognizes the gentlewoman from Rumford, Miss Cormier.

Miss CORMIER: Mr. Speaker and Members of the House: Laws are made to govern existing conditions, and when this law was passed originally the State was under full employment. Today conditions are different, and this Committee Report, this unanimous Committee Report, brings out legislation that is not recurring in nature. It is merely an emergency to take care of this situation. It isn't something that is going to be on our books permanently, it is merely a temporary measure. Also, we have been told many times on this Floor that when a unanimous report comes out of a committee we should give it very serious consideration before we refuse to accept it. Consequently, in view of these facts, and in view of the fact also that I am sure that this fund will not be hurt by this appropriation that would be necessary to cover this, I certainly hope that the motion of the gentleman from Auburn, Mr. Wade, will not prevail.

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

Mr. BRIGGS: Mr. Speaker and Members of the House: I speak for the thousands of people that cannot be present here today, and I also speak as an employer. Thousands of workers' benefits have expired and they are unable to secure work. The Federal Government has recognized the need and has urged and passed extension benefits. The unemployed need this money to live on. Their

children need food and clothes. Fuel is needed. I say half a loaf is better than none. I urge that the Committee Report be passed as accepted.

The SPEAKER: The Chair recognizes the gentleman from Biddeford, Mr. Caron.

Mr. CARON: Mr. Speaker and Members of the House: In reference to the legal aspects of this bill I would like to make reference to, we all understand the aspects of the law as deriving from the common law of England. And as the society improves, we must change our laws accordingly. We have at the present time approximately 9,000 people unemployed, and especially in the Biddeford area, over 1,000 and their families, who are presently not receiving any compensation or any checks whatsoever.

Ladies and Gentlemen of this House: It is a serious condition. This should not be handled as any political pros or cons. This should be handled on an individual basis, and each member of this House has a duty to vote for what he thinks is proper for his area and for the people of Maine. Therefore, I hope that the proposal of the gentleman from Auburn, Mr. Wade, does not pass, and that we vote, not by yeas and nays, but by standing before this House, and by a roll call.

The SPEAKER: The Chair would advise the gentleman from Biddeford, Mr. Caron, that a roll call has been requested, which is the same as a ye and nay vote.

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

Mr. JALBERT: Mr. Speaker, I would like to ask some questions of the gentleman from Auburn, Representative Wade, through the Chair, if I may.

The SPEAKER: The gentleman may state his questions.

Mr. JALBERT: Mr. Speaker, the first question is that I would ask the gentleman from Auburn, Representative Wade, to quote figures, comparative figures on the decline of unemployed as compared to last year.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, addresses a question through the Chair to the gentleman from Auburn, Mr.

Wade, who may answer if he chooses.

The Chair recognizes that gentleman.

Mr. WADE: Mr. Speaker, I am not quarreling with anyone on employment figures. I am contending, however, that this bill is not the right way to help it. This is an insurance program, and presumably—

The SPEAKER: The Chair will have to request the gentleman to answer the question or not answer the question, not debate the bill at the moment.

Mr. WADE: Mr. Speaker, I will let my answer stand that I am not debating unemployment figures.

The SPEAKER: Does the gentleman have further questions?

Mr. JALBERT: Mr. Speaker, I didn't get that one answered, I will try this one: I would like to ask the gentleman from Auburn, Mr. Wade, also, if he would quote again figures on his purported claim of a rise of employment in Maine in the future.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, again addresses a question through the Chair to the gentleman from Auburn, Mr. Wade, who may answer if he chooses.

Mr. WADE: Mr. Speaker, members of the Labor Committee have told me that the projected experience of the employment insurance fund for the balance of 1959 will result in a decline in the total amount of funds.

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

Mr. JALBERT: Mr. Speaker, a final question. Do I understand by the remarks made by the gentleman from Auburn, Representative Wade, that the intention is to close the door as far as unemployment benefits are concerned at this present session? Do his remarks indicate that?

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, again addresses a question through the Chair to the gentleman from Auburn, Mr. Wade, who may answer if he so chooses.

Mr. WADE: Mr. Speaker, I have spoken this morning strictly on this bill, and I don't see that other

ills or labor measures are germane to this discussion.

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

Mr. JALBERT: Mr. Speaker and Members of the House: Thank you very much, Mr. Wade, and I assure you that my questions did not in any way intend to be facetious. And this remark I am going to make is not intended to be facetious either. It seems to me that if the advice of the Labor Committee is valued to the extent that you quoted just now, I can hardly see how you can vote against the unanimous Committee Report of the Labor Committee.

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

Mr. STANLEY: Mr. Speaker and Members of the House: I think probably it has been said here today exactly what we are voting upon. We are sent down here as representatives of all of the people, the people of the State of Maine. And when we have our deliberations we should come up with a thing which we think, in our opinion, will be the best thing for all of the people of the State of Maine.

When the unemployment insurance deal was set up, it was set up, as has been mentioned, in a period of full employment. It was set up in case that there would be unemployment some other time, and those things do happen in the general course of events. Today we do have unemployment, and we can thank God that we had this unemployment insurance set up. And it has done a good job.

At the present time there are people who are unemployed, some 9,000, I believe the figure is. That is a small portion, of course, of our people. We hate to see anybody unemployed, but I think taking an insurance program, which is trying to insure our people of having some income when they are unemployed, to make that into something which will benefit those people, and of course, benefit the whole State of Maine, is the wrong way of doing it. I think we should take the positive approach, as the headlines in the paper this morning say that one county of our state is an untidy graveyard. And they are trying to do

something which will build up, do away with that untidy graveyard. That is the type of thing that we should do. It is not by taking this unemployment insurance thing to build up our economy, we should provide checks, paychecks for these people. Certainly, that is what they want, they would be much happier with it, and they would live a lot better if they were working. And that is the type of thing that we should do. I don't think that we should take this unemployment insurance to hit upon to help these people at this particular time.

Having 9,000 people unemployed certainly is an emergency. Well, we could declare an emergency. The Governor of the State could declare an emergency. We have \$450,000 in an emergency fund, which the Governor of the State could use if he saw fit to do it.

At no time since the last special session which we had, when we sat here and debated this same thing, when we were called in to talk about highway matters, and we decreased the amount of money which was spent on the highways, which would have provided jobs for these people who are unemployed, nothing has been said about the emergency until January of this year. And I feel that if these people, who were interested in this thing, were sincerely interested in helping the people of the State of Maine, and making them stronger and, therefore, making this State a stronger State, and a state where more industry would like to come, because they like to come where people are strong, something would have been done about it before now.

Certainly there are places in the laws of the State where our Health and Welfare Department can take care of these people if they are in dire need, we do not have to turn to unemployment insurance, which is contributed to only by the employer. And certainly if we feel that the employer is shirking his duty, some \$58,000,000 has been paid to employees through the Unemployment Insurance Committee in the past, I think, twelve years. So, that is a good deal of money, the employer is not being selfish about this thing in that he doesn't look out for the people who are employed by him.

I just think that this is the wrong way of going at it, that if we want to make a sound economy for the State of Maine, and in that way help all of the people in the State, that we should provide jobs for these people rather than unemployment insurance. I certainly would go along with the motion of the gentleman from Auburn, Mr. Wade.

The SPEAKER: The Chair recognizes the gentleman from Old Orchard Beach, Mr. Plante.

Mr. PLANTE: Mr. Speaker and Ladies and Gentlemen of the House: I would like to set the record straight. The 9,000 which the gentleman from Bangor, Mr. Stanley, spoke about, consists of those who have exhausted their unemployment checks. The number of unemployed is over 35,000. Also, I am amazed at how easy people can say that this is the wrong way, that this isn't the right approach. We keep waiting, when they tell us this, for a specific alternative, an intelligent and practical alternative. But there is none. And the people of Maine are waiting for an intelligent answer here today, and I hope you will let an intelligent conscience be your guide.

The SPEAKER: The Chair recognizes the gentleman from Freeport, Mr. Crockett.

Mr. CROCKETT: Mr. Speaker, I move the previous question.

The SPEAKER: The gentleman from Freeport, Mr. Crockett, has moved the previous question. For the Chair to entertain this motion it must have an expression of the desire for the previous question by at least one-third of the House.

Will those who favor the Chair's entertaining the motion for the previous question please rise and remain standing until the monitors have made and returned the count.

A sufficient number arose.

The SPEAKER: Obviously more than one-third having arisen, the Chair is authorized to entertain the motion.

The question now before the House is, shall the main question be put now? This question is debatable with a time limit of five minutes for each member. The question is, shall the main question be put now?

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

Mr. CURTIS: Mr. Speaker, what do you mean by debatable? In other words, you cannot speak for or against the bill now?

The SPEAKER: The Chair would advise the gentleman that debate on the bill itself is not in order at the moment. Debate on the question as to whether or not debate should be cut off is in order.

Will those who favor the Chair's putting the main question now please say aye; those opposed, no.

A viva-voce vote being taken, the main question was ordered.

The SPEAKER: The main question before the House at this time is the motion of the gentleman from Auburn, Mr. Wade, that Bill "An Act relating to Weekly Benefits for Total Unemployment under Employment Security Law", House Paper 8, Legislative Document 17, and the Committee Report be indefinitely postponed.

A roll call vote has been requested.

For the Chair to order a roll call vote the Chair must have the approval of one-fifth of the members of the House.

Will those who favor a roll call vote please rise and remain standing until the monitors have made and returned the count.

A sufficient number arose.

The SPEAKER: Obviously more than one-fifth having arisen, the Chair is authorized to order a roll call vote.

The Chair will state the question. The question before the House is the motion of the gentleman from Auburn, Mr. Wade, that this Bill and the Committee Report be indefinitely postponed.

If you favor the indefinite postponement of this Bill and Report you will say "Yes" when the Clerk calls your name. If you do not favor the indefinite postponement you will say "No."

The Clerk will call the roll.

Roll Call

YEA — Bacon, Baker, Baxter, Berman, Boone, Bragdon, Brockway, Brown, Bangor; Brown, Cape Elizabeth; Brown, Ellsworth; Call, Carter, Carville, Caswell, Chapman, Gardiner; Chapman, Norway;

Choate, Christie, Clark, Cousins, Cox, Crockett, Danes, Dean, Dodge, Dow, Doyle, Dumaine, Dunn, Earles, Edgerly, Edmunds, Edwards, Stockton Springs; Emmons, Ervin, Frazier, Good, Graves, Hancock, Hanson, Bradford; Hanson, Lebanon; Hardy, Harrington, Heald, Hobbs, Hodgkins, Hughes, Hutchinson, Jewell, Jewett, Jones, Kennedy, Knapp, Knight, Lindsay, Linnell, Maddox, Mathews, Mathieson, Mayo, Monroe, Moore, Morse, Perry, Easton; Perry, Hampden; Philbrick, Pike, Rankin, Rollins, Rowe, Limerick; Sanborn, Shepard, Smith, Exeter; Smith, Falmouth; Stanley, Storm, Treworgy, Trumbull, Turner, Wade, Walter, Weston, Wheaton, Whiting, Whitman, Williams.

NAY — Aliberti, Barnett, Beane, Briggs, Cahill, Caron, Cormier, Cote, Couture, Coyne, Curtis, Cyr, Augusta; Cyr, Fort Kent; Davis, Calais; Davis, Westbrook; Dennison, Desmarais, Dostie, Dudley, Dufour, Dumais, Edwards, Raymond; Gallant, Harris, Haughn, Healy, Hendricks, Hilton, Jacques, Jalbert, Johnson, Karkos, Kellam, Kilroy, Kinch, Lacharite, Lane, Lantagne, Lebel, Lemelin, Letourneau, Maxwell, Nadeau, Pert, Pitts, Plante, Porell, Prue, Reed, Rowe, Madawaska; Russell, Saunders, Tardiff, Walls, Walsh, Warren, Winchenpaw, Young.

ABSENT — Dennett, Hendsbee, Lancaster, Lowery, Miller, Parsons.

Yes 86, No 58, Absent 6.

The SPEAKER: Eighty-six having voted in the affirmative and fifty-eight having voted in the negative, with six absentees, the motion to indefinitely postpone does prevail.

Thereupon, the Report and Bill were indefinitely postponed and sent up for concurrence.

The SPEAKER: At this time the Chair would request the Sergeant-at-Arms to escort the gentleman from Auburn, Mr. Wade, to the rostrum 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 relating to Clerical Assistance for Justices of the Superior Court" (S. P. 100) (L. D. 218)

Bill "An Act Increasing Payments to Hancock County Law Library" (H. P. 246) (L. D. 357)

Bill "An Act to Incorporate Mark-Continental Corporation" (H. P. 274) (L. D. 406)

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

Amended Bill

Bill "An Act to Incorporate the Superior Finance Co." (H. P. 276) (L. D. 408)

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

Mr. Pitts of Harrison offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to H. P. 276, L. D. 408, Bill, "An Act to Incorporate the Superior Finance Co."

Amend said Bill, in the 1st line, by striking out the word "Carle" and inserting in place thereof the word 'Carlton'.

Further amend said Bill, in the 3rd line, by striking out the word "Bagly" and inserting in place thereof the word 'Bagley'.

House Amendment "A" was adopted and the Bill was given its third reading and passed to be engrossed as amended by House Amendment "A" and sent to the Senate.

Passed to Be Engrossed (cont'd.)

Bill "An Act to Incorporate United Finance Corporation" (H. P. 277) (L. D. 409)

Bill "An Act to Incorporate County Finance Corporation" (H. P. 278) (L. D. 410)

Bill "An Act relating to School Bus Operators" (H. P. 329) (L. D. 476)

Bill "An Act to Incorporate the Berwick Finance Company" (H. P. 343) (L. D. 503)

Bill "An Act to Incorporate the Aroostook Finance Corporation" (H. P. 385) (L. D. 568)

Bill "An Act relating to Investment of Certain State Funds" (H. P. 407) (L. D. 591)

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

Tabled

Bill "An Act relating to Weekly Payment of State Officials with Annual Salaries" (H. P. 408) (L. D. 592)

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

The SPEAKER pro tem: The Chair recognizes the gentleman from Bangor, Mr. Cousins.

Mr. COUSINS: Mr. Speaker, this bill was the subject of a small amount of comment yesterday, and I understand the Committee wishes to prepare an amendment but has not done it as yet, and I have been asked to have the bill tabled. I don't know how long it would take to prepare the amendment but I would suggest that we table it for one day.

The SPEAKER pro tem: The gentleman from Bangor, Mr. Cousins, moves that this Bill be tabled unassigned pending passage to be engrossed.

Is this the pleasure of the House?

The motion prevailed and the Bill was so tabled.

Bill "An Act relating to Disposition of Income on Unclaimed Liquidating Dividends" (H. P. 479) (L. D. 697)

Bill "An Act relating to the Investment of State Sinking Funds" (H. P. 505) (L. D. 718)

Bill "An Act relating to Annual Statements of Condition of Foreign Insurance Companies" (H. P. 532) (L. D. 767)

Bill "An Act relating to Annual Statements of Condition of Domestic Mutual Fire Insurance Companies" (H. P. 534) (L. D. 769)

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

Amended Bills

Bill "An Act relating to Location of Maine Maritime Academy" (H. P. 28) (L. D. 48)

Bill "An Act relating to Unsecured Loans of Savings Banks" (H. P. 436) (L. D. 642)

Bill "An Act to Incorporate the Domestic Finance Corporation" (H. P. 517) (L. D. 752)

Resolve in favor of Malcolm M. Salisbury of Bar Harbor (H. P. 345) (L. D. 943)

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

At this point, Speaker Edgar returned to the rostrum.

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.

THE SPEAKER: The Chair would like to thank the gentleman from Auburn, Mr. Wade, for his excellent services as Speaker pro tem.

House at Ease

Called to order by the Speaker.

Emergency Measure Tabled and Assigned

An Act relating to Motor Vehicle Operators' Licenses (S. P. 184) (L. D. 427)

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

(On motion of Mr. Brown of Ellsworth, tabled pending passage to be enacted and specially assigned for Tuesday, March 10.)

Emergency Measure

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

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.

Emergency Measure

An Act to Authorize the Municipalities of Cornish, Hiram, Limerick, Newfield, Parsonsfield and Porter to Form a School Administrative District (H. P. 427) (L. D. 633)

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. 110 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 Authorize the Municipalities of Brownville and Milo to Form a School Administrative District (H. P. 462) (L. D. 680)

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. 115 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.

Passed to Be Enacted

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

Resolve Opening Messalonskee Stream, Kennebec County and Somerset 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 in favor of the Town of Howland (H. P. 107) (L. D. 163)

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

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)

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 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: Under Orders of the Day, the Chair lays before the House the first tabled and today assigned matter at the bottom of page 10 on the calendar, House Report "Ought to pass" of the Committee on Transportation on Bill "An Act relating to Lights on Motor Vehicles Used as School Buses", House Paper 416, Legislative Document 600, tabled on February 26 by the gentleman from Perham, Mr. Bragdon, pending acceptance of the Report; and the Chair recognizes that gentleman.

Mr. BRAGDON: Mr. Speaker and Members of the House: I tabled this bill the other day knowing that there was another bill before the — somewhere, I assume it was in the Transportation Committee, having to do with lights on school buses. Since I tabled it, I have discussed this with some members of that Transportation Committee and we seem to be in accord that this bill should not have further consideration until we know what disposition is to be made of the other bill pertaining to school buses. In view of that fact, I now move that this bill be tabled unassigned until we do know about that.

The SPEAKER: The gentleman from Perham, Mr. Bragdon, moves that Bill "An Act relating to Lights on Motor Vehicles Used as School

Buses" be retabled unassigned pending acceptance of the Committee Report. Is this the pleasure of the House?

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

The SPEAKER: The Chair now lays before the House item number two under tabled and today assigned matters, House Report of the Committee on Election Laws on Bill "An Act Revising Election Laws relating to Registration of Voters and Boards of Registration", House Paper 438, Legislative Document 644, reporting that this bill should be referred to the next Legislature, tabled on March 3 by the gentleman from Lewiston, Mr. Cote, pending acceptance of the Report; and the Chair recognizes that gentleman.

Mr. COTE: Mr. Speaker, I tabled this bill yesterday because the author of the bill was not present. I understand the author of the bill now is sick and won't be in until next week, so I wish to retable it for a week from today.

The SPEAKER: The gentleman from Lewiston, Mr. Cote, moves that Bill "An Act Revising Election Laws relating to Registration of Voters and Boards of Registration" be retabled and specially assigned for one week from today pending acceptance of the Committee Report. Is this the pleasure of the House?

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

The SPEAKER: The Chair now lays before the House the third tabled and today assigned matter, House Report "Leave to Withdraw" of the Committee on Judiciary on Resolve Authorizing Waiver of Certain Requirements to Admit Dorothy M. Rubin of Bath to the General Practice of Law, House Paper 499, Legislative Document 712, tabled on March 3 by the gentleman from Biddeford, Mr. Caron, pending acceptance of the Report.

The Chair recognizes the gentleman from Rockland, Mr. Knight.

Mr. KNIGHT: Mr. Speaker and Members of the House: I speak with the knowledge of Mr. Caron, the gentleman from Biddeford. Mr. Caron is not here. This bill was tabled to obtain further information. That information has been received, and

it is with Mr. Caron's knowledge that I now move that the Committee Report, Leave to Withdraw, be accepted.

The SPEAKER: The gentleman from Rockland, Mr. Knight, moves that the Committee Report, Leave to Withdraw, be accepted. Is this the pleasure of the House?

The motion prevailed.

The SPEAKER: The Chair now lays before the House item number four, Bill "An Act relating to Personnel of State Civil Defense and Public Safety Agency", Senate Paper 120, Legislative Document 270, tabled on March 3 by the gentleman from Auburn, Mr. Wade, pending third reading, and the Chair recognizes that gentleman.

Thereupon, Mr. Wade of Auburn offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to S. P. 120, L. D. 270, Bill, "An Act Relating to Personnel of State Civil Defense and Public Safety Agency."

Amend said Bill by inserting before the enacting clause, the following Emergency Preamble:

'Emergency preamble. Whereas, acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, in order for the State Civil Defense and Public Safety Agency to be eligible for federal assistance under Public Law 85-606, it is necessary to have all positions, other than the director, under the personnel system; and

Whereas, the appropriations for financing Public Law 85-606 have been requested from Congress for the last quarter of this fiscal year and it is necessary that this change in the Civil Defense Act be effective before April 1st in order for the State to participate in the program; and

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

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

'Emergency clause. In view of the emergency cited in the preamble, this act shall take effect when approved.'

House Amendment "A" was adopted and the Bill was given its third reading, passed to be engrossed as amended and sent to the Senate.

The SPEAKER: The House may be at ease and would the gentleman from Bangor, Mr. Cousins, please meet the Clerk of the House at the rear of the Hall of the House?

House at Ease

Called to order by the Speaker.

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

Mr. COUSINS: Mr. Speaker and Ladies and Gentlemen of the House: I hesitate to arise at this time to state what I am going to state, but I feel that I should. There is a bill before this Legislature, L. D. 365, which relates to the annual state excise tax paid by railroad corporations. I am a member of the Taxation Committee. I also am an employee of the Bangor and Aroostook Railroad. There is a rule under the Joint Rules, Rule 17, which reads: "No member shall be permitted to vote on any question in either branch of the Legislature, nor in committee, whose private right, distinct from public interest is immediately involved." As you can see from the reading of that rule, there is a great deal of question whether or not an employee of any organization when a bill concerns that organization is involved personally.

However, in this particular instance with this particular bill, I do feel that I have an interest which is going to result in my asking permission later to disqualify myself from voting on that bill.

I have been an officer of the Company, the Bangor and Aroostook Railroad, but more than that I have been legislative counsel for the Bangor and Aroostook Railroad for three sessions. As legislative counsel I have had a great deal to do with the

formation of policies concerning legislation. On this particular bill I have had a great deal to do with the formation of policies and, as a result, I intend, when the bill comes up before the Committee next week, to refrain from deliberations with that Committee, and when the bill comes up for a vote in this body I intend at that time to ask permission to disqualify myself from voting.

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

Mr. RANKIN: Mr. Speaker, I move the House reconsider its action whereby it referred item 14, Bill "An Act Regulating Commercial Fishing for Smelts", House Paper 749, to the Committees on Inland Fisheries and Game and Sea and Shore Fisheries jointly.

The SPEAKER: Would the gentleman care to speak to this motion?

Mr. RANKIN: Mr. Speaker, perhaps it would be better that I move this bill be tabled until tomorrow morning. I withdraw my motion for reconsideration.

The SPEAKER: The Chair understands the gentleman from Southport, Mr. Rankin, now moves that he table his motion for reconsideration and specially assigns —

Mr. RANKIN: I withdrew my motion for reconsideration.

The SPEAKER: The Chair did not understand that.

Mr. RANKIN: I am sorry I confused you, Mr. Speaker. I now move the bill be tabled until tomorrow morning.

The SPEAKER: The gentleman will have to make a motion of some kind because the matter referred to is not now before the House. If the gentleman would care to move reconsideration —

Mr. RANKIN: I therefore move reconsideration.

The SPEAKER: The Chair understands that the gentleman moves that his motion for reconsideration of item fourteen at the bottom of page 4, be tabled and assigned for tomorrow morning pending passage of his motion.

Is this the pleasure of the House?
The motion prevailed.

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

Mr. CURTIS: Mr. Speaker, would I be in order since we did not have time to make out an order, would I be in order to request that the Clerk through you would make an order in reference to the Committee on Health?

The SPEAKER: If the gentleman wishes to present an order at this time he may move that the rules be suspended and out of order he be permitted to present an order. Does the gentleman make that motion?

Mr. CURTIS: I do.

The SPEAKER: The gentleman makes the motion. Is there objection? The Chair hears none and the gentleman may present his order.

Mr. CURTIS: We aren't going to have time to make the order, but I can read what we want to do.

The SPEAKER: The order must be in writing, Mr. Curtis.

Mr. CURTIS: Thank you.

On motion of the gentleman from Readfield, Mr. Dumaine, the House voted to take from the table the second tabled and unassigned matter, Bill "An Act relating to County Parking Areas", House Paper 324, Legislative Document 471, tabled on February 26 by that gentleman pending passage to be engrossed.

Mr. Dumaine of Readfield then offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to H. P. 324, L. D. 471, Bill, "An Act Relating to County Parking Areas"

Amend said Bill by inserting the following words after the word "lands" in the second line thereof: 'presently owned by a county'.

House Amendment "A" was adopted and the Bill was passed to be engrossed as amended and sent to the Senate.

(Off Record Remarks by Mr. Curtis of Bowdoinham)

On motion of Mr. Whitman of Woodstock,

Adjourned until ten o'clock tomorrow morning.