

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*Ninety-Ninth Legislature*

OF THE

STATE OF MAINE

VOLUME II

1959  
and  
SPECIAL SESSION  
1960

DAILY KENNEBEC JOURNAL

AUGUSTA, MAINE

**HOUSE**

Friday, May 29, 1959

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

Prayer by the Rev. Mr. Robert L. Smith of Augusta.

The journal of yesterday was read and approved.

**Papers from the Senate**

From the Senate: The following Order:

ORDERED, the House concurring that the subject matter of the following Bill, S. P. 37, L. D. 35, "An Act Relating to Workmen's Compensation Insurance" and the subject matter of the following Bill, S. P. 393, L. D. 1137, "An Act Relating to Second Injury Fund and Vocational Rehabilitation under Workmen's Compensation Act" be referred to an interim Committee to study the subject matter and report to the 100th Legislature; said Committee to consist of 5 members, to be appointed by the President of the Senate and the Speaker of the House as follows: 2 members from the Industrial Accident Commission, 1 member from Industry, 1 member from Labor and 1 member from Insurance; and that the sum of \$1000 be allocated from the Legislative Expense Appropriation for the expenses of said Committee (S. P. 502)

Came from the Senate read and passed.

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

**Ought Not to Pass**

Report of the Committee on Taxation reporting "Ought not to pass" on Bill "An Act relating to Definition of Casual Sales under Sales Tax Law" (S. P. 385) (L. D. 1111)

Came from the Senate read and accepted.

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

**Refer to 100th Legislature Interim Committee**

Report of the Committee on Labor on Bill "An Act relating to Workmen's Compensation Insurance" (S. P. 37) (L. D. 35), which was re-

committed reporting that it be referred to the 100th Legislature and that the subject matter be referred to an interim committee for study and recommendations be reported to the 100th Legislature.

Report of same Committee reporting same on Bill "An Act relating to Second Injury Fund and Vocational Rehabilitation under Workmen's Compensation Act" (S. P. 393) (L. D. 1137), which was recommitted.

Came from the Senate with the Reports read and accepted.

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

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

Report of the Committee on Towns and Counties on Bill "An Act relating to Salaries of County Officials and Clerk Hire" (S. P. 386) (L. D. 1112) reporting same in a new draft (S. P. 491) (L. D. 1369) under same title and that it "Ought to pass"

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed as amended by Senate Amendment "A" as amended by Senate Amendment "A" thereto, and Senate Amendments "B", "C" and "D".

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

(On motion of Mr. Desmarais of Sanford, tabled pending second reading and specially assigned for Tuesday, June 2)

**Divided Report**

Majority Report of the Committee on State Government reporting "Ought not to pass" on Resolve Proposing an Amendment to the Constitution for Appointment of Attorney General by the Governor with Consent of the Senate (S. P. 85) (L. D. 157)

Report was signed by the following members:

Messrs. ROSS of Sagadahoc  
HILLMAN of Penobscot  
— of the Senate.

Messrs. WADE of Auburn  
SANBORN of Gorham  
SMITH of Exeter  
DENNETT of Kittery  
— of the House.

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

Report was signed by the following members:

Mr. LESSARD of Androscoggin  
— of the Senate.

Messrs. PLANTE of  
Old Orchard Beach  
BARNETT of Augusta  
COYNE of Waterville  
— of the House.

Came from the Senate with the Minority Report accepted and the Resolve passed to be engrossed as amended by Senate Amendment "A".

In the House: Reports were read.

The SPEAKER: The Chair recognizes the gentleman from Kittery, Mr. Dennett.

Mr. DENNETT: Mr. Speaker, Members of the House: This bill came out of the Committee on State Government with a majority "Ought not to pass" Report. Frankly, and as you can see, it came out upon strict party lines. We who were the Republican members of the Committee did not believe that the Legislature should surrender its prerogatives. The bill now comes from the other body. It has been amended, but its amendment merely strikes out the word "Senate" and places instead the word "Council" to make it workable under our present system. I do not feel that I can retreat one iota in my former stand. I therefore move that this bill and all its accompanying papers be indefinitely postponed, and when the vote is taken, I ask for a division.

The SPEAKER: The gentleman from Kittery, Mr. Dennett, moves that both reports be indefinitely postponed in non-concurrence.

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

Mr. PLANTE: Mr. Speaker and Ladies and Gentlemen of the House: L. D. 157 would simply place as should be, the appointment of the Attorney General in the hands of the Governor with the approval of the Executive Council. It simply places the executive responsibility in its proper place. Certainly the Executive Department is qualified to appoint such an official where it is a quasi-judicial position, and in

parallel if they are qualified to appoint individuals on the Superior and Supreme Court Bench, certainly it is none less parallel that they would be qualified in appointing an individual to serve as an Attorney General. I certainly hope that the motion for indefinite postponement does not prevail so that we may later recede and concur with the other body.

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

Mr. EMMONS: Mr. Speaker, I certainly agree with the gentleman from Kittery, Mr. Dennett. The gentleman from Old Orchard Beach, Mr. Plante, has suggested that this position is a quasi-judicial one. It certainly is to a certain extent. I can see that an Attorney General might be in a position of having to enforce the laws against officers in the Executive Branch. I think it would be very inappropriate that the head of the Executive Branch should appoint the Attorney General, and I hope that the motion to indefinitely postpone does prevail.

The SPEAKER: Is the House ready for the question? A division has been requested. The question before the House is the motion of the gentleman from Kittery, that both Reports be indefinitely postponed in non-concurrence. Will those who favor the motion to indefinitely postpone both reports please rise and remain standing until the monitors have made and returned the count.

A division of the House was had. Sixty-nine having voted in the affirmative and forty-eight having voted in the negative, the motion prevailed and the two Reports and Resolve were indefinitely postponed in non-concurrence and sent up for concurrence.

#### Divided Report

Majority Report of the Committee on State Government reporting "Ought not to pass" on Bill "An Act Increasing Consumer Membership on Maine Milk Commission" (S. P. 312) (L. D. 858)

Report was signed by the following members:

Messrs. ROSS of Sagadahoc  
HILLMAN of Penobscot  
— of the Senate.

Messrs. WADE of Auburn  
 SANBORN of Gorham  
 SMITH of Exeter  
 DENNETT of Kittery  
 — of the House.

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

Report was signed by the following members:

Mr. LESSARD of Androscoggin  
 — of the Senate.

Messrs. PLANTE of Old Orchard Beach  
 BARNETT of Augusta  
 COYNE of Waterville  
 — of the House.

Came from the Senate with the Reports and Bill indefinitely postponed.

In the House: Reports were read. The House voted to concur with the Senate.

#### Non-Concurrent Matter

Bill "An Act Increasing Salary of Members of the Legislature" (H. P. 15) (L. D. 24) which was passed to be engrossed as amended by House Amendment "A" in the House on March 25.

Came from the Senate indefinitely postponed in non-concurrence.

In the House:

On motion of Mr. Haughn of Bridgton, that the House insist and request a Committee of Conference, a viva voce vote being doubted, a division of the House was had.

Seventy-one having voted in the affirmative and thirty-one having voted in the negative, the motion to insist and request a Committee of Conference did prevail.

The SPEAKER: On the disagreeing action of the two branches on Bill "An Act Increasing Salary of Members of the Legislature," the Chair will appoint as the Conferees on the part of the House the gentleman from Bridgton, Mr. Haughn, the gentleman from Belfast, Mr. Rollins, and the gentleman from Lewiston, Mr. Jalbert.

#### Non-Concurrent Matter

Bill "An Act relating to Outdoor Advertising Devices on the Interstate System" (S. P. 401) (L. D. 1169) which was passed to be en-

grossed as amended by Committee Amendment "A" as amended by Senate Amendment "A" thereto, and House Amendment "B" in non-concurrence in the House on May 27.

Came from the Senate with Committee Amendment "A" as amended by Senate Amendment "A" thereto, and House Amendment "B", indefinitely postponed, and the Bill passed to be engrossed as amended by Senate Amendment "B" in non-concurrence.

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

The following Communication:

STATE OF MAINE  
 SENATE CHAMBER

May 28, 1959

Hon. Harvey R. Pease

Clerk of the House of

Representatives

99th Legislature

State House

Sir:

The President of the Senate today appointed the following conferees on the part of the Senate to join in a Committee of Conference on the disagreeing action of the two bodies on

Joint Resolution Memorializing Congress to Equalize Wage Rates between Boston and Kittery-Portsmouth Naval Shipyards (H. P. 913) (L. D. 1287)

Senators: BATES of Penobscot

ROSS of Sagadahoc

LEWIS of Somerset

Respectfully,

(Signed)

CHESTER TO. WINSLOW

Secretary of the Senate

The Communication was read.

The SPEAKER: The Chair recognizes the gentleman from Sanford, Mr. Desmarais.

Mr. DESMARAIS: Mr. Speaker and Members of the House: After reading in the paper about —

The SPEAKER: For what purpose does the gentleman arise?

Mr. DESMARAIS: I want to find out if I can move indefinite postponement of this order.

The SPEAKER: The Chair must advise the gentleman that there is

nothing before the House that can be indefinitely postponed.

Mr. DESMARAIS: Wasn't the Clerk of the House reading the Order from the Senate?

The SPEAKER: The Clerk was reading the communication from the Senate notifying the House that the Senate President had appointed a Committee of Conference, on the Resolution Memorializing Congress.

Mr. DESMARAIS: Then I would be out of order if I would move for the indefinite postponement of this communication?

The SPEAKER: The gentleman would be out of order because at the moment this Memorial is in Conference.

Thereupon, the Communication was ordered placed on file.

#### Orders

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

The SPEAKER: The Chair would announce the appointment of the following conferees on the part of the House on the disagreeing action of the two branches on "Joint Resolution Memorializing Congress to Equalize Wage Rates between Boston and Kittery-Portsmouth Naval Shipyards" House Paper 913, Legislative Document 1287, the gentleman from Kittery, Mr. Dennett, the gentleman from Berwick, Mr. Mathews, and the gentleman from Old Orchard Beach, Mr. Plante.

The Chair would announce the following conferees on the disagreeing action of the two branches on "Joint Order Relative to Directing Legislative Research Committee to Study Insurance Companies," House Paper 852. On the part of the House the Chair will appoint the gentleman from South Portland, Mr. Earles, the gentleman from Fort Fairfield, Mr. Edmunds, and the gentleman from Westbrook, Mr. Davis.

The SPEAKER: Would the gentlewoman from Rumford, Miss Cormier, please approach the rostrum.

(Conference at rostrum)

The SPEAKER: At this time the Chair will advise the House that for

the purpose of both a Republican House caucus and a Democratic House caucus, the House will now recess until ten o'clock. The Democratic caucus will be in room 228 and will the Republican House members please remain in the Hall of the House.

#### After Recess 10:00 A. M.

The House was called to order by the Speaker.

#### House Report of Committee Ought to Pass in New Draft New Draft Printed

Mr. Stanley from the Committee on Appropriations and Financial Affairs on Bill "An Act Making Supplemental Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1960 and June 30, 1961" (H. P. 104) (L. D. 160) reported same in a new draft (H. P. 976) (L. D. 1386) under same title and that it "Ought to pass"

Report was read.

On motion of Mr. Stanley of Bangor, the "Ought to pass" Report was accepted.

Thereupon, the New Draft was given its two several readings and assigned for third reading Tuesday, June 2.

#### Passed to Be Engrossed

Bill "An Act to Provide Expanded Community Mental Health Services" (S. P. 322) (L. D. 898)

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

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

From the Senate: The following Order:

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Monday, June 1, at four o'clock in the afternoon. (S. P. 503)

Came from the Senate read and passed.

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

**Passed to Be Enacted**

An Act Repealing Certain Disqualifications of Benefits under Employment Security Law (H. P. 397) (L. D. 580)

An Act relating to Standards of Quality in Egg Grading Law (H. P. 527) (L. D. 762)

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

An Act Amending the Maine Housing Authorities Act (H. P. 967) (L. D. 1373)

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

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

Mr. HAUGHN: Mr. Speaker, item three, L. D. 1373, An Act Amending the Maine Housing Authorities Act, which is a very important bill for the State of Maine, I do have an amendment I would like to offer and I at this time move under suspension of the rules for the purpose of offering an amendment that we reconsider our action whereby we passed this bill to be engrossed.

The SPEAKER: The Chair understands the gentleman from Bridgton, Mr. Haughn, to move that the House suspend the rules with respect to this item.

Mrs. HENDRICKS: Mr. Speaker?

The SPEAKER: The Chair must advise the gentlewoman that a motion to suspend the rules is not debatable.

The Chair will state the question again. The gentleman from Bridgton, Mr. Haughn, moves that the House suspend the rules so that he may move reconsideration with respect to item number three. The Chair will order a division.

Will those who are in favor of suspending the rules please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Forty-four having voted in the affirmative and fifty-seven having voted in the negative, the motion did not prevail, having failed to obtain the two-thirds necessary.

Thereupon, the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

**Finally Passed**

Resolve Appropriating Moneys to Town of Robbinston for Development of Recreational Areas (S. P. 362) (L. D. 1045)

Resolve Authorizing Aeronautics Commission to Conduct an Augusta-Waterville Airport Survey (S. P. 501) (L. D. 1383)

Resolve Providing Matching Funds for Federal National Defense Education Allotments (H. P. 580) (L. D. 827)

Resolve Providing Funds for a Referral Center at Farmington State Teachers' College for Assistance to Teachers (H. P. 711) (L. D. 1016)

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

**Orders of the Day**

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

Mr. WADE: Mr. Speaker, I would inquire whether L. D. 1384 is in possession of the House?

The SPEAKER: The Chair would advise the gentleman that L. D. 1384, Bill "An Act to Appropriate Moneys for Capital Improvements, Construction, Repairs, Equipment, Supplies and Furnishings for Fiscal Years Ending June 30, 1960 and June 30, 1961 and Authorize a General Fund Bond Issue in the Amount of Six Million Dollars" is in the possession of the House.

Mr. WADE: Mr. Speaker, I now move the House reconsider its action whereby this House yesterday insisted on its former action and asked for a Committee of Conference and I will request a division.

The SPEAKER: The gentleman from Auburn, Mr. Wade, moves that the House now reconsider its action of yesterday whereby the House insisted and requested a Committee of Conference. A division has been requested.

The Chair recognizes the gentlewoman from Falmouth, Mrs. Smith.

Mrs. SMITH: Mr. Speaker, I request a roll call.

The SPEAKER: A roll call has been requested. For the Chair to order a roll call —

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

Mr. PHILBRICK: Mr. Speaker, this is just a question, does not a motion for a reconsideration have to come from the prevailing side?

The SPEAKER: The Chair must advise the gentleman from Bangor, Mr. Philbrick, that the vote in question was a vote that went under the hammer with no voice vote or any recorded vote, and it must be assumed that everyone voted on the prevailing side.

For the Chair to order a roll call, the Chair must have an expression of a desire for a roll call from at least one-fifth of the members present. Will those who desire a roll call on the motion to reconsider, please rise and remain standing until the monitors have made and returned the count.

Thirty members arose.

The SPEAKER: One-fifth having expressed a desire for a roll call, a roll call is ordered.

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

Mr. PHILBRICK: Is it appropriate at this time to say any words in respect to the vote which is about to come up?

The SPEAKER: The gentleman would be in order.

Mr. PHILBRICK: Thank you. I would like to remind the people assembled here that the Republican Party has a grand and glorious tradition and there are many things which we have always done in unity. There is one tradition in particular that I am thinking of in respect to this bill, and that is this: As I understand it, whenever a Republican caucus is held, and a majority comes to a certain conclusion, it has always been the policy that the Republican leaders not only vote with the majority portion of the caucus, but do their utmost to support whatever motion is agreed upon by the majority of the caucus. With that thought, I will sit down. Thank you.

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

Mr. RANKIN: Mr. Speaker, I would remind the gentleman from

Bangor, Mr. Philbrick, that the Republican leaders have stated their position, and if the majority does not choose to follow, that is not the fault of the leaders. Leadership never reverses its decisions in face of a majority. If they are repudiated, then they eventually vanish, but an army that disobeys its officers, is no army at all.

The SPEAKER: The House may be at ease just a moment, there is something wrong with the gong out in the corridor, it is not ringing.

### House at Ease

Called to order by the Speaker.

Mr. Kennedy of Milbridge, who would have voted "no" had he voted, was excused from voting as he paired his vote with Mr. Dudley of Enfield, who was absent but would have voted "yes" were he present.

The SPEAKER: The question now before the House is the motion of the gentleman from Auburn, Mr. Wade, that the House reconsider its action of yesterday whereby it insisted and requested a Committee of Conference on Bill "An Act to Appropriate Moneys for Capital Improvements, Construction, Repairs, Equipment, Supplies and Furnishings for Fiscal Years Ending June 30, 1960 and June 30, 1961 and Authorize a General Fund Bond Issue in the Amount of Six Million Dollars," House Paper 973, Legislative Document 1384. If you favor the motion to reconsider you will say "yes" when your name is called, if you oppose the motion to reconsider, you will say "no." The Clerk will call the roll.

### ROLL CALL

YEA — Aliberti, Barnett, Beane, Boone, Bragdon, Briggs, Cahill, Caron, Clark, Cormier, Cote, Couture, Coyne, Crockett, Cyr, Augusta; Cyr, Fort Kent; Davis, Westbrook; Desmarais, Dostie, Dufour, Dumais, Earles, Edwards, Raymond; Emmons, Frazier, Gallant, Harris, Haughn, Healy, Hendricks, Hendsbee, Hilton, Jacques, Jalbert, Johnson, Karkos, Kellam, Kilroy, Kinch, Knight, Lacharite, Lancaster, Lane, Lantagne, Lebel, Lemelin, Letourneau, Lowery, Maxwell, Miller, Nadeau, Pert, Pike, Pitts,



Plante, Porell, Prue, Rankin, Reed, Rowe, Madawaska; Russell, Saunders, Storm, Tardiff, Wade, Walls, Walter, Warren.

**NAY** — Bacon, Baker, Berman, Brockway, Brown, Cape Elizabeth; Brown, Ellsworth; Call, Carter, Carville, Caswell, Chapman, Gardiner; Chapman, Norway; Choate, Christie, Cousins, Cox, Curtis, Dean, Dennett, Dennison, Dumaine, Dunn, Edgerly, Edmunds, Edwards, Stockton Springs; Ervin, Good, Hancock, Hanson, Bradford; Hanson, Lebanon; Hardy, Harrington, Heald, Hobbs, Hodgkins, Hughes, Hutchinson, Jewell, Knapp, Lindsay, Linnell, Mathews, Mathieson, Mayo, Monroe, Morse, Parsons, Perry, Easton; Philbrick, Rollins, Smith, Exeter; Smith, Falmouth; Stanley, Treworgy, Weston, Wheaton, Whitling, Whitman, Winchenpaw, Young.

**ABSENT** — Baxter, Brown, Bangor; Danes, Davis, Calais; Dodge, Dow, Doyle, Dudley, Graves, Jewett, Maddox, Moore, Perry, Hampden; Rowe, Limerick; Sanborn, Trumbull, Turner, Walsh, Williams.

**EXCUSED** — Kennedy.

Yes 68, No 60, Absent 19, Excused 1.

The **SPEAKER**: Sixty-eight having voted in the affirmative, sixty having voted in the negative with nineteen absent and one excused, the motion to reconsider does prevail.

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

Mr. **WADE**: Mr. Speaker, I now move that the House recede and concur.

The **SPEAKER**: Will the gentleman from Auburn, Mr. Wade, please approach the rostrum.

(Conference at rostrum)

The Chair will declare a ten minute recess and will request the gentleman from Auburn and the gentleman from Kennebunk and the Clerk to meet with the Speaker in the Speaker's office.

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#### Recess

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Called to order by the Speaker.

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

Mr. **CROCKETT**: Mr. Speaker and Ladies and Gentlemen of the House: I now move that the House reconsider its action of yesterday whereby it refused to recede and concur with the Senate. I would state in the vote taken yesterday, I voted on the prevailing side and when the vote is taken, I request a roll call.

The **SPEAKER**: The question before the House is the motion of the gentleman from Freeport, Mr. Crockett, that the House reconsider its action whereby yesterday it refused to recede and concur. The gentleman has requested a roll call.

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

Mr. **LINNELL**: Mr. Speaker, in accordance with the time set forth in the joint order, I now move that we adjourn.

The **SPEAKER**: The gentleman from South Portland, Mr. Linnell, moves that the House adjourn. The Chair will order a division.

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

A division of the House was had.

Fifty-nine having voted in the affirmative and sixty-six having voted in the negative, the motion did not prevail.

Mr. Pike of Lubec, who would have voted "yes" had he voted, was excused from voting as he paired his vote with Mr. Baxter of Pittsfield, who was absent but would have voted "no" were he present.

Mr. Kennedy of Milbridge, who would have voted "no" had he voted, was excused from voting as he paired his vote with Mr. Dudley of Enfield, who was absent but would have voted "yes" were he present.

The **SPEAKER**: The question before the House is the motion of the gentleman from Freeport, Mr. Crockett, — before restating the question, the Chair in order to order a roll call must have the expression of a desire of at least one-fifth of the members present for a roll call. Will those who desire a roll call, please rise and remain standing until the monitors have made and returned the count.

An insufficient number arose.

The SPEAKER: Obviously, less than one-fifth having arisen, a roll call is not ordered. The pending question is the motion of the gentleman from Freeport, Mr. Crockett, that the House reconsider its action of yesterday whereby it refused to recede and concur. The Chair will order a division.

Will those who favor the motion to reconsider the House's previous action whereby it refused to recede and concur, please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Seventy-one having voted in the affirmative and fifty-six having voted in the negative, the motion to reconsider did prevail.

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

Mr. WADE: Mr. Speaker, I move we recede and concur, and I ask for a division.

The SPEAKER: The gentleman from Auburn, Mr. Wade, moves that the House recede and concur, and requests a division. Will those who favor the motion to recede and concur, please rise and remain standing until the monitors have made and returned the count.

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

Mr. WHITMAN: I ask for a roll call.

The SPEAKER: A roll call has been requested. The Chair in order to order a roll call must have an expression of a desire for a roll call from at least one-fifth of the members present. Will those who desire a roll call on the question to recede and concur, 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, a roll call is ordered.

Mr. Pike of Lubec, who would have voted "yes" had he voted, was excused from voting as he paired his vote with Mr. Baxter of Pittsfield, who was absent but would have voted "no" were he present.

The SPEAKER: The question before the House is the motion of the gentleman from Auburn, Mr. Wade, that the House recede and concur.

If you favor the motion to recede and concur, you will answer "yes" when your name is called, if you oppose the motion to recede and concur, you will say "no." The Clerk will call the roll.

### ROLL CALL

YEA — Aliberti, Barnett, Beane, Boone, Bragdon, Briggs, Cahill, Caron, Clark, Cormier, Cote, Couture, Coyne, Crockett, Cyr, Augusta; Cyr, Fort Kent; Davis, Westbrook; Dennison, Desmarais, Dostie, Du-four, Dumais, Earles, Edmunds, Edwards, Raymond; Emmons, Frazier, Gallant, Harris, Haughn, Healy, Hendricks, Hendsbee, Hilton, Hobbs, Jacques, Jalbert, Johnson, Karkos, Kellam, Kilroy, Kinch, Knight, Lacharite, Lancaster, Lane, Lantagne, Lebel, Lemelin, Letourneau, Lowery, Maxwell, Miller, Nadeau, Pert, Pitts, Plante, Porell, Prue, Rankin, Reed, Rowe, Madawaska; Russell, Saunders, Storm, Tardiff, Wade, Walls, Walter, Warren, Whiting.

NAY — Bacon, Baker, Berman, Brockway, Brown, Cape Elizabeth; Brown, Ellsworth; Call, Carter, Carville, Caswell, Chapman, Gardiner; Chapman, Norway; Choate, Christie, Cousins, Cox, Curtis, Dean, Dennett, Dumaine, Dunn, Edgerly, Edwards, Stockton Springs; Ervin, Good, Hancock, Hanson, Bradford; Hanson, Lebanon; Hardy, Harrington, Heald, Hodgkins, Hughes, Hutchinson, Jewell, Jewett, Knapp, Lindsay, Linnell, Mathews, Mathieson, Mayo, Monroe, Morse, Parsons, Perry, Easton; Philbrick, Rollins, Smith, Exeter; Smith, Falmouth; Stanley, Treworgy, Weston, Wheaton, Whitman, Winchenpaw, Yeung.

ABSENT — Baxter, Brown, Bangor; Danes, Davis, Calais; Dodge, Dow, Doyle, Dudley, Graves, Kennedy, Maddox, Moore, Perry, Hampden; Rowe, Limerick; Sanborn, Trumbull, Turner, Walsh, Williams.

EXCUSED—Pike.

Yes 71, No 57, Absent 19, Excused 1.

The SPEAKER: Seventy-one having voted in the affirmative, fifty-seven having voted in the negative, with nineteen absent and one excused, the motion to recede and concur does prevail.

The SPEAKER: At this time the Chair would recognize the presence in the gallery of the House of a group of students from the seventh and eighth grade of the Purchase Street School of Rockland, accompanied by Mrs. Johnson and Mrs. Young. On behalf of the House the Chair extends to you ladies and gentlemen a most cordial and hearty welcome, and we hope you will enjoy and profit by your visit here today. (Applause)

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

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

Mr. KNIGHT: Mr. Speaker, I would inquire if you have in your possession L. D. 1365, "An Act Relieving Children and Certain Relatives of Financial Responsibility in Old Age Assistance, Aid to the Blind and Aid to the Disabled?"

The SPEAKER: The Chair would advise the gentleman that that document is in possession of the House.

Mr. KNIGHT: I would at this time at the request of the sponsor, Mr. Rowe, and also because I have received a copy of a letter from the Department of Health and Welfare, move to reconsider our action whereby we passed this bill to be engrossed, the purpose of this reconsideration being so that Mr. Storm, the Chairman of the Health and Welfare Committee, myself and Mr. Rowe might confer with the Department of Health and Welfare to determine how this job can be done at the least possible expense to the State, and I believe if it is reconsidered, Mr. Storm would then move to table it until Tuesday or Wednesday of next week.

The SPEAKER: The gentleman from Rockland, Mr. Knight, moves the House reconsider its action of yesterday whereby this bill was passed to be engrossed. Will all those who favor the motion to reconsider please say aye; those opposed, no.

A viva voce vote being taken, the motion did prevail.

Thereupon, on motion of Mr. Knight of Rockland, a viva voce vote being taken, the House voted to reconsider its action whereby House Amendment "A" was adopted.

On motion of Mr. Storm of Sherman, the Bill and accompanying papers were tabled pending adoption of House Amendment "A" and specially assigned for Wednesday, June 3.

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

From the Senate: The following Order:

ORDERED, the House concurring, that free additional telephone service be provided for each member of the Senate and House to the number of fifteen (15) calls, of reasonable duration from Augusta to points within the limits of the State of Maine, and that each member of the Senate and House be provided with a card to be certified to by the Secretary of the Senate and Clerk of the House, respectively; charge for this service to be paid to the New England Telephone and Telegraph Company at regular tariff rates (S. P. 504)

Came from the Senate read and passed.

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

The gentleman from Madison, Mr. Hendsbee, was granted unanimous consent to address the House.

Mr. HENDSBEE: Mr. Speaker and Members of the House: It has recently come to my knowledge that a very fine gentleman and friend of mine and many others here is now a patient in the Memorial Hospital in Dover-Foxcroft, and anybody over in that area I would like very much if they could drop in to see him. He is Representative Henry Turner from the Massachusetts Legislature, and he is now a patient at the Memorial Hospital in Dover-Foxcroft recovering from a heart attack sustained while on a fishing trip up here, and I checked with the hospital and he is quite able now to have visitors, so I would appreciate it if anybody is over in that area they would drop in and see Henry, because he is formerly from Maine.

On motion of Mr. Haughn of Bridgton,

Adjourned until four o'clock in the afternoon, Monday, June 1.