

# 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

Thursday, June 4, 1959

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

Prayer by the Rev. Mr. Alfred H. Ives of Gardiner.

The journal of yesterday was read and approved.

### Papers from the Senate

From the Senate: The following Resolution:

#### STATE OF MAINE

In the Year of Our Lord One Thousand Nine Hundred and Fifty-nine

#### JOINT RESOLUTION

WHEREAS, the Kansas State Legislature by appropriate legislation created the Eisenhower Presidential Library Commission for the purpose of obtaining a site for a library building to house the Presidential papers of Dwight D. Eisenhower, of acquiring title to real estate upon which to construct such a library, and for the purpose of receiving donations of money to be used in constructing and equipping such a library; and

WHEREAS, a non-partisan committee, the co-chairmen of which are Governor George Docking of the State of Kansas and Harry Darby, former United States Senator for the State of Kansas, was constituted to offer to the American people opportunities voluntarily to make contributions sufficient to defray the cost (estimated at three million dollars) of constructing and equipping such Eisenhower Presidential Library; and

WHEREAS, it is the objective of such commission and such committee to utilize all citizen donations so voluntarily subscribed to the construction and equipping of such library in Abilene, Kansas, as part of the national memorial to President Eisenhower in said Abilene, already comprising the boyhood home of Dwight David Eisenhower and the Eisenhower Museum; and

WHEREAS, upon completion of the construction of such library, it will be given by the commission in behalf of the American people — as' was done in the case of the

Hoover, Roosevelt and Truman Presidential Libraries — to the Government of the United States of America, to be administered by the National Archives as a research center of wide use, interest and significance; and

WHEREAS, the committee, and its subsidiary committees in each of the several States of the Union and the District of Columbia, are now actively seeking contributions from American citizens throughout the length and breadth of our nation, towards the total cost of the construction and equipping of the library; and

WHEREAS, it has been established that the fair and equitable share of the citizens of the State of Maine towards the national goal of three million dollars is seventeen thousand dollars; and

WHEREAS, the citizens of Maine should have the fullest opportunity to subscribe to and participate in this patriotic undertaking, for the proper preservation and for the use by future generations of the historical papers of Dwight D. Eisenhower, General of the Armies, Supreme Allied Commander in World War II, and President of the United States; now, therefore, be it

RESOLVED, that the Senate and House of Representatives of the 99th Maine Legislature approve and endorse the construction and equipping of an Eisenhower Presidential Library, as part of the national memorial in Abilene, Kansas, such library upon completion to be given by the American people to the nation; and be it further

RESOLVED, that the Senate and House of Representatives of the 99th Maine Legislature hereby bring this patriotic undertaking to the notice of the citizens of Maine in order that each such citizen may have an opportunity to share, by voluntary contribution to the Eisenhower Presidential Library Commission, in the final and successful accomplishment of such patriotic undertaking, in witness of the services of Dwight D. Eisenhower to our nation in time of war and in time of peace (S. P. 506)

Came from the Senate read and adopted.

In the House, the Resolution was read and adopted in concurrence.

**Senate Reports of Committees  
Ought to Pass in New Draft  
Amended  
Passed to Be Engrossed**

Report of the Committee on Appropriations and Financial Affairs on Bill "An Act Creating the Personal Services Adjustment Reserve Fund" (S. P. 313) (L. D. 875) reporting same in a new draft (S. P. 505) (L. D. 1387) under title of "An Act Appropriating Moneys to Effectuate Pay Plan for State Employees" and that it "Ought to pass"

Came from the Senate with the Report read and accepted and the New Draft passed to be engrossed.

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

Mr. Brown of Ellsworth offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to S. P. 505, L. D. 1387, Bill, "An Act Appropriating Moneys to Effectuate Pay Plan for State Employees."

Amend said Bill by inserting after section 2 thereof, the following section:

**'Sec. 2-A. Unclassified Employees not subject to Governor and Council determination.** With respect to unclassified employees whose wage rates are not subject to determination by the Governor and Council, the authority responsible for determining the wage rate of such employees are requested to consider such similar and equitable treatment as they may conclude is appropriate.'

The SPEAKER: The Chair now recognizes the gentleman from Ellsworth, Mr. Brown.

Mr. BROWN: Mr. Speaker, inadvertently some twenty-five unclassified employees were left out of this bill. As the intent of this bill is to put all employees in a position for a raise, this amendment is offered to correct that inconsistency.

The SPEAKER: The question before the House is on the adoption of House Amendment "A".

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

Mr. ALIBERTI: Mr. Speaker and Members of the House: I would like to ask a question of the Chairman of the Appropriations Committee, whether or not this was taken up before his committee or whether or not they have come to any decision on this particular amendment?

The SPEAKER: The gentleman from Rumford, Mr. Aliberti, has addressed a question through the Chair to the Chairman of the Appropriations Committee, who may answer if he chooses, Mr. Stanley.

Mr. STANLEY: Mr. Speaker, the Committee as such has not had a meeting on this particular amendment, but all of the Committee are aware of the fact that we left out these individuals.

The SPEAKER: Does the gentleman consider his question answered?

Mr. ALIBERTI: Yes, now may I ask another question of the same gentleman?

The SPEAKER: The gentleman may.

Mr. ALIBERTI: Is the Chairman of the Appropriations Committee in favor of this additional five thousand—

The SPEAKER: The gentleman from Rumford, Mr. Aliberti, has again addressed a question through the Chair to the gentleman from Bangor, Mr. Stanley, who may answer if he chooses.

Mr. STANLEY: Yes, I am in favor of the amendment.

The SPEAKER: The pending question is on the adoption of the amendment. Is it now the pleasure of the House that House Amendment "A" shall be adopted?

The motion prevailed.

Thereupon, under suspension of the rules, the New Draft was given its third reading, passed to be engrossed as amended and sent to the Senate.

**Ought to Pass  
Amended in Senate  
Tabled Until Later in  
Today's Session**

Report of the Committee on Education reporting "Ought to pass" on Bill "An Act to Make Valid the Incorporation of School Administrative Districts Nos. 1, 2, 3, 4, 5 and 6" (S. P. 285) (L. D. 747)

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

In the House, the Report was read.

(On motion of Mr. Bragdon of Perham, tabled pending acceptance of Report and assigned for later in today's session.)

#### Non-Concurrent Matter

Bill "An Act relating to Clerk Hire, Rental and Expenses of Waterville Municipal Court" (H. P. 525) (L. D. 760)

Which was passed to be engrossed as amended by House Amendment "A" in the House on May 13.

Came from the Senate indefinitely postponed in non-concurrence.

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

#### Non-Concurrent Matter

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 to Authorize a General Fund Bond Issue in the Amount of Six Million Dollars (H. P. 973) (L. D. 1384) which failed passage to be enacted and was ordered placed on file in the House on June 2, and which was passed to be engrossed in concurrence on May 29.

Came from the Senate passed to be engrossed as amended by Senate Amendment "A" in non-concurrence.

In the House:

On motion of Mr. Wade of Auburn, the House voted to recede from its action whereby it placed the Bill on file.

On further motion of the same gentleman, the House voted to recede from its action whereby it passed the Bill to be engrossed.

The SPEAKER: The question now before the House is on the adoption of Senate Amendment "A". Is it the pleasure of the House that Senate Amendment "A" shall be adopted in concurrence?

The motion prevailed.

Mr. Ervin of Houlton presented House Amendment "H" and moved its adoption.

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

HOUSE AMENDMENT "H" to H. P. 973, 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 to Authorize a General Fund Bond Issue in the Amount of Six Million Dollars."

Amend said Bill in CHAPTER A under the caption "**Finance and Administration, Department of**" by striking out the line:

"Renovation—State House 234,000 —"

Further amend said Bill in CHAPTER A under the caption "**State Park Commission**" by striking out the lines:

"**State Park Commission  
Acquisition of Land**

Crescent Beach Land Acquisition 260,600 —"

Further amend said Bill in CHAPTER A under the caption "**State Police**" by striking out the line:

"Addition to Headquarters 148,200 —"

Further amend said Bill by correcting the sub-totals and totals therein affected by the adoption of this amendment.

The SPEAKER: The question now before the House is on the adoption of House Amendment "H".

The Chair recognizes the gentleman from Rumford, Miss Cormier.

Miss CORMIER: Mr. Speaker and Ladies and Gentlemen of the House: Yesterday morning the leadership of my party was asked to meet with the leadership of the majority party of both Houses, and we were asked if we would be willing to go along with a compromise on the bond issue—on the Capital Improvements Construction Bill, and it was the understanding that the Police Headquarters would be stricken out and also the renovations of the State House would be stricken out, and a few other minor changes would be made, but that the Crescent Park would not be stricken from the Capital Improvements Budget. We conceded and were willing to go along. We are willing to honor our agreement that we made yesterday morning,

but since this amendment is contrary to the offer that was made to us, we feel now that we must oppose this amendment and I will move for the indefinite postponement of House Amendment "H."

The SPEAKER: The question now before the House is the motion of the gentlewoman from Rumford, Miss Cormier, that House Amendment "H" be indefinitely postponed.

The Chair recognizes the gentleman from Sebago, Mr. Good.

Mr. GOOD: Mr. Speaker, I would like to point out that the gentleman from South Portland, Mr. Earles, has an amendment on the table, I think, to put this Crescent Beach back in.

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

Mr. WHITMAN: Mr. Speaker, when the vote is taken, I would request a roll call.

The SPEAKER: A roll call has been requested. For the Chair to order a roll call, the Chair must have an expression of the desire for a roll call on the part of at least one-fifth of the members of the House. Will those who desire a roll call please rise and remain standing until the monitors have made and returned the count.

A sufficient number did not arise.

The SPEAKER: Less than one-fifth having arisen, a roll call is not in order. The Chair will order a division.

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

Mr. BRAGDON: Mr. Speaker and Members of the House: I have consistently tried to go along with any agreements that have been made between different groups here in this body, both at this end of the hall, agreements between this end of the Hall and the other end of the hall, and between different factions of this end of the hall. I find it difficult and I think I have to state my position since I signed the majority report of the Committee on Appropriations and Financial Affairs that included all three of these items and I cannot go along with this unless it is entirely in agreement with all factions. I would gladly go along with all two or three, but as

it now stands I must continue to vote as I have voted for the complete faction.

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

Mr. ALIBERTI: Mr. Speaker and Members of the House: I would call to your attention, this Crescent Park area was on a very high priority list for the Bureau of Public Improvements. It was in the \$4,000,000 category.

The SPEAKER: The Chair recognizes the gentleman from Lubec, Mr. Pike.

Mr. PIKE: Mr. Speaker, I am in parliamentary trouble again as usual. I feel very strongly about this Crescent Park thing. I don't feel very strongly about the others. I don't like this business of passing up a chance to take one of the last available pieces of open beach in one of our densely populated areas. I feel so strongly on this Crescent Park thing in that down our way we have a lot of beaches and no people. I can appreciate the position of those people in the west who have a lot of people and are short of public beaches. Unless I can be very clear that this Crescent Beach thing will be put back in, I shall be forced to vote against all these amendments.

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

Mr. MAYO: Mr. Speaker and Members of the House: I would like to point out that it is not only the acquisition of this land that we must look into, but realize that those who will come back here two years from now will be faced with an appropriation of over a half a million dollars to develop it. There is a lot of land in that area over there that could be purchased a lot cheaper than this piece of property that we are discussing, and I think that we should take that into consideration. I will definitely vote against the acquisition of this land.

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

Mr. BRIGGS: Mr. Speaker, during this session I have heard astronomical figures being quoted here from time to time, and I

would like to see the proof of these figures. If the gentleman could please show me where the State will have to pay a half a million dollars to develop this land at this beach, I would be very much interested in it. These figures seem to be thrown out here to scare people and have them vote against bills. I think that from now on when figures are quoted they should be proven.

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

Mr. JALBERT: Mr. Speaker and Members of the House: Referring again to the remarks of the gentleman from Rumford, Miss Cormier, as I understood it, of the reported agreement, would strike out from the Capital Improvements Bill the Police Headquarters, the renovations of the State House, the Civilian Defense warehouse and an Agricultural warehouse. Now I can see no reason why this amendment would be presented which would strike out the police wing and the renovations of the State House which is badly needed and setting the other two as being high on the priority list. We have before us reproduced under 477 the amendment that would strike out the renovations of the State House, the Crescent Park and the Police. On the heels of it will come the amendment of the gentleman from South Portland, Mr. Earles, which would put back Crescent Park.

What I would like to see is the original agreement be given a roll. Consequently I would like to prepare an amendment that would strike out the renovations, the Police and the Agricultural warehouse, the Civilian warehouse, submit that to you, then we can work on these and in order to do that this would have to be tabled. I consequently move that this lie upon the table pending an amendment. I am fully aware of the fact that we would have to act on this when the amendment is ready, I then would — — —

The SPEAKER: The gentleman has made a tabling motion and may not debate further.

For what purpose does the gentleman arise?

Mrs. SMITH: For a question actually, I would consider it.

The SPEAKER: The tabling motion is not debatable and a question does come under the heading of debate.

Mr. JALBERT: Mr. Speaker, the lady from Falmouth, Mrs. Smith, could ask her question, could I temporarily withdraw my motion?

The SPEAKER: The gentleman has withdrawn his motion. The gentleman may state her question.

Mrs. SMITH: Some of the items that the gentleman mentioned are not under consideration as far as this goes, as I understand it, and that is the question.

The SPEAKER: The Chair will declare the House at ease for just a minute. Will the gentleman from Auburn, Mr. Wade, approach the rostrum?

(Conference at rostrum)

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

Mr. WADE: Mr. Speaker and Members of the House: With reference to the agreement that the gentleman from Rumford spoke of, that was part of a proposed plan suggested yesterday by the gentleman from Fort Fairfield, Mr. Edmunds. As it developed, and he worked on it very hard through the day and it developed that that plan was not going to receive sufficient support and it was dropped. I don't feel that inasmuch as that plan is not before us that it is a binding agreement. I therefore hope that we will go along with the various proposals that are before us today and work them out in accordance with our individual consciences, and I don't see how the agreement of yesterday on a proposed plan failed has any bearing on the present situation.

The SPEAKER: Does the gentleman from Lewiston wish recognition?

Mr. JALBERT: Mr. Speaker and Members of the House: I was reminded by the gentleman from Falmouth a moment ago that the program that I was speaking about was not before us. I am certainly aware of that. I know for a fact that she is also aware of the fact that I could talk about the weather if I feel like it or any other member may do so on any bill that is before either she or he, and I know that the agreement, the pur-

ported agreement is what I had stated. I am fully aware of that, but I would like to have an opportunity to vote on that agreement because I feel it was sound. I felt it was sound then. I feel it is sound now, and I know that part of this amendment is absolutely unsound and I know also that in order to present my amendment we would have to act on this one, so I will not move to table. I will go along with the indefinite postponement and then reintroduce the other amendment.

The SPEAKER: The Chair recognizes the gentlewoman from Fal-mouth, Mrs. Smith.

Mrs. SMITH: Mr. Speaker, I would just like to make a few remarks. I am sure that no one intended to deceive anyone else, but I think in all fairness to the great majority of those who in this House of our particular "bloc" if you wish to call it that, knew nothing of any agreement made. We were called into a meeting night before last where no compromise was offered to us, and I would call to your attention, Lucia, that Mr. Williams was there and there was no mention of a compromise made, and we did hear something of the plan of the gentleman from Fort Fairfield, Mr. Edmunds, yesterday morning, but that was not an agreement on our part. I don't accuse anyone of anything. I think it was a misunderstanding. I would like to say this. I would like to see us go along with this amendment as it is, and then take the amendment of the gentleman from South Portland, Mr. Earles, on merits and you vote as you wish. His amendment is here and is available to you, so you will not be in trouble as far as that is concerned.

The SPEAKER: The Chair recognizes the gentleman from Fort Fairfield, Mr. Edmunds.

Mr. EDMUNDS: Mr. Speaker, I would like to just state here for the benefit of the Members of the House that, yes, as an individual I worked yesterday, worked what I thought might be a possible compromise on the Capital Construction Budget I found that the leadership and that the Democratic Party were willing to go part way on a compromise, but I did not find

enough support for that position among the Republican members of the House and I, therefore, dropped it. I certainly don't want to appear as an obstructionist here.

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

Miss CORMIER: Mr. Speaker, I would just like to clarify one or two things. When I speak of a meeting that we were invited to, we were invited by the leadership and we were in meeting with the leadership of both Houses and the leadership of my Party.

The SPEAKER: Would the gentleman from Auburn, Mr. Wade, please approach the rostrum?

(Conference at rostrum)

On motion of Mr. Wade of Auburn,

Recessed for ten minutes.

#### After Recess

Called to order by the Speaker.

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

The SPEAKER: The Chair will state the pending question. The pending question is the motion of the gentlewoman from Rumford, Miss Cormier, that House Amendment "H" be indefinitely postponed.

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

Mr. KELLAM: Mr. Speaker, Members of the House: Several times it has been mentioned that there is other land available in this particular area, and I presume the reference is to Scarborough Beach. I have discussed this matter with people in the Park Department and they say that the beach, Scarborough Beach, would not be practical for a state park; and therefore I think we should rely on their judgment as to whether there is other area available down here and decide solely on whether we do want a beach state park in the State so that the people coming in here and the residents can have a few places to enjoy themselves.

I believe that if it is incumbent upon a parent to provide for his children, it is also the obligation of



the state to make provisions for the future well-being of its citizens. I believe to cut out this to save money merely for the sake of saving money is miserliness, not economy.

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

Mr. JALBERT: Mr. Speaker and Members of the House: Many remarks were made last week wherein it pertained to Crescent Beach. We had the entire bill before us on capital improvements and over one hour was spent in debating the question of Crescent Beach which was merely part of that package. Now as I recall it, the gentleman from Sebago, Mr. Good, during that debate commented upon the fact that a great deal of money had been expended to place the park in his area in the condition that it is in today, it is serving the people in an excellent fashion and it is actually paying off and I am certain that this same program would hold true at Crescent Beach.

And while I am on my feet, as I returned at the sound of the gong, there was placed upon my desk an editorial of today of the Bangor Daily News, and the heading of it is: "How to Lose Friends and Antagonize People." I don't quite see the gist of this being left upon my desk. However, I will state now as far as I am concerned, that the Republican Party in this House has made and broken more agreements than I have got hair on my head. The Republican Party in this House has had more caucuses in one session and during one session than the entire seven terms that I have been here. That is unquestionably their prerogative.

Now if I am to lose friends and antagonize people because I agreed to go along with the program, I plead guilty. I am going right down the line with Governor Clauson's program. I am going right down the line with the excellent leadership of the House of Representatives in my party to the end, and I don't care if you make agreements and break them until September 4, I will still be here and still go right down the line and vote for measures on the merits of the bill and not on personalities.

The SPEAKER: Will the gentleman from South Portland, Mr. Earles, approach the rostrum, please.

(Conference at rostrum)

The SPEAKER: Is the House ready for the question?

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

Mr. EARLES: Mr. Speaker and Ladies and Gentlemen: At this time I wish to offer House Amendment "A" as in able, because I think it is an able amendment, to House Amendment "H", filing number 482, which would in effect reinstate the Crescent Beach acquisition.

The SPEAKER: The gentleman from South Portland, Mr. Earles, offers House Amendment "A" to House Amendment "H" and moves its adoption. The Clerk will read the amendment.

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

HOUSE AMENDMENT "A" to HOUSE AMENDMENT "H" to H. P. 973, 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 to Authorize a General Fund Bond Issue in the Amount of Six Million Dollars."

Amend said Amendment by striking out all of the 2nd paragraph which relates to Crescent Beach Land Acquisition.

The SPEAKER: Does the gentleman wish to speak to his motion?

Mr. EARLES: If I may.

The SPEAKER: The gentleman may proceed.

Mr. EARLES: Mr. Speaker and Ladies and Gentlemen of the House: In the interest of time and conciseness, first I would like to read a few paragraphs from a document that was prepared in 1956 which is designated "A Recreation Plan for Maine." I think there are certain interesting and pertinent paragraphs, and if you will kindly bear with me I would like to read them. This is the introduction to this multi-page proposition and it states as follows: "The great demand for outdoor recreation facilities is reflected in the increasing visitor use and

overcrowding of existing parks. Visitor attendance at all state and federal parks and recreation areas in Maine now exceed one million." This was in 1956. "This is approximately two hundred seventy-five thousand more than it was four years ago. In the State Parks alone which provided outdoor recreation for nearly one half million visitors in 1955, visitor use is increasing at the rate from thirty to forty thousand per year." This is the second paragraph: "People have been turned away in increasing numbers from a growing list of State Parks simply because there was no room for them." The existing park facilities are at maximum. As a matter of fact, the article states that they are in fact over-crowded, and when you have an over-crowded park facility you create serious maintenance problems, problems of operation and the protection problem, and because of the fact there is an evident need for the expansion of facilities and for a new facility.

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

Mr. BRAGDON of Perham: Mr. Speaker, I am under the impression that the gentleman from South Portland is offering an amendment to an amendment which has not been accepted by this House.

The SPEAKER: The Chair would advise the gentleman from Perham that before the main amendment can be acted upon, amendments to the main amendment must be acted on first, and the gentleman is in order.

Mr. EARLES: Each park has a limitation beyond which it cannot endure the normal wear and tear of use, and when this situation is reached you have got to have other facilities, and the Crescent Beach project is just such a project.

Now Crescent Beach is not located in my town, as I indicated the other day. I know the area, I used to swim there. It has a tremendous historical significance. One of the earliest settlers in the area in the State of Maine, the Reverend Jordan, came and settled on so-called Richmond Island. That is a few thousand yards beyond Crescent. There has been attempts over the years to close Crescent Beach. I can remember

as a boy some of the people decided to close it. They put a chain across it and fortunately it was discovered that there was a king's highway and that they could not do so. They could not ignore the public. In recent years I think a great many people, in the southwestern part of Maine particularly, have been conscious of the fact that if they wish to go to a public beach for daytime facilities, for picnicking and swimming and general relaxation and sun bathing that there are very few places that they can actually go to.

A particular federal agency has determined that Crescent Beach is in their opinion the only logical, feasible area left that may be acquired, and this has a history of attempt to acquisition and contrawise an attempt to defeat the thing. People say it will cost two hundred sixty odd thousand dollars just to get the land and then six hundred some odd thousand dollars to implement the facility.

I was telling one of my seatmates, I had a personal experience. A few years ago there was an area of land, only a couple of acres, next to my home and my father thought he would like to buy it, he could pick it up for a couple of thousand dollars, and as wives sometime advise their husbands, she said: "No, save your money." Well now that particular area of two acres has something like, I would say twenty houses and none of them sell for less than \$18,000 to \$20,000 a year. The point I am making is now, that if the State purchases Crescent Beach now that ultimately it will be money in their pocket because if they keep putting off this acquisition the land area available is going to shrink, the footage cost of the area that is left is going to increase, and if the people of the State of Maine do not provide some reasonably acceptable outdoor recreational facilities for people then the vacationists are going elsewhere.

I know, and a number of them have spoken to me, and they say we come in here, you say you have all these natural resources, the murmuring pines, the hemlocks, the serrated coastline, etc., but how do we get to it? Only in a very few instances can we get to it, and in a great many states they don't know

what salt water is and they come up here for salt water as well as lake-side enjoyment, and I think it is imperative for the residents not only of southwestern Maine who immediately will have the opportunity to use it when this thing is implemented but people in other areas of the state can use it and the tremendous pressure load of tourists that come into the southwestern part of Maine, they will also be able to utilize this facility, and if we are going to continue to claim that we are "vacationland" I think we have got to do something to prove it, and I think this is one logical, reasonable, practical way of doing so and I would suggest a division. I would recommend and ask for a division, and I hope when the vote is taken that common sense and long range thinking will prevail and this amendment will be adopted. Thank you.

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

Mr. MILLER: Mr. Speaker, Ladies and Gentlemen of the House: I concur wholeheartedly with the gentleman from South Portland, Mr. Earles. I would like to point out to the members of this Legislature, in a document received by me from the State Park Commission office, I might briefly bring to your attention what this proposed area is.

The State Park Commission is seeking \$260,000 to acquire beach property in the town of Cape Elizabeth known as Crescent Beach. This area consists of approximately 165 acres with 5,400 feet of shoreline and 3,800 feet of usable beach. This area is located on Route 77 and lies between the Two-Lights section and Richmond Island.

In 1941 a Report of the Recess Committee to the 90th Legislature "on the feasibility of acquiring property for the establishment of public bathing beaches and for encouraging the development of the shores and lakes and streams of the state" placed further emphasis on the need for established, publicly owned, salt water beaches, particularly at Crescent Beach.

In 1944 report of "Post - war Planning for the State of Maine" the State Park Commission presented detailed proposals for the acquisition at Crescent Beach. The

National Park Service in 1955 in a document entitled "National Seashore Recreation Area Study" re-emphasized the importance of the Crescent Beach acquisition and stated "This is about the last remaining undeveloped ocean beach area close to Maine's population center, and I strongly emphasize the fact that approximately 39 per cent of the State's population resides within 50 miles of this site and 190,000 people live within 25 miles of this site.

It is also interesting to note that the value of the property under discussion is estimated to have more than doubled since first requested in 1945.

In this report it points out further that when the Park Commission made its first presentation before the Finance and Appropriations Committee, several town officials appeared in opposition to that part of the budget pertaining to Crescent Beach acquisition. This opposition received considerable publicity. Since that time, those in Cape Elizabeth who favor the park have carried on a campaign of public information leading to a public meeting on the evening of February 24th, called for the specific purpose of discussing the proposed Crescent Beach State Park. It is estimated that over 400 people attended this meeting and when a vote was taken of those present as an expression of opinion on the proposed state park 176 voted in favor and 74 voted against, and 7 voted as indifferent. Since that meeting many stories and editorials have appeared in the various papers throughout the state in favor of the State's acquiring Crescent Beach. It goes on to say that our children and their children are bound to have increasing difficulty in getting to enjoy this God-given recreational privilege of spending a day on a beach on the Atlantic Ocean. The jaws of private ownership and "no trespassing" signs are gradually closing in on Maine's coastline and the Park Commission firmly believes that its greater responsibility right now is to see that this last remaining beach area is preserved under the State Park system for future generations, and I hope that when the vote is taken it will go

along with the amendment submitted by the gentleman from South Portland, Mr. Earles.

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

Mr. HEALY: Mr. Speaker, I am finally in here.

Mr. Speaker and Ladies and Gentlemen of the House: Here a little bit ago I was thoroughly confused then. It is clearing up a little now, but the gentleman from Bath, Mr. Mayo, made the suggestion that there was another beach available in Scarborough, but if he knows the owners of that property as I do, they would probably want about \$10,000 a foot for it. I am going to be very brief here. There has been plenty on the records about this thing on Crescent Beach and we are pretty much familiar with the matter, but if there is anything in the State of Maine that we need to assist our economy and to help the young people coming out of the State of Maine to remain here, it is to provide facilities for those people who like to come into the State of Maine and enjoy it. We have no such facilities now. To get out on the beach they need a helicopter, particularly in this area, and Portland, Maine, — I am on the street there occasionally when I am home, whether I get home this summer or not remains to be seen, but out-of-towners will approach you and ask you where you can go to get cooled off on the beach. The only answer I have for them is if you know somebody that owns one of the private estates or you can afford to live in one of the beach hotels or you have some particular friend down there who has a residence, you can get in.

As I said here once before in connection with this matter and it is in the records too that the people will frequently go down maybe to Higgins Beach or one of the places at Prouts Neck thinking that they are safe to go in for a swim, they no more than get into the water and sometimes the cop will be right down there on the beach to pick you up. I had it happen to me. He came down there one time and he had this billy in his hand and I said to him, it was one of

these local keystone coppers there; he had probably just gotten into the uniform, and I asked why he had the billy. Well he says: "Under the law" he says, "I can use the billy," whatever that thing was, "but without it I can't." Evidently he thought I was going to resist him. I had no intention of resisting him, but that is the situation particularly in this area of Portland. There is no place for the people to get out on the beach and there is no place for the local people to get into the water to get cooled off, and I think it is a crying shame that people, I know business people in this area, who are strenuously resisting this thing. They depend on tourists too, and I think it is a shame they are opposed to this proposition of developing Crescent Beach.

I trust that you fine ladies and gentleman all over the State of Maine will in your wisdom vote with your hearts and heads and let us get something started in the State of Maine. We have been static, static, I repeat that, we have been static in this State for too long. Thank you.

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

Mrs. SMITH: Mr. Speaker, I rise to a point of order.

The SPEAKER: The gentlewoman may state her point of order.

Mrs. SMITH: I think I understand it, but I would like to have it cleared up. I would like to point out that we are acting upon a section which has not been deleted from the amendment.

The SPEAKER: The gentlewoman is not stating a point of order if she is asking a question.

Mrs. SMITH: I am asking a question.

The SPEAKER: The Chair will be glad to advise the gentlewoman that we are now acting on an amendment to an amendment.

The gentlewoman may proceed.

Mrs. SMITH: But the amendment that we are acting to does not have Crescent Beach deleted from it. If we pass the amendment that we are acting upon, the amendment of Senator Rogers from the Senate, does not have Crescent Beach deleted from it.

The SPEAKER: The House will be in order. The Chair will state the situation. The House has before it Mr. Ervin's motion, House Amendment "H" which he has offered for adoption. The gentleman from South Portland, Mr. Earles, has offered House Amendment "A" to House Amendment "H." The amendment of Mr. Earles' House Amendment "A" to House Amendment "H" strikes out the second paragraph of House Amendment "H" and the pending question now is the motion of the gentleman from South Portland, Mr. Earles, that House Amendment "A" to House Amendment "H" be adopted.

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

Mr. RANKIN: Mr. Speaker, I arise because I feel that I must. In one of the towns that I represent a similar situation arose. As you know I represent Boothbay, Boothbay Harbor and Southport on one side of the Damariscotta River, and Bristol and South Bristol on the other side and the Island of Monhegan. About a year and a half ago the Town of Bristol which enjoys the use of Pemaquid Beach decided they would like to have the federal government buy it for their use. It was at that time an heirship deal, fifteen people owned it. They found the federal government could give them no priority because unlike Portland my district is small in population, so they came to me and asked me if I would introduce a bill purchasing Pemaquid Beach. They realized it is the only piece of property on which the public may now tread without being guilty of trespassing on private property, and I might add on my side of the water there is no place the public can go. I went and addressed the Pemaquid Area Association. I told them how a bill might be introduced. Because I do not interfere with the affairs of any town in my district, I didn't go very far in urging them to attempt to persuade the State to purchase the property. I did hint that it might be a good idea to buy it before it was lost. Last year the Town of Bristol, which is a town of not much wealth, met at two separate town meetings. At one town meeting they voted to appro-

priate \$25,000 of their own money to buy the beach, and at a second meeting they voted to use \$25,000 more to develop the beach because they realize, the people who sent me here, that our shore property is rapidly vanishing into private hands.

I realize I may offend some of the Party for arising, but let me say that my State comes first; my Party second.

The SPEAKER: The Chair recognizes the gentleman from Cape Elizabeth, Mr. Brown.

Mr. BROWN: Mr. Speaker, as some of you members of the House realize, I have been in a rather peculiar position on this matter. Some of you don't realize the situation as fully as I. You don't realize that at one time South Portland and Cape Elizabeth were one town under the name of Cape Elizabeth. We got rid of them. We have our problems and if we had this beach we would still have a few more, but in spite of the fact that we got rid of these people out in South Portland and we don't like those from Portland too well, we don't want to antagonize them any further and since this matter has had its airing in the newspapers recently, a lot of our people have changed their minds. They feel for the 'hot' people of Portland, and if there is anything they can do to cool them off, it seems as though they are now willing. We may be back here in two years from now or four years from now to try to bleed the State for some money to take care of the problems that this has caused us, but I just with these remarks want to clarify my position. I am going to vote for Mr. Earles' amendment.

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

Mr. MAYO: Mr. Speaker and Members of the House: I must arise to defend my statement I made a little while ago regarding the expenditures in the next biennium which I was accused by the gentleman from Portland, Mr. Briggs. I have just talked with Mr. Manwell of the Parks Planning Department and he estimated in the next biennium you will be asked for \$616,-

800. Mr. Briggs can read this on my desk.

The SPEAKER: The Chair recognizes the gentleman from Sebago, Mr. Good.

Mr. GOOD: Mr. Speaker, Ladies and Gentlemen of the House: I rise in support of the gentleman from Portland, Mr. Miller, also in support of the Amendment "A" to House Amendment "H" and in favor of the acquisition of the Crescent Beach property. I feel that it is a good buy from a real estate point of view. I have also talked with the planner of the Park Department today and he states that in his opinion this property will be self-supporting and should bring in a revenue, a net revenue. He wouldn't estimate what the net revenue was, but after the park is established that it would bring in a net revenue.

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

Mr. HAUGHN: Mr. Speaker, Ladies and Gentlemen of the House: I too want to support the amendment of the gentleman from South Portland, Mr. Earles, and to review the remarks of the gentleman from Bath, Mr. Mayo. I have talked with Mr. Stuart, the Park Director, who gives the final decisions up there around the Park Commission, that they say if they acquired this, it is the potential cost that he has expressed here, not necessarily to be used next year but to get the land now while it is available at minimum cost so if and when the State can and is in a financial position to do so that might be the figures available for that use at that time, not necessarily next biennium.

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

Mr. ALIBERTI: Mr. Speaker and Members of the House: This will be my last fling at this particular subject but I can't resist the temptation of properly calling to the attention of the House the remarks of the gentleman from Bath, Mr. Mayo, who smugly sits in his seat and throws figures around when he is sitting there with Reid State Park which cost the State probably a million dollars and no questions were asked when that come up.

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

Mr. MAYO: Mr. Speaker and Members of the House: I know I have been on my feet twice regarding to this question already and I think I have the privilege of standing up again to defend myself.

The SPEAKER: The Chair will have to get permission of the House for the gentleman.

Mr. MAYO: I ask their permission.

The SPEAKER: Is there objection to the gentleman from Bath, Mr. Mayo, speaking a third time? The Chair hears none and the gentleman may proceed.

Mr. MAYO: I spent five minutes ago out of my seat to receive these figures. I must take the word of Mr. Manwell. I must take the word of Mr. Manwell that this is an estimate for the next biennium.

Now to defend Reid State Park, I think if Mr. Aliberti, the gentleman from Rumford, would check up that Reid State Park land was given to the State of Maine by Mr. Walter Reid at no cost. I think if he will check up on the money that has been spent at Reid State Park, he will be very much surprised how much money has been spent there to develop the beautiful place that we do have down in that area. I would not speak any figures to him on how much it has cost because I do not know exactly, but it is a very, very small amount in comparison to what we are talking about here. I thank you, gentlemen, for the chance to defend myself.

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

Mr. ROLLINS: Mr. Speaker and Members of the House: The gentleman from Sebago, Mr. Good, mentioned real estate, it was a good buy. Well now the State of Maine has progressed into most everything, and I think we might as well go into the real estate business. I am going to support the motion before the House, the amendment of Mr. Earles.

The SPEAKER: Is the House ready for the question? The question before the House is the motion of the gentleman from South Portland, Mr. Earles, that the House

adopt House Amendment "A" to House Amendment "H". The Chair will order a division.

Will those who favor the adoption of House Amendment "A" to House Amendment "H" please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Eighty-three having voted in the affirmative and forty-nine having voted in the negative, House Amendment "A" to House Amendment "H" was adopted.

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

Miss CORMIER: Mr. Speaker, now that the objection has been removed I would withdraw my motion for indefinite postponement.

The SPEAKER: The gentlewoman from Rumford, Miss Cormier, now withdraws her motion for indefinite postponement of House Amendment "H".

The question now before the House is the motion of the gentleman from Houlton, Mr. Ervin, that House Amendment "H" be adopted as amended by House Amendment "A". Is the House ready for the question?

Will those who favor the adoption of House Amendment "H" as amended by House Amendment "A" to House Amendment "H" please say aye; those opposed, no.

A viva voce vote being taken, the motion prevailed.

Mr. Winchenpaw of Friendship offered House Amendment "F" and moved its adoption.

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

HOUSE AMENDMENT "F" to H. P. 973, 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 to Authorize a General Fund Bond Issue in the Amount of Six Million Dollars."

Amend said Bill in CHAPTER A under the caption "Institutional Service, Department of" by striking out from the paragraph entitled "Maine State Prison" the following line:

'Group Therapy (Plans & Site only) 70,000 —'

Further amend said Bill by correcting sub-totals and totals therein affected by the adoption of this amendment.

The SPEAKER: The question now before the House is on the adoption of House Amendment "F".

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

Mr. MILLER: Mr. Speaker, I rise in opposition to the offering of this amendment to take this \$70,000 from the plans. Last summer I spent a day in state prison with Mr. Robbins and at this time I might say that I think that this Mr. Robbins has done a wonderful job of warden down there. He has a great many problems facing him at the state prison and if he has come in here and requested this money, I know that he has come in with a sincere and honest approach and he needs it; otherwise this would not be before us in the Capital Improvements program today, and I hope that the members of this House will vote against striking this \$70,000 from the Capital Improvements fund.

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

Mr. WINCHENPAW: Mr. Speaker, I had hoped there would be no opposition to this amendment because, as you know, Augusta and Thomaston and Warren had bills in here to collect taxes from the State of Maine, and this proposition is outside of the walls of the prison. It concerns a filling station and a dwelling house and the total cost of this thing was \$260,000 and the people of Thomaston are very much opposed to the prison taking over any more taxable property and I feel sure that this would do no harm to the operation of the prison. If it was inside of the wall of the prison, I would not object.

I might explain the therapy part. When I first knew about the prison, the prison had a wood pile. They also had a coal pile. They used to have a rock pile. They still have a very small rock pile, but they have no wood pile or no coal pile any longer, and the idea is to buy this filling station and this dwelling house and tear them down and then later in a further legislature providing we provide the money they would build a therapy building that

would be annexed to the wall of the prison, and this filling station the other day seemed to be doing quite a thriving business. I went by there. It is next to the furniture store that the prison operates, and the prison furniture store sells furniture seven days a week, and I know my constituents down to Thomaston are very much opposed to this. I sincerely tell you that this in no way hampers the operation of the prison because it is outside of the wall of the prison, and it would take these two buildings off of the Thomaston tax list sooner than they should be.

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

Mr. PERT: Mr. Speaker, Ladies and Gentlemen of the House; I sympathize a great deal with the taxpayers of the Town of Thomaston. However, between the election and the convening of the Legislature, I did a little bit of work in traveling around to see some of our state institutions first hand. I think we would be making a serious mistake if we deleted the \$70,000 to give us a start anyway toward this group therapy building down at the prison which I know they badly need.

The SPEAKER: Is the House ready for the question? The question before the House is the motion of the gentleman from Friendship, Mr. Winchenpaw, that the House adopt House Amendment "F".

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

Mr. WINCHENPAW: When the vote is taken, I request a division.

The SPEAKER: A division has been requested.

Will all those who favor the adoption of House Amendment "F" please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Seventy-eight having voted in the affirmative and fifty-five having voted in the negative, the motion prevailed.

Mr. Walsh of Verona offered House Amendment "E" and moved its adoption.

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

HOUSE AMENDMENT "E" to H. P. 973, 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 to Authorize a General Fund Bond Issue in the Amount of Six Million Dollars."

Amend said Bill in CHAPTER A under the caption "**Maine Maritime Academy**" by inserting before the line "Waterproofing and Painting" the words and figure 'Classroom and Corridor \$166,100 —'

Further amend said Bill by correcting the totals therein affected by the adoption of this amendment.

The SPEAKER: The Chair recognizes the gentleman from Verona, Mr. Walsh.

Mr. WALSH: Mr. Speaker and Members of the House: In speaking with Mr. Bates this morning to find out why this classroom building was put in the tenth million bracket instead of in the Class A bracket, there are a good many things that he didn't seem to realize were taking place. Now on April 30, '59 Mr. Flynn, Director of State Fire Prevention, filed this report and sent a copy to Mr. Bates. Now in this report they have two classrooms at the present time in the cellar, and they have two in the open attic on the third floor, and one in the second story of the machine shop building. Now under the new fire code according to Mr. Flynn these classrooms would probably have to be suspended from being used where crowded conditions now exist too even with using these classrooms. Now I asked Mr. Bates if this would have made a difference in the category in which they were listed if this information was available at the first when they were making it up, and he told me that probably it would have, and that it was possible that it might be up — probably would have been up in the Class A group. Now this Academy that we have has got a very high standard throughout maritime circles in the United States. In fact they are the leading one right now, and at the present time this building that we are using is the old Castine Normal School which is probably in the



neighborhood of a hundred years old, and I think this money being spent here is really in very dire need and I hope my amendment receives passage.

The SPEAKER: The Chair recognizes the gentleman from Ellsworth, Mr. Brown.

Mr. BROWN: Mr. Speaker and Members of the House: In Hancock County we have no University of Maine, we have no normal school or we haven't anything of a higher educational school except the Maine Maritime Academy. My area is vitally interested in the welfare of this school and feel that it should have the same chance as the other educational schools. Its buildings are deplorable and the boys have to live in crowded tenement conditions. I hope this House will see fit to help this worthwhile school and vote for this amendment.

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

Mr. WHITMAN: Mr. Speaker and Members of the House: I would agree with the gentleman from Ellsworth, Mr. Brown, that this item should have the same chance as the other schools. I would just like to point out that the item referred to in this amendment is coming from the tenth million which would be included in the bond issue which will be considered at a later date. I also note that among the other items in the bond issue section of the bill are included Farmington State Teachers' College, Fort Kent State Normal School, Gorham State Teachers' College, Washington State Teachers' College, Maine Vocational Institute, University of Maine and various others. I feel that perhaps these others should be considered as well as Castine and perhaps that would be the proper place to discuss the issue. I would just like to point out that if the amendment fails, this item will remain in the group with the other schools and perhaps would be decided at a later date.

The SPEAKER: The Chair recognizes the gentleman from Verona, Mr. Walsh.

Mr. WALSH: I request a division.

The SPEAKER: A division has been requested. Will those who favor the adoption of House Amend-

ment "E" please rise and remain standing until the monitors have made and returned the count.

A division of the House was had. Fifty-one having voted in the affirmative and sixty-five having voted in the negative, the amendment failed of adoption.

Mr. Sanborn of Gorham offered House Amendment "D" and moved its adoption.

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

HOUSE AMENDMENT "D" to H. P. 973, 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 to Authorize a General Fund Bond Issue in the Amount of Six Million Dollars."

Amend said Bill in CHAPTER A under the caption "Gorham State Teachers College" by adding after the line "Water Main (Part A)" the words and figure 'Athletic Field 10,000—'

Further amend said Bill by correcting the totals therein affected by the adoption of this amendment.

The SPEAKER: The Chair recognizes the gentleman from Gorham, Mr. Sanborn.

Mr. SANBORN: Mr. Speaker, Ladies and Gentlemen of the House: Gorham State Teachers' College has never had an athletic field. They have never had the land on which to build a field. About a year ago they acquired additional land and now have room to develop a field. In the past they have used the Gorham High School athletic field. Last year the Town of Gorham voted to build a new high school. The new high school was built on our town athletic field. This spring both Gorham State Teachers' College and Gorham High School had to use out-of-town baseball fields for both practice and for games. To build a complete athletic field for the college would cost between \$40,000 and \$50,000. To bulldoze, level and fill an area suitable for a field will cost about \$10,000. If this Legislature will grant this small amount to start the field, the students themselves will do a lot of the work and there-

fore save a considerable amount of money for the State.

I might also add that the Town of Gorham also plans to build an athletic field before next spring. I sincerely hope you will look favorably on this amendment. The students deserve an opportunity to participate in athletics.

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

Mr. WHITMAN: Mr. Speaker and Members of the House: I hate to repeat myself, but I think perhaps the situation is very much the same. This is another one of the schools that perhaps should be taking their chances along with the others in the latter part of the bond issue discussion. However, I would like to point out that this item, I fail to see it anywhere in the proposed budget. I find in the priority schedule it is not listed in any of the \$12,000,000, it is beyond the priority schedule. I think perhaps we should consider that when we pass on this amendment.

The SPEAKER: The Chair recognizes the gentleman from Gorham, Mr. Sanborn.

Mr. SANBORN: Mr. Speaker, the gentleman is right, it is listed under Division C in the capital improvement budget. Unlike the Maine Maritime Academy, it is not listed in the bond issue at the present time, and I would ask for a division.

The SPEAKER: Is the House ready for the question? The question before the House is the motion of the gentleman from Gorham, Mr. Sanborn, that the House adopt House Amendment "D" and a division has been requested.

Will those who favor the adoption of House Amendment "D" please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Twenty-one having voted in the affirmative and eighty-two having voted in the negative, House Amendment "D" failed of adoption.

Thereupon, 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 to

Authorize a General Fund Bond Issue in the Amount of Six Million Dollars, House Paper 973, Legislative Document 1384, was passed to be engrossed as amended by House Amendment "F", House Amendment "H" as amended by House Amendment "A", and Senate Amendment "A" in non-concurrence and sent up for concurrence.

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

Mr. WADE: Mr. Speaker, I now move that the House insist on the action just taken and ask for a Committee of Conference, and according to Rule 16 of the Joint Rules, I move that so much of Rule 13 be suspended that requires the Committee of Conference to consist of three members, and that a Committee be appointed to consist of five members.

The SPEAKER: The Chair understands the gentleman from Auburn, Mr. Wade, to move that the House insist upon its action whereby it just passed this bill to be engrossed and request a Committee of Conference. Is this the pleasure of the House?

The motion prevailed.

The SPEAKER: The gentleman from Auburn, Mr. Wade, moves that acting under Rule 16, the rules be suspended which apply to that part of Rule 13 which requires a Committee of Conference consisting of three and that instead the House appoint a Committee of Conference of five. Is this the pleasure of the House?

The motion prevailed.

The SPEAKER: On the disagreeing action of the two branches on Legislative Document 1384, the Chair will appoint the following Conferees, the gentleman from Bangor Mr. Stanley, the gentlewoman from Falmouth, Mrs. Smith, the gentleman from Pittsfield, Mr. Baxter, the gentleman from South Portland, Mr. Linnell and the gentleman from Houlton, Mr. Ervin.

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

Mr. WADE: Mr. Speaker, I move that a message be sent to the Senate informing that body of the action taken this morning on 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 to Authorize a General Fund Bond Issue in the Amount of Six Million Dollars."

The SPEAKER: The gentleman from Auburn, Mr. Wade, now moves that a message be sent to the Senate informing that branch of the action taken by the House. Is this the pleasure of the House?

The motion prevailed.

The SPEAKER: The Chair will instruct the Clerk to convey that message to the Senate as soon as the Senate convenes in session.

On motion of Mr. Emmons of Kennebunk

Recessed until two o'clock this afternoon.

#### After Recess 2:00 P.M.

The House was called to order by the Speaker.

The SPEAKER: The House is proceeding under Bills on their passage to be engrossed.

#### Passed to Be Engrossed Amended Bills

Bill "An Act Increasing Salaries of Various Department Heads and Commissions" (S. P. 468) (L. D. 1331)

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

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

SENATE AMENDMENT "A" to S. P. 468, L. D. 1331, Bill, "An Act Increasing Salaries of Various Department Heads and Commissions."

Amend said Bill by inserting after section 6, a new section, as follows:

**Sec. 6-A. R. S., c. 23, Sec. 3, amended.** The 5th sentence of section 3 of chapter 23 of the Revised Statutes, as amended by section 7 of chapter 418 of the public laws of 1957, is further amended to read as follows:

"The other members of the (Highway) commission shall receive \$5,000 per year and shall be appointed for a term of 3 years and any vacancies shall be filled for the unexpired term."

(There is hereby allocated from the

General Highway Fund the sum of \$866 for the fiscal year ending June 30, 1960 and \$1,000 for the fiscal year ending June 30, 1961 to carry out the purposes of this section.)"

Senate Amendment "A" was adopted in concurrence.

Senate Amendment "B" was read by the Clerk as follows:

SENATE AMENDMENT "B" to S. P. 468, L. D. 1331, Bill, "An Act Increasing Salaries of Various Department Heads and Commissions."

Amend said Bill in the next to the last line of subsection II of that part designated "Sec. 7." by striking out the underlined figure "\$9,000" and inserting in place thereof the underlined figure "\$9,450"

Senate Amendment "B" was adopted in concurrence and the Bill was given its third reading.

The SPEAKER: The Chair recognizes the gentleman from Milbridge, Mr. Kennedy.

Mr. KENNEDY: Mr. Speaker, it is with genuine reluctance that I rise in opposition to the enactment of this Bill. I don't like to speak relative to the department heads receiving an increase in salary, I would rather speak to the cost of this bill. Most of these heads of departments and commissions are now receiving anywhere from \$9,000 to \$10,500 per year. As I understand this bill, in adding it up yesterday, in the next biennium the increased cost to the taxpayers of Maine will be \$28,000. Now that does not seem to be very much money, but to be consistent I move that this bill and all its accompanying papers be indefinitely postponed and request a division.

The SPEAKER: The gentleman from Milbridge, Mr. Kennedy, moves that Bill "An Act Increasing Salaries of Various Department Heads and Commissions" and all accompanying papers be indefinitely postponed.

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

Mr. WADE: Mr. Speaker, as House Chairman of the Committee on State Government, I sincerely hope that the motion of the gentleman from Milbridge, Mr. Kennedy, does not prevail. The Committee on

State Government in considering these bills, or there were a number of bills when they were before the Committee, was concerned naturally about any increases in expenses. However, the government of the State of Maine is big business. We have department heads who are carrying on that business for us. We are fortunate in the group of devoted and able public servants that are doing this work at very reasonable salaries. I happen to be in the banking and investment business and it has often been brought home to me that our Bank Commissioner for example who has general supervision of all banks — state banking institutions, trust companies, savings banks, building and loan and various other organizations, a very responsible job, he does a good job at it; but, in that job he is receiving as an amount of total take-home pay just about the same or a little less than the executive secretary of the Maine Association of Mutual Savings Banks. In other words, simply a trade organization of one section of the banking organizations that our Bank Commissioner has general supervision of, a man who protects the interest of the public in the whole realm of banking, receives just about the same amount as the man who has the job of executive secretary of the Maine Association of Mutual Savings Banks. I repeat that I trust the motion of the gentleman will not prevail.

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

Mr. HAUGHN: Mr. Speaker, Ladies and Gentlemen of the House: I want to concur in the remarks made by my good friend from Auburn, Mr. Wade, but I am reluctant to oppose the motion of my good friend from Milbridge, Mr. Kennedy. You and I all know, increased costs of living, to obtain and keep qualified and efficient men in these positions and for future replacements you must have some inducement to compete against private competition of wages paid in those other industries, and if we want to maintain and keep within our State House the most efficient and qualified men, we must have incentive to be able to keep them there, and

I certainly hope that when this motion is taken it does not prevail.

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

Mr. PLANTE: Mr. Speaker and Ladies and Gentlemen of the House: The Committee on State Government reported this bill out unanimously "Ought to pass" but it was only after we had three separate and very lengthy sessions. This was not carelessly drawn up. We spent many hours in drawing it up, and we certainly felt that it would be poor economy not to give a decent salary to department heads that supervise such large expenditures as are given to them, and we certainly hope that this bill will pass and that the motion to indefinitely postpone will not prevail.

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

Mr. ALIBERTI: Mr. Speaker, just to call to the attention of the House this morning we passed, and under suspension of the rules we gave a third reading to item two on page two which was an increase for salaries other than those classified, and now if we pass this one, if we pass this one that we had this morning and do not pass this one, we are very, very inconsistent, I should think. Even though the price tag on the one that was given a third reading this morning is only \$5,000, it is more or less the thought rather than the amount of money that is involved, and I think you get exactly what you pay for. If you expect people who are entrusted with millions of dollars of state funds as heads of departments, you certainly should make their pay commensurate with the responsibility.

The SPEAKER: The Chair recognizes the gentleman from Milbridge, Mr. Kennedy.

Mr. KENNEDY: Mr. Speaker, Ladies and Gentlemen of the House: It is too bad that I must labor under a handicap which I have most every time that I stood on the floor of this House to speak, and I am speaking about the instruments that we speak through. I don't want to belabor this point. I know that I am on the losing side, but I still stand here to be

consistent in my thinking. In my earlier remarks, I did not want to take into account individuals in the state departments that we have here representing the State of Maine. We know we have good men. They are dedicated to a service. They get a fairly good salary as it is now and they have many fringe benefits that some of us will never receive. They have retirement benefits which many would not have, but I am speaking about them now as individuals and I don't want to do that because all I am speaking on is the cost of government continually spiraling upwards, and this \$28,000 increase to me seems an extra burden on the taxpayers or my people.

Now perhaps you can condone this, but I can't. I must vote against it. When we impose a tax of \$28,000 or a million that means that there are more taxes and they must be paid. We must find the revenue somewhere and I am deeply concerned over the continuous increase in taxes to the people of Maine. Each time this Legislature convenes there is a new tax or an extended tax placed upon the people of our State. I can't say much more than that. I am just dedicated to this one purpose and that is to keep the cost of government and the cost of everything down and I don't want to be an obstructionist. I still think that we will get the service. These people that we have in the state departments are dedicated men and women.

The salaries that we raised this morning was for the secretaries and the clerical help and I believe in it. I believe they should have more money, but I am still opposed to extra monies being spent for state purposes. Therefore if I stand here alone on the floor of this House to vote against this, I will be standing alone.

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

Mr. DUDLEY: Mr. Speaker and Members of the House: I want to concur with the gentleman who just spoke, Mr. Kennedy from Milbridge. I too feel that these department heads are very able personnel but I don't think they are indispensable, and I think if this

session keeps dragging on there are some within our midst could even do some of these jobs and be glad to for the pay that they now receive, and I hope that Mr. Kennedy's motion does prevail.

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

Mr. COYNE: As a member of that Committee and a signer also, I want to justify my sentiments by pointing out that we have already lost one department head that was drawing a salary of \$8,000 to a smaller state for an increase in salary. Therefore, I hope that the motion of the gentleman from Auburn, Mr. Wade, does prevail.

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

Mr. WINCHENPAW: Mr. Speaker, it is true that I appeared before the State Government Committee and recommended an increase in one of these department heads' salaries, but we did not have the economy bloc going in good shape then and, if my memory serves me correctly, I haven't had time to check the records because this sort of popped up here, I think we gave most of these department heads a thousand dollar raise last session. It would be a very small matter to check the records, and with the feeling here that we should economize and the feeling that we should go home possibly with no new taxes, I am going to reverse my stand and vote with Mr. Kennedy.

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

Mr. ROLLINS: Mr. Speaker, Ladies and Gentlemen of the House: We thought we had an economy bloc going. I was not and I guess it is quite plain that I am not accepted in it and if you keep on spending money I am going to turn and spend it freely. I can't see any sense in trying to economize here and there and then add on here. The gentleman says the Committee on State Government had three hearings on this bill. They came out with a good bill and we went along with it. Now they want to add something to it. Some years ago, and the gentlemen sitting here in

the House know it, I suggested that you could cut the department heads ten per cent across the board, and we would not lose a one of them, only the Honorable Carl Smith, Commissioner of Agriculture, who had an offer with the Bangor & Aroostook who could pay him more money, and I still stand today with the gentleman from Enfield, Mr. Dudley, that there are plenty of men who could do these jobs. I am not criticizing any of them and I admire them all, but at the same time we have got to economize some way or not economize at all, and I back the motion of the gentleman from Milbridge, Mr. Kennedy.

The SPEAKER: The Chair recognizes the gentleman from Exeter, Mr. Smith.

Mr. SMITH: Mr. Speaker and Ladies and Gentlemen of the House: I want to tell my good friend Mr. Rollins from Belfast, that if I had not had an offer from the Bangor & Aroostook Railroad I should not have stayed in Augusta, and the only reason I stayed here over a year, which was my plan when I came here, was because the war came on and I could not quit from the farm, I had to pay my expenses from the farm out here. Now the only reason I got up here to speak is that I too was a member of that State Government Committee which considered these questions very very carefully. I have seen opportunities here to save a hundred thousand, five hundred thousand dollars in the place and have just as good a government as you have now, but this is not the place to cut to save a few pennies. You put poor men in to head up your departments and that is not the place to cut. If you want to cut ten per cent, cut your appropriations that you supply for these departments. You will still have your operation just the same.

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

Mr. WADE: Mr. Speaker, as House Chairman of the Committee on State Government, I wish to make one point clear in connection with the hearing on this that at the hearing the gentleman from Belfast, Mr. Rollins, appeared in

favor of an increase in salary for one of the department heads.

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

Mr. ROLLINS: Mr. Speaker and Members of the House: I did appear at the hearing and I supported the raise for the Treasurer of the State of Maine who gets the meager salary of \$6,750 and raised it to \$7,500 where the rest of them were all \$9,000 and \$10,000 and he, ladies and gentlemen, is a full time man. He knows his business and he saves the State of Maine, in investments he has made millions of dollars for the State of Maine and I felt that he should be compensated according to his ability. That is the only one that I appeared in favor of.

The SPEAKER: The question before the House is the motion of the gentleman from Milbridge, Mr. Kennedy, that the House indefinitely postpone Bill "An Act Increasing Salaries of Various Department Heads and Commissions," Senate Paper 468, Legislative Document 1331. A division has been requested.

Will all those who favor the motion to indefinitely postpone this Bill and all accompanying papers please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

The SPEAKER: Sixty-three having voted in the affirmative, and sixty-three having voted in the negative, the Chair will rule that the motion is lost.

The Chair recognizes the gentleman from Lewiston, Mr. Couture, and for what purpose does the gentleman rise?

Mr. COUTURE: Mr. Speaker, point of information.

The SPEAKER: The gentleman may state his question.

Mr. COUTURE: Does a member have to vote in this House either for or against, or is that the only parliamentary that we have here, a hundred and twenty-six?

The SPEAKER: If the Chair understands the gentleman correctly—the Chair understands that the gentleman is asking whether or not every member present must vote on a division. Is that the question?

Mr. COUTURE: That is correct.

The SPEAKER: The Chair will advise the gentleman that the rules state that every member must vote.

Mr. COUTURE: Mr. Speaker, in this case, if they don't want to stand and vote either for or against, I move for a roll call on this matter.

The SPEAKER: The gentleman's request for a roll call is in order. For a Chair to order a roll call the Chair must have an expression of a desire for a roll call on the part of at least one-fifth of the members present. Will those who desire a roll call 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.

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

Mr. DESMARAI: Mr. Speaker, in response to the ones who refused to vote, I thought that I would defer from voting because I intend to go into a State job after we adjourn here. I put in an application for the Liquor Store in Sanford, I will tell you people, and I thought that the law reads that it is against the law for a legislator to vote for an increase in wages in his own department.

The SPEAKER: The Chair will advise the gentleman from Sanford that he is perfectly right.

The Chair recognizes the gentleman from Yarmouth, Mrs. Knapp.

Mrs. KNAPP: Mr. Speaker, I would ask to be excused for the same reason, only I am not going to work in the liquor store.

Thereupon, Mrs. Knapp of Yarmouth was granted permission by the House to be excused from voting on the grounds of self-interest.

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

Mr. BRAGDON: Mr. Speaker, I am not looking for any job but I am becoming increasingly interested in the thing that is developing here. I would like to state my understanding of the situation that these ladies and gentlemen who are looking for a job here, find themselves in, and in my opinion if this Legislature increases the salaries of

any of these positions, regardless of whether they are excused from voting or not, they may find themselves caught in the same trap.

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

Mr. DESMARAI: Mr. Speaker, I forgot for a request to be excused from voting.

The SPEAKER: The gentleman from Sanford, Mr. Desmarais, requests permission of the House that he be excused from voting on the grounds of self-interest. Is this the pleasure of the House?

Will those who favor granting the gentleman permission to be excused from voting please say aye; those opposed, no.

A viva voce vote being taken, the gentleman was not excused from voting.

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

Mr. JALBERT: Mr. Speaker, I just want to ask a question. This involves departmental heads, commissions, what has this to do with classified employment?

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

Mr. DESMARAI: Mr. Speaker, I was told by the Liquor Commission that this job in the Liquor Store is a classified job.

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

Mr. JALBERT: Mr. Speaker, on that basis it wouldn't affect the gentleman from Sanford, Mr. Desmarais, or even the gentlewoman from Yarmouth, Mrs. Knapp, for that matter.

The SPEAKER: The Chair will advise the gentleman from Lewiston that it is entirely up to the wish of the House as to whether any member may be excused from voting. They have excused Mrs. Knapp, they have not excused Mr. Desmarais.

Is the House ready for the question?

The question before the House — the Chair recognizes the gentleman from Bath, Mr. Mayo.

Mr. MAYO: Mr. Speaker, would I be in order to ask the House to reconsider their action whereby they

asked for a roll call and request a division?

The SPEAKER: The gentleman would not be in order. More than one-fifth of the House has already expressed the desire for the roll call and the Chair has ordered a roll call.

The question before the House is the motion of the gentleman from Milbridge, Mr. Kennedy, that the House indefinitely postpone Bill "An Act Increasing Salaries of Various Department Heads and Commissions," Senate Paper 468, Legislative Document 1331. If you favor the indefinite postponement of this Bill you will say "yes" when your name is called, if you oppose the indefinite postponement you will say "no."

The Clerk will call the roll.

### ROLL CALL

YES — Boone, Brockway, Brown, Cape Elizabeth, Brown, Ellsworth; Call, Carville, Chapman, Gardiner; Chapman, Norway; Choate, Clark, Cote, Couture, Curtis, Cyr, Augusta; Cyr, Fort Kent; Danes, Dodge, Dostie, Dudley, Dufour, Dumaine, Dunn, Edgerly, Edmunds, Edwards, Stockton Springs; Ervin, Gallant, Hancock, Hanson, Bradford; Hardy, Heald, Healy, Hodgkins, Hughes, Hutchinson, Jalbert, Jewell, Jewett, Johnson, Kennedy, Lancaster, Lemelin, Letourneau, Linnell, Maddox, Mathieson, Mayo, Monroe, Moore, Parsons, Perry, Easton; Rollins, Smith, Falmouth; Stanley, Treworgy, Trumbull, Turner, Walsh, Walter, Wheaton, Whitman, Williams, Winchenpaw, Young.

NO — Aliberti, Bacon, Baker, Barnett, Baxter, Beane, Berman, Bragdon, Briggs, Brown, Bangor; Cahill, Carter, Caswell, Christie, Cormier, Cox, Coyne, Crockett, Davis, Westbrook; Dean, Dennett, Dennison, Desmarais, Doyle, Dumais, Earles, Edwards, Raymond; Emmons, Good, Graves, Hanson, Lebanon; Harrington, Harris, Haughn, Hendricks, Hendsbee, Hilton, Hobbs, Jacques, Karkos, Kellam, Kilroy, Knight, Lantagne, Lindsay, Lowery, Mathews, Maxwell, Miller, Morse, Nadeau, Perry, Hampden; Pert, Philbrick, Pike, Pitts, Plante, Porell, Prue, Rankin, Reed, Rowe, Madawaska; Sanborn, Smith, Exeter; Storm, Tardiff,

Wade, Walls, Warren, Weston, Whiting.

ABSENT — Caron, Cousins, Davis, Calais; Dow, Frazier, Kinch, Lacharite, Lane, Lebel, Rowe, Limerick; Russell, Saunders.

EXCUSED — Knapp.

Yes 64, No 71, Absent 12, Excused 1.

Sixty-four having voted in the affirmative and seventy-one having voted in the negative, with twelve being absent and one excused, the motion to indefinitely postpone did not prevail.

Thereupon, the Bill was passed to be engrossed as amended by Senate Amendments "A" and "B" and sent to the Senate.

On motion of Mr. Wade of Auburn,

Recessed for ten minutes.

### After Recess

Called to order by the Speaker

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

Thereupon, on motion of that gentleman, the House voted to reconsider its action 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 to Authorize a General Fund Bond Issue in the Amount of Six Million Dollars," House Paper 973, Legislative Document 1384, whereby it insisted and asked for a Committee of Conference.

On further motion of the same gentleman, the House voted to reconsider its action whereby it instructed the Clerk to convey to the Senate a message conveying the action of the House whereby it insisted and requested a Committee of Conference.

On further motion of the same gentleman, the House voted that the Bill be sent forthwith to the Senate.

### House at Ease

Called to order by the Speaker.

The SPEAKER: The House is proceeding under Bills and Resolves reported by Committee on Bills in



the Third Reading and on their passage to be engrossed, and the Clerk will proceed with item number two.

Bill "An Act relating to Salaries of County Officials and Clerk Hire" (S. P. 491) (L. D. 1369)

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

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

Mr. DESMARAIS: Mr. Speaker and Ladies and Gentlemen: For me to arise at the point — or the amendment to which I am interested in, these procedures would have to be followed. I am interested in the people getting the increase in their pay but I am opposed to this being retroactive, and if you believe that there are some merits to my objection I hope that you will allow me to get to that amendment.

So now I move that we reconsider the adoption of House Amendment "L".

The SPEAKER: The gentleman from Sanford, Mr. Desmarais, moves that the House reconsider its action of yesterday whereby it adopted House Amendment "L". The Chair will advise the House that House Amendment "L" has filing number 448.

Is the House ready for the question? Does the gentleman from Sanford wish to speak to his motion?

Mr. DESMARAIS: Well, my motion — I have got to go through all these procedures to get to this amendment that concerns these nine counties which have the retroactive act on the amendment.

The SPEAKER: Is the House ready for the question? Will those who favor the reconsideration of the adoption of House Amendment "L" please say yes; those opposed, no.

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

Thereupon, a division was requested by Mr. Desmarais.

A division of the House was had.

Fifty-three having voted in the affirmative and sixty-two having voted in the negative, the motion to reconsider did not prevail.

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

Mr. BRAGDON: Mr. Speaker, would I be in order to request permission to approach the rostrum?

The SPEAKER: The gentleman may approach the rostrum.

(Conference at rostrum)

The pending question before the House is on the third reading of Bill "An Act relating to Salaries of County Officials and Clerk Hire."

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

Mr. TURNER: Mr. Speaker, now we can deal with the general lot of amendments hitched to it and I can't see where all this money is coming from, it has to go back in to the country with taxes on real estate, personal property, and I think this committee did a good job in giving them just a little increase, but I feel that this bill should be indefinitely postponed, the whole business and I so move.

The SPEAKER: The gentleman from Auburn, Mr. Turner, now moves that this Bill and all accompanying papers be indefinitely postponed.

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

Mr. DUDLEY: Mr. Speaker and Members of the House: I rise in support of this able legislator's motion (Mr. Turner of Auburn) as we now have ten amendments to this piece of legislation. It must be pretty bad to have to amend it that many times to interest the members of the House to begin with.

Now I would like to say at the offset that I am a Selectman of a small town and I am one of those people, that the county tax bill gets put in my hands each year, each time we receive it it gets greater. Now believe me, this is one way you can sneak taxes in the back door. If you don't believe it you had ought to see the county tax bill that these small towns are getting each year, and the people of the State of Maine, the voters, are aware of this whether you people are or not. I am. This is just one of the ways that you can sneak in the back door and I hope that this motion does prevail. I see absolutely no reason, the economy of this State doesn't warrant increases in these political plums. They are nice tender morsels for anybody. I hope that his motion does prevail.

The SPEAKER: The Chair recognizes the gentleman from Houlton, Mr. Ervin.

Mr. ERVIN: Mr. Speaker, I would like to ask a question through the Chair of anybody who would like to answer it. Am I correct in assuming that all of the county estimates, the county budgets, have been accepted, and haven't those estimates and appropriations been assessed in every county at the present time?

The SPEAKER: The gentleman from Houlton, Mr. Ervin, has addressed a question through the Chair to anyone who may answer if he chooses.

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

Mr. COTE: Mr. Speaker, speaking for Androscoggin County, they have.

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

Mr. CURTIS: Mr. Speaker, speaking for Sagadahoc County, they have not; that is not in my town anyway.

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

Mr. DUDLEY: Mr. Speaker, I doubt very much if these amendments have been.

The SPEAKER: The Chair recognizes the gentleman from Guilford, Mr. Dodge.

Mr. DODGE: Mr. Speaker and Members of the House: Speaking of my county, they have not, there is no recommendation made for an increase in the county officials' salaries or the county commissioners'.

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

Mr. HARRIS: Mr. Speaker, coming from the same county as my good friend, Mr. Dodge, he attended the county commissioners' meetings the same as I did. That was the last meeting in December in 1958. Before those county commissioners came some of the county officers, applied for salary increases. They were told, and I think my good friend, Mr. Dodge, will verify this, that they did not recommend an increase but that if they would apply for it and could get it, they would not oppose it. And

the County Commissioner of Piscataquis County was here yesterday when this bill was heard.

The SPEAKER: The Chair recognizes the gentleman from Houlton, Mr. Ervin.

Mr. ERVIN: Mr. Speaker, what I am trying to make is a point of information, that it seemed to me, as I remember, we had to have our county estimates in at a certain time. Those estimates had to be in the Clerk's office, in the Clerk's hands, I believe by before April first, and at that time they also had to be reported back to the County Commissioners in each county who had to assess those taxes in those respective counties within a week after April first. Now that is a point of law which I am not sure about and I would like to have it answered if somebody can.

The SPEAKER: The Chair will recognize the gentleman from Auburn, Mr. Berman.

Mr. BERMAN: Mr. Speaker, Ladies and Gentlemen of the House: I was Chairman or am Chairman of County Estimates. As I understand it, if any bill is presented to the Legislature which might receive passage and which might incur expenditure on the part of a particular county regardless of whether that bill has the support of the delegation, the county commissioners or anybody, if there is any slight chance that Sheriff Jones, for example, or someone in the particular county job is apt to get an increase in salary that the county will have to pay, then the county budget has to be set up to include that because if this Legislature passes a raise — regardless if it has no support — if the Legislature passes the raise then the county has got to pay the raise, and when the county tax is levied on April first that figure has to be in the county budget because otherwise the county won't have the money to pay it, but the fact that it is in the county budget does not mean that it is going to be spent. They can have surplus like any other treasury.

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

Mr. EMMONS: Mr. Speaker, for York County, I would say that the County Commissioners approved the raises as they were cut down by the county delegation. That exact amount, with the requests cut as they were and retroactive to January first, was included in an exact amount in the county estimates and it was reported also to the County Estimates Committee and to the Committee on Towns and Counties.

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

Mr. KNIGHT: Mr. Speaker, again I repeat that Knox County Commissioners' delegation met and agreed and the budget took into consideration the fact that the pay raises would be retroactive. We are not telling other counties how they should do it and we assume that the other counties would have that respect for Knox County. Now I believe everyone here has their mind made up how they are going to vote and I think to clear the air that at this time I would move when the vote is taken that it be taken by roll call.

The SPEAKER: The Chair recognizes the gentleman from Houlton, Mr. Ervin.

Mr. ERVIN: Mr. Speaker, I will make just one other comment. I think I have proved the point that each of the sixteen counties in the State of Maine have already assessed their taxes. The gentleman from Auburn, Mr. Turner, says "I don't know where the money is coming from." His taxes have already been assessed for his county for the next two years. That is where the money is coming from, it is already done. Now, if you have said you are going to give "Joe Blow" a raise in the particular department and that raise was approved by the County Commissioners in your county estimates, and you say now that he is not going to get it until January 1, 1960 or October 1, 1959 or July 1, 1959, that additional money is going to go into surplus at the end of the year. It seems to me the money has already been levied, the tax has already been levied and the money is there. I notice that in Aroostook County they don't give the raise

retroactive to January first, for every month that they don't pay them there is going to be that additional money go into a surplus account.

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

Mr. TURNER: Mr. Speaker, a lot of these amendments call for going back to January, 1959. Now that has not been assessed. These new amendments that have been put on here, and he said the tax may be assessed to the different towns but they haven't collected them yet, and if the times keep on being so hard in the poultry industry and in some of the other businesses, there may be a lot more uncollected taxes in the next two years than there has been in the past, and I can see no harm if some county happens to be lucky enough to have a little surplus on hand. They won't have to raise so much the coming year. The only protection that our small towns have is what protection we legislators in this body can give them, and I still feel that we should indefinitely postpone this bill.

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

Mr. BERMAN: Mr. Speaker, in answer to the statement of the gentleman from Auburn, Mr. Turner, I would concur with him. There is a possibility that if a particular county did not contemplate a retroactive provision then the assessment could be out and they would have to pay more than they would have assessed in taxes, and I would further concur with him on his motion that the entire bill be indefinitely postponed.

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

Mr. JALBERT: Mr. Speaker, so far as Androscoggin County is concerned, we are in a unique position. We operate on a line budget. As a matter of fact, from the time that the bill for county estimates was signed some \$30,000 was lopped off the bill; the estimate, the tax rate has remained the same. The raise in salary has been cut by the Committee on Towns and Counties and that sum of money can be applied to the January 1 retroactivity. It

will not touch or affect the tax rate one iota, and the tax rate in Androscoggin County for the third time — regardless of this bill — for the third time in the last three bienniums has not been increased.

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

Mr. RANKIN: Mr. Speaker, as I mentioned yesterday, this bill and accompanying amendments as they pertain to Lincoln County has the complete approval of the three Commissioners, the three Representatives of this House and the Senator in the other body. We of Lincoln County thank the gentleman from Auburn, Mr. Turner, for his concern but we will assure him that we are quite satisfied with the bill in its present form as it pertains to Lincoln County.

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

Mr. HARRIS: Mr. Speaker, I would like to inform the ladies and gentlemen of this House that I have been told by our County Commissioners that the money is available. We do not have line budgeting so how they are going to get it I don't know, but they have the money to pay.

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

Mr. HILTON: Mr. Speaker, Members of the House: In Somerset County, my county, the county delegation, the legislative delegation all agreed with the County Commissioners on these salary increases and the budget has been approved to cover them. This item of when they should take effect I don't think was considered. We assumed that it would take effect ninety days after the Legislature adjourned, but we are willing to go along with anything that the Legislature would pass. These salary increases were introduced by separate bills. I had one particularly, and now if Hancock County or Androscoggin County doesn't want to raise their county officials' salaries, it is O.K. with me. We don't think that they should climb on our back and tell us that we can't raise ours.

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

Mr. CALL: Mr. Speaker, I may be very stupid, but I think the great majority of the House would like to keep the county budget estimate bill but they don't want the amendments. Through the Chair I would like to ask a question, the gentleman from Sanford, Mr. Desmarais, has been trying to do it. We have to take each and every individual amendment and kill them separately. Is that right?

The SPEAKER: The Chair would advise the gentleman from Cumberland, Mr. Call, that our estimable Clerk has outlined for Mr. Desmarais the exact parliamentary steps that must be taken to accomplish what he wishes to accomplish and there are ten steps to be taken.

Mr. CALL: Mr. Speaker, out of order and under the suspension of the rules, could we not group these amendments and then ask for an indefinite postponement?

The SPEAKER: The Chair would advise the gentleman from Cumberland, Mr. Call, that such action would require unanimous consent.

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

Mr. TURNER: Mr. Speaker, it seems to be all right to group them together to cut one another's throat, but I don't know why you can't group them together to work the other way. I don't know why it should work one way and it should not work the other.

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

Mr. KELLAM: Mr. Speaker, would I be in order to ask that the bill and the accompanying papers be referred back to the Committee on Towns and Counties?

The SPEAKER: A motion to commit would take precedence over a motion to indefinitely postpone and would be in order.

Mr. KELLAM: Mr. Speaker and Ladies and Gentlemen of the House: I see no reason why the Committee on Towns and Counties can't report out a bill which will satisfy all of the individual counties, and I think if they really applied themselves they could do it. With that in mind and with the idea that the county

delegations could get together with the County Commissioners, or if they have or have not, I mean do whatever is necessary and get a bill that all of us can approve and not spend two or three days on. Therefore, I move it be referred back to the Committee.

The SPEAKER: The question now before the House is the motion of the gentleman from Portland, Mr. Kellam, that this Bill and its accompanying papers be recommitted to the Committee on Towns and Counties.

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

Mr. KNIGHT: Mr. Speaker, I rise in opposition to that motion, and would remind the House that we recommitment a previous bill to Towns and Counties and they took no action and returned it in its original form, and the session is late and I feel that we could take a vote on the motion of the gentleman from Portland, Mr. Kellam, now and I would request a division.

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

Mr. MILLER: Mr. Speaker, I rise in opposition to the representative from Portland, Mr. Kellam, feeling that the Cumberland County delegation had a caucus last week on this matter and we accepted the Towns and Counties' report by a majority vote.

The SPEAKER: Is the House ready for the question on the motion of the gentleman from Portland, Mr. Kellam?

A division has been requested. Will all those who favor the motion to recommit this Bill to the Committee on Towns and Counties please rise and remain standing until the monitors have made and returned the count.

A division of the House was had. Two having voted in the affirmative and one hundred nine having voted in the negative, the motion to recommit did not prevail.

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

Mr. CALL: Mr. Speaker, to expedite matters, I now move that we group together the amendments. I have a right for a motion, haven't I? You said it would take a unanimous consent of the House.

The SPEAKER: The gentleman may proceed.

The Chair recognizes the gentleman from Eustis, Mr. Carville.

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

The SPEAKER: The gentleman from Eustis, Mr. Carville, has moved the previous question. For the Chair to entertain a motion for the previous question, the Chair must have the approval of at least one-third of the members of the House.

Will those who favor the Chair's entertaining a 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 a motion for the previous question.

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

Is it the pleasure of the House that the main question shall be put now?

The motion prevailed.

The SPEAKER: Did the Chair understand the gentleman from Rockland to request a roll call? A roll call has been requested.

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

A sufficient number did not arise.

The SPEAKER: Obviously less than one-fifth having arisen, a roll call is not ordered. The Chair will order a division.

The pending question before the House now is the motion of the gentleman from Auburn, Mr. Turner, that Bill "An Act relating to Salaries of County Officials and Clerk Hire," Senate Paper 491, Legislative Document 1369, and all accompanying papers be indefinitely postponed. Will those who favor the motion to indefinitely postpone please rise and remain standing

until the monitors have made and returned the count.

A division of the House was had. Twenty-nine having voted in the affirmative and eighty-eight having voted in the negative, the motion to indefinitely postpone did not prevail.

Thereupon, the Bill was given its third reading and passed to be engrossed as amended by Senate Amendment "A" as amended by Senate Amendment "A" and House Amendments "B" and "C" thereto, Senate Amendment "B", Senate Amendment "C", Senate Amendment "D", and House Amendment "L", "M" and "O" and sent to the Senate.

### Passed to Be Enacted

An Act to Reactivate a Maine Committee on Problems of the Mentally Retarded (S. P. 195) (L. D. 538)

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

An Act relating to Disqualification of Benefits under Employment Security Law (H. P. 957) (L. D. 1356)

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

The SPEAKER: The Chair requests the Sergeant-at-Arms to escort to the rostrum the gentleman from Sebago, Mr. Good, to serve as Speaker pro tem.

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

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

From the Senate: The following Order:

ORDERED, the House concurring, that the Joint Standing Highways Committee be instructed to originate a bill setting the date in 1959 on which the people will vote upon the several bond issues authorized by the 99th Legislature, in regular session (S. P. 507)

Came from the Senate read and passed.

In the House: The Order was read.

The SPEAKER pro tem: The Chair recognizes the gentleman from Readfield, Mr. Dumaine.

Mr. DUMAINE: Mr. Speaker, Ladies and Gentlemen of the House: I would like to place this Senate Paper 507 on the table until tomorrow.

The SPEAKER pro tem: The motion now before the House is the motion of the gentleman from Readfield, Mr. Dumaine, that this paper be laid on the table and specially assigned for tomorrow. Is this the pleasure of the House?

(Cries of "No")

All those in favor say aye; those opposed, no. A division has been requested.

Will all those in favor of the motion please rise and remain standing until the monitors have made and returned the count.

A division of the House was had. Sixteen having voted in the affirmative and eighty-three having voted in the negative, the motion to table did not prevail.

The SPEAKER pro tem: The question is on the passage of the Order.

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

Mr. HAUGHN: Mr. Speaker, I now move that we concur with the Senate.

Thereupon, the Order was passed in concurrence.

From the Senate: The following Order:

ORDERED, the House concurring, that the Joint Standing State Government Committee be instructed to originate a bill providing for the date when the amendment to the Constitution to provide continuity of government in case of enemy attack, previously passed by this Legislature, shall be voted upon (S. P. 508)

Came from the Senate read and passed.

In the House: The Order was read.

The SPEAKER pro tem: The Chair recognizes the gentleman from Ellsworth, Mr. Brown.

Mr. BROWN: Mr. Speaker, I would like to ask a question through the Chair.

The SPEAKER pro tem: The gentleman from Ellsworth, Mr. Brown, asks a question through the Chair to anyone in the House who may answer if he chooses to do so.

Mr. BROWN: Will you please explain the purpose of the Order?

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

Mr. BARNETT: Mr. Speaker, I am not positive that I can answer the gentleman's question but if I am correct this was going up for referendum, and due to our adjournment date conflicting with the proposed referendum date they are contemplating setting a later date, sometime in October, and that is the purpose of it.

The SPEAKER pro tem: Does the gentleman from Ellsworth, Mr. Brown, consider his question answered?

Mr. BROWN: What is the adjournment date?

The SPEAKER pro tem: The gentleman from Ellsworth, Mr. Brown, has asked a question of anyone who may answer who cares to do so.

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

Mr. WADE: Mr. Speaker and Members of the House: The actual date isn't so important, but the fact that the effective date had passed that would allow them to have the necessary time to set a date based on our adjournment time precludes using the dates that had been mentioned. So the Director of Legislative Research came up with the idea that a bill should be originated to determine the date and once this is done, the matter can come before the Legislature and be determined. These are simply enabling orders to provide the machinery to determine dates for these bond issues.

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

Mr. CROCKETT: Mr. Speaker, as I understand it, the fourteenth of October, there will be two bills in here tomorrow acting on to set the date ahead on the bond issues to the fourteenth of October, I am pretty sure that is the answer.

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

Mr. HAUGHN: Mr. Speaker, I now move that we concur with the Senate and accept the joint order.

Thereupon, the Order was passed in concurrence.

### Orders of the Day

Out of order, on motion of Mr. Maxwell of Jay, it was

ORDERED, the Senate concurring, that the Legislative Research Committee be, and hereby is, authorized and directed to secure the latest scientific information and opinion concerning the use and toxic effect of insecticides, herbicides and rodenticides upon human beings and wild and domestic animals, and to make a full and complete report of such information to the 100th Legislature or to any special session of the 99th Legislature. (H. P. 980)

The SPEAKER pro tem: The Chair now lays before the House the first tabled and today assigned matter, Bill "An Act relating to Licensing and Safety Operation of Boats," Senate Paper 494, Legislative Document 1374, tabled on June 3 by the gentleman from Portland, Mr. Briggs, pending adoption of House Amendment "B", filing number 471, and Senate Amendments, filing numbers 417 and 418.

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

Mr. CALL: Mr. Speaker, I now move that we indefinitely postpone House Amendment "B", filing number 471, and I wish to speak to the motion.

The SPEAKER pro tem: The gentleman may proceed.

Mr. CALL: Mr. Speaker and Ladies and Gentlemen of the House: The reason that I wish to indefinitely postpone this amendment, the gentleman from Portland, Mr. Briggs, came to me with a much better amendment than I filed and I hope you will go along with the indefinite postponement so that Mr. Briggs can offer his amendment.

The SPEAKER pro tem: The motion now before the House is the motion of the gentleman from Cumberland, Mr. Call, that House Amendment "B" be indefinitely postponed. Is this the pleasure of the House?

The motion prevailed.

Mr. Briggs of Portland then offered House Amendment "D" and moved its adoption.

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

HOUSE AMENDMENT "D" to S. P. 494, L. D. 1374, Bill, "An Act Relating to Licensing and Safety Operation of Boats."

Amend said Bill in section 1 by striking out the period at the end of subsection IX of that part designated "Sec. 4." and inserting in place thereof a semi-colon.

Further amend said Bill in section 1 by adding after subsection IX of that part designated "Sec. 4." the following subsection:

'X. Every manufacturer or dealer in new or used motorboats requiring numbering by the State may, instead of an application for numbering each motorboat owned by him, make application upon a blank provided by the Secretary of State for a general distinguishing number, color or mark. If the Secretary of State is satisfied that the applicant maintains a permanent place of business in the State where said applicant is engaged in the business of manufacturing, buying or selling of motorboats, he shall issue to the applicant a certificate of number. Such certificate of number shall contain the name, place of residence and business of the applicant and the general distinguishing number, color or mark assigned to him and made in such form as the Secretary of State may determine, and all motorboats owned by such applicant shall be regarded as numbered under such general distinguishing number, color or mark until sold or exchanged. To be eligible for the renewal of such motorboat dealer identification plates, the applicant must maintain in the State of Maine a permanent place of business where said applicant is engaged in the business of manufacturing, buying or selling motorboats. The fee for every such certificate of number shall be \$2. The Secretary of State shall furnish the applicant with 4 sets of identification plates at \$2 per set.'

House Amendment "D" was adopted.

Mr. Williams of Hodgdon offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to S. P. 494, L. D. 1374, Bill, "An Act Relating to Licensing and Safety Operation of Boats."

Amend said Bill in section 1 by striking out the single quotation mark at the end of that part designated "Sec. 15." and by adding after said "Sec. 15" the following underlined section:

"Sec. 16. Certain counties exempt. The provisions of this chapter shall not apply to the use and operation of motorboats in Aroostook and Penobscot Counties."

The SPEAKER pro tem: The Chair recognizes the gentleman from Hodgdon, Mr. Williams.

Mr. WILLIAMS: Mr. Speaker and Members: It seems to me there is no demand for a law of this type in my neck of the woods. It looks just like another, one more restriction in the pursuit of happiness. At present the inland waterways are exempt from the coast-guard regulation anyway and it looks to me as if it will be a long, long time before we need to worry about being seaport towns in either Penobscot or Aroostook. I move the adoption of Amendment "A."

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

Mr. DUDLEY: Mr. Speaker, and Members of the House in reach of my voice. I rise in support of this amendment just presented. I have several objections but as the time is getting along I will only mention a few, and one of them is this. Today this looks mild. It has only a price tag of \$2.00 for three years. This is, mind you, today. Tomorrow that may go in the other end of the corridor and it may be more, certainly will be next year. It certainly is another step in my opinion to making Maine, this good State of Maine, a little bit more of a policed State. Certainly I am standing before you, and I hope that you can all hear, because the people of my area are definitely opposed to this type of legislation and see absolutely no need for it. Now this amendment allows the parts of the State where there may be a need, and if there is, they can still have the bill. We



see no need in this area of Penobscot and Aroostook and therefore we hope you will be kind enough to not force upon the people of these good counties something that they don't need, don't desire, and there is no need for. Thank you.

The SPEAKER pro tem: The Chair recognizes the gentleman from Houlton, Mr. Ervin.

Mr. ERVIN: Mr. Speaker and Ladies and Gentlemen of the House: I too have an objection. It is with some reluctance that I am going to have to object to my colleague from Hodgdon, Mr. Williams. I feel there is a definite need for regulation of boats in Aroostook County. If you will pardon a personal illustration, I have a camp — my family has a camp on a lake not far from my town. We have a boat with a large motor on it. There are many, many others. I know of no camp owner on this particular lake who will object to regulations for boats. We have had some near misses in the past year or so with fast boats, children being hurt, other people being upset in boats or boats even being run into. I am not sure whether or not this is the best bill that we could get, but at least it is an adequate start. Boating has become so very, very popular in the past three or four years and is increasingly so whether you live on the coast or whether you live on an inland waterway. I think it is very, very necessary and I will have to now move for the indefinite postponement of this amendment.

The SPEAKER pro tem: The question now before the House is the motion of the gentleman from Houlton, Mr. Ervin, that House Amendment "A" be indefinitely postponed.

The Chair recognizes the gentleman from Jay, Mr. Maxwell.

Mr. MAXWELL: Mr. Speaker, I rise in support of the motion of the gentleman from Houlton, Mr. Ervin, to indefinitely postpone this amendment. I would like to further say that yesterday when this bill was first introduced here, I sat back and listened and did not speak my piece. At this time I would like to say just very briefly what I think of it. The people, that is the boating people of the State of Maine and

over the country have brought upon themselves the absolute necessity of some boat legislation of some sort. Now this bill, this L. D. follows quite well the recommendations of the Outboard Boating Club of America, also the recommendations of the Maine Fish and Game Association of which I am a part. The amendment for the dealers as far as I am concerned was very, very necessary and O. K., but there amendments should end unless they are to the benefit of the bill. The boat trailer has made it possible for a man to transport his boat practically as easy as he can his suitcase or his trunk or as easy as he can drive his automobile.

Therefore, we must have uniform laws all over the United States. I would like to call your attention to the June first issue, 1959 of Life Magazine in which it says: "Power boats have made a big splash. Weekends on water have become a way of life for nearly thirty-seven million American people and boating has grown into a two and a half billion dollar a year industry." Further on in the article it states that we must have some safety rules. To quote now from Model Pleasure Boating Act which is put out by the Outboard Boating Club of America: "For many years the Club has suggested model legislation as the foundation of uniform boating laws to be adopted in all of the forty-eight states." This L. D. that we are working on is a step in that direction.

In 1958 Congress passed the Federal Boating Act also known as the Bonner Act. This deals with the identification of boats and reporting boating accidents. The unique aspect of this law is that it permits the states to assume complete responsibility for numbering boats even on navigable waters if they will meet certain minimum standards. This L. D. does that. Local control of boating in any form creates an impossible hodgepodge of regulations. One could never be sure he was not violating the law. Boaters would be harassed by local red tape and license fees. The most efficient unit of regulation in the boating field is the state. State laws can be enforced by all peace officers including state police,

sheriffs, local constables and policemen and conservation officers or wardens. Now, I could go on and on for the rest of the afternoon and into the evening, but I am not going to. I am just going to say I hope for the indefinite postponement of this amendment.

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

Mr. BRIGGS: Mr. Speaker, I am going to speak very, very briefly. I too hope for the move for indefinite postponement of this amendment. I want to just explain one little thing here. This L. D. 1374 concerns numbering registration for the safety of boats. Now, unless the State enacts one first, a federal law goes into effect on April 1, 1960 requiring numbering or renumbering of all undocumented boats of over 10 H.P. regardless of size. The federal law known as the Bonner Act specifies renumbering and a reregistration certificate to be renewed every three years applying to boats operating in all waters of the state. However, the Bonner Act urges states to enact their own registration act instead with an approving numbering system and registration act instead with an approving numbering system and regulation and with its own fees. This is the purpose of L. D. 1374. To enact no registration act in this case the federal government puts into effect its own act. All boats will be renumbered by the Coast Guard and registration will be \$5.00 instead of what we are asking here \$2.00. This would be most inconvenient like registering a car through federal offices instead of the state. Therefore I move that in order that this bill be legal, it apply to the entire State. Thank you.

The SPEAKER pro tem: The Chair recognizes the gentleman from Easton, Mr. Perry.

Mr. PERRY: Mr. Speaker, with all due regards to the gentleman from Hodgdon, Mr. Williams, I feel so that I would support the motion of the gentleman from Houlton, Mr. Ervin. I have been down to Grand Lake a good deal, and the big boats down there don't show too much regard for those with the small boats and the ones on water skis.

The SPEAKER pro tem: The Chair recognizes the gentleman from Lewiston, Mr. Jacques.

Mr. JACQUES: Mr. Speaker, I would like to ask a question to any member of the Committee that drew this bill up. How would this apply to a man from out-of-state coming into the State with his boat?

The SPEAKER pro tem: The gentleman from Lewiston, Mr. Jacques, has asked a question through the Chair to anyone who chooses to answer.

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

Mr. CALL: Mr. Jacques, the gentleman from Lewiston, has asked a question and the answer is Mr. Moore will present an amendment to that effect for out-of-state motors.

The SPEAKER pro tem: Is the House ready for the question? The question now before the House is the motion of the gentleman from Houlton, Mr. Ervin, that House Amendment "A" be indefinitely postponed. Is this the pleasure of the House? All those in favor say yes; those opposed, no.

A viva voce vote being taken, House Amendment "A" was indefinitely postponed.

Mr. Moore of Casco offered House Amendment "C" and moved its adoption.

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

HOUSE AMENDMENT "C" to S. P. 494, L. D. 1374, Bill, "An Act Relating to Licensing and Safety Operation of Boats."

Amend said Bill in that part designated "Sec. 3" of section 1 by striking out the underlined words "except that a motorboat owned by a nonresident may be operated for not more than 3 days in any calendar year without being so numbered" in the 4th, 5th and 6th lines.

Further amend said Bill by striking out all of subsection VII of that part designated "Sec. 6" of section 1.

The SPEAKER pro tem: The Chair recognizes the gentleman from Casco, Mr. Moore.

Mr. MOORE: Mr. Speaker and Members of the House: The purpose of this amendment is to help make this law a little more en-

forceable providing it becomes a law. I don't believe that anyone should be exempted from having — that is using a boat with over a 10 horsepower motor, I don't think that it would be wise to have anyone exempted from having their boat identified, and that is the reason of it, regardless of whether, if we allow them to come down for three days there is no one going to check anyone so they can come every weekend for the summer. And I think that this amendment would help any law enforcement officer in being able to check any boat, he would know that if a boat wasn't numbered he should check it to find out why it wasn't numbered. That man would be in wrong.

The SPEAKER pro tem: The Chair recognizes the gentleman from Auburn, Mr. Berman.

Mr. BERMAN: Mr. Speaker, I will have to rise in opposition to the amendment of Mr. Moore for one of two reasons, and I will be very brief, I had much rather be out boating than talking boating here. These boating bills are comparatively new. You are going to have a lot of states eventually that will have them. At the present time I don't know too many states that do have them. The licenses will be sold through the Secretary of State, similar to an automobile registration. You are going to have people who come up here who are unfamiliar with this, who want to spend a weekend here and will come up on a Friday night or a Saturday and will not be able to register their boats. The licenses, as I understand, will be sold through the Registry of Motor Vehicles or directly by mail through Augusta. A man coming in for the weekend will not be able to get a license and we feel that eventually perhaps Mr. Moore's amendment will be practical. But at the present time the Committee felt that some exemptions should be permitted and also that the question of reciprocity is involved too. Now we have got to give some respect to out-of-staters because our people will be going out of state with boats and if we jump them, register their boats right away, then they will do the same thing to us. We have got to

be a little reasonable and give them a little leeway.

The SPEAKER pro tem: The Chair recognizes the gentleman from Casco, Mr. Moore.

Mr. MOORE: Mr. Speaker, after a boat has been registered in some other state it is still honored in this state. If you will notice it makes no mention of striking out the part about a registered boat in some other state. And as the gentleman from Auburn, Mr. Berman, undoubtedly knows, our worst offenders are the fellows who come down for the weekend and put in their fast boats because they haven't any opportunities in their own state to do it. And further, I was led to believe that we would be able to secure these licenses for these boats wherever we could get a fishing license. If everybody has got to go send to Augusta to get a boat license it really is going to be some problem.

The SPEAKER pro tem: The Chair recognizes the gentleman from Lewiston, Mr. Jacques.

Mr. JACQUES: Mr. Speaker and Members of the House: Last year I took my boat to New Hampshire on Lake Winnepesaukee and I was approached by a police officer and I was asked if I had a license. I told them I was from the State of Maine. He says, "that don't make any difference, you have to have a license." So I had to procure a license and it cost me two dollars for the day. And I don't see why the out-of-staters should come into this state here and be without a license. Now the wardens could have these licenses on them and if they happened to pick up a man they could sell them a license on the scene. Now I certainly would like to see this amendment go through. As far as I am concerned I would like to see the whole bill thrown out, period.

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

Mr. BRIGGS: Mr. Speaker, I rise in support of the amendment of Mr. Moore of Casco. Now this amendment reads that an out-of-stater can come into Maine and for three calendar days in the year he can run around in his unregistered boat. Now if he does happen to come in

here on a Friday or Saturday and all the offices are closed, he has three days to use his boat and then he can put it on his trailer and go back home, or he can decide to leave it here and get a license. And I hope that this amendment, the motion prevails.

The SPEAKER pro tem: Is the House ready for the question? The question now before the House is the adoption of House Amendment "C". All those in favor of adopting House Amendment "C" please say aye; those opposed, no.

A viva voce vote being taken, House Amendment "C" was adopted.

Thereupon, Bill "An Act relating to Licensing and Safety Operation of Boats," Senate Paper 494, Legislative Document 1374, was passed to be engrossed as amended by Senate Amendments "A" and "B" and by House Amendments "C" and "D" in non-concurrence and sent up for concurrence.

The SPEAKER pro tem: The Chair now lays before the House a matter which was tabled earlier in the day, Senate Report "Ought to pass" of the Committee on Education on Bill "An Act to Make Valid the Incorporation of School Administrative Districts Nos. 1, 2, 3, 4, 5 and 6," Senate Paper 285, Legislative Document 747.

It comes from the Senate with the Report read and accepted and the Bill passed to be engrossed as amended by Senate Amendments

"A" and "B", Amendment L. D. 1391 and Filing No. 476.

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

Mr. BRAGDON: Mr. Speaker, due to the lateness of the hour and because we have had a hard day, and also because of the fact that I believe this measure may be worthy of considerable discussion so that no one will be deprived of their time to express themselves on it, I would now move that this be retabled and specially assigned for tomorrow.

The SPEAKER pro tem: The question now before the House is the motion of the gentleman from Perham, Mr. Bragdon, that this Bill be retabled and specially assigned for tomorrow. Is this the pleasure of the House? All those in favor say yes; those opposed, no.

A viva voce vote being doubted, a division of the House was had.

Seventy-six having voted in the affirmative and thirty-two having voted in the negative, the motion to table prevailed.

Mr. Wade of Auburn was granted unanimous consent to address the House briefly.

Mr. WADE: Mr. Speaker and Members of the House: Before I mention the motion I am going to make I urgently request that everyone be present tomorrow, because these last days are so important.

On motion of the same gentleman,

Adjourned until nine o'clock tomorrow morning.