

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Ninety-Ninth Legislature

OF THE

STATE OF MAINE

1959

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

SENATE

Thursday, March 5, 1959

Senate called to order by the President.

Prayer by Rev. Alton E. Maxell of Augusta.

On motion by Mr. Rogerson of Aroostook, Journal of yesterday read and approved.

Papers from the House

State of Maine
Bureau of Public Improvements
Augusta

February 26, 1959

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

Gentlemen:

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

Respectfully submitted,

(Signed)

NIRAN C. BATES, Director
(H. P. 735)

Which was read and ordered placed on file, in concurrence.

The PRESIDENT: The Chair notes in the Senate Chamber the presence of a former distinguished member of this Body and at this time the Chair requests the Sergeant-at-Arms to escort to the rostrum the Hon. Robert Dow. (Applause, members rising.)

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

In Senate on February 26 received by unanimous consent; on March 3, referred to the Committee on Inland Fisheries and Game.

Comes from the House, unanimous consent refused; therefore the bill stands referred to the 100th Legislature.

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

In Senate on February 25, passed to be engrossed.

Comes from House, passed to be engrossed as amended by House Amendment A (Filing 41) in non-concurrence.

In the Senate, that Body voted to recede and concur with the House.

House Papers

Bill, "An Act Providing Funds to Construct a Sanatorium at Lewiston." (H. P. 707) (L. D. 1012)

Bill, "An Act Relating to Completion of Josias River Project in Ogunquit." (H. P. 708) (L. D. 1013)

Bill, "An Act Appropriating Moneys for Construction of Men's Dormitory at Maine Vocational Technical Institute." (H. P. 709) (L. D. 1014)

"Resolve Appropriating Moneys for Development of Lone Mountain Jumping Hill, Oxford County." (H. P. 710) (L. D. 1015)

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

"Resolve Appropriating Moneys for Restoration of Certain Forts in Aroostook County." (H. P. 712) (L. D. 1017)

"Resolve Appropriating Funds to Public Utilities Commission for Water Resources Investigation." (H. P. 713) (L. D. 1018)

Which were severally referred to the Committee on Appropriations and Financial Affairs in concurrence.

Bill, "An Act Providing for Open Season on Moose." (H. P. 714) (L. D. 1019)

Bill, "An Act Relating to Use of Power Boats in Hunting Waterfowl." (H. P. 715) (L. D. 1020)

Bill, "An Act Creating the Merry-meeting Bay Game Sanctuary." (H. P. 716) (L. D. 1021)

"Resolve Regulating Fishing in Metallic Brook, Oxford County." (H. P. 717) (L. D. 1022)

"Resolve Regulating Fishing in Inlet Brook, Oxford County." (H. P. 718) (L. D. 1023)

"Resolve Regulating Fishing in Richardson Lakes, Upper and Lower, and Their Tributaries, Oxford County." (H. P. 719) (L. D. 1024)

"Resolve Opening Long Lake, Aroostook County, to Smelt Fishing." (H. P. 720) (L. D. 1025)

Which were severally referred to the Committee on Inland Fisheries and Game in concurrence.

Bill, "An Act Relating to Penalty for Violation of Laws Regulating Operation of Motor Vehicles at Grade Crossings." (H. P. 721) (L. D. 1026)

Which was referred to the Committee on Judiciary in concurrence.

Bill, "An Act Relating to Local Option for Sale of Malt Liquor in Clubs and Part-time Hotels." (H. P. 722) (L. D. 1027)

Bill, "An Act Relating to Local Option for Sale of Malt Liquor by Hotels and Clubs." (H. P. 723) (L. D. 1028)

Which were referred to the Committee on Liquor Control in concurrence.

Bill, "An Act Providing for Northwestern Water and Related Land Resources Compact." (H. P. 724) (L. D. 1029)

Bill, "An Act Relating to Yearly Timber Cut Reports to Forest Commissioner." (H. P. 725) (L. D. 1030)

Which were referred to the Committee on Natural Resources in concurrence.

Bill, "An Act Clarifying Law Relating to Location of Ways Crossing Railroad Tracks." (H. P. 726) (L. D. 1031)

Bill, "An Act Relating to Collection of Water Resources Information." (H. P. 727) (L. D. 1032)

Bill, "An Act Relating to Chemical Treatment to Bushes Adjacent to Railroad Crossings." (H. P. 728) (L. D. 1033)

Bill, "An Act Relating to Removal from Waters of Debris Which Threatens Damage." (H. P. 729) (L. D. 1034)

Which were severally referred to the Committee on Public Utilities in concurrence.

Bill, "An Act Relating to Veterans Under Maine State Retirement Law (H. P. 730) (L. D. 1035)

Which was referred to the Committee on Retirements and Pensions in concurrence.

Bill, "An Act Increasing Salary of Commissioner of Agriculture." (H. P. 731) (L. D. 1036)

Which was referred to the Committee on State Government in concurrence.

Bill, "An Act Relating to Sales Tax on Farm Machinery and Equipment." (H. P. 732) (H. P. 1037)

Which was referred to the Committee on Taxation in concurrence.

Bill, "An Act Relating to Yield Signs on Highways." (H. P. 733) (L. D. 1038)

Bill, "An Act Relating to Display of Lights on Motor Vehicles." (H. P. 734) (L. D. 1039)

Which were referred to the Committee on Transportation in concurrence.

House Committee Reports

Leave to Withdraw

The Committee on Agriculture on Bill, "An Act Relating to Sale of Kosher Meat and Foods." (H. P. 125) (L. D. 184) reported that same be granted Leave to Withdraw.

The Committee on Judiciary on "Resolve Authorizing Waiver of Certain Requirements to Admit Dorothy M. Rubin of Bath to the General Practice of Law." (H. P. 499) (L. D. 712) reported that same be granted Leave to Withdraw.

Which reports were read and accepted in concurrence.

Ought Not to Pass

The Committee on Labor on Bill, "An Act Clarifying the Time of Payment of Wages." (H. P. 161) (L. D. 237) reported that the same Ought not to pass.

The same Committee on Bill, "An Act Relating to Employment of Certain Persons." (H. P. 208) (L. D. 299) reported that the same Ought not to pass.

The same Committee on Bill, "An Act Relating to Employment of Women." (H. P. 210) (L. D. 301) reported that the same Ought not to pass.

The Committee on Retirements and Pensions on "Resolve Increasing Pension for Mrs. Therese Jacques of Van Buren." (H. P. 404) (L. D. 538) reported that the same Ought not to pass.

The same Committee on "Resolve Providing State Pension for Philip Theriault, Jr. of Van Buren." (H. P. 563) (L. D. 796) reported that the same Ought not to pass.

Which reports were severally read and accepted in concurrence.

Ought to Pass

The Committee on Business Legislation on Bill, "An Act to Incorporate Mark - Continental Corpora-

tion." (H. P. 274) (L. D. 406) reported that the same Ought to pass.

The same Committee on Bill, "An Act to Incorporate United Finance Corporation." (H. P. 277) (L. D. 409) reported that the same Ought to pass.

The same Committee on Bill, "An Act to Incorporate County Finance Corporation." (H. P. 278) (L. D. 410) reported that the same Ought to pass.

The same Committee on Bill, "An Act to Incorporate the Berwick Finance Company." (H. P. 343) (L. D. 503) reported that the same Ought to pass.

The same Committee on Bill, "An Act to Incorporate the Aroostook Finance Corporation." (H. P. 385) (L. D. 568) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Disposition of Income on Unclaimed Liquidating Dividends." (H. P. 479) (L. D. 697) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Annual Statements of Condition of Foreign Insurance Companies." (H. P. 532) (L. D. 767) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Annual Statements of Condition of Domestic Mutual Fire Insurance Companies." (H. P. 534) (L. D. 769) reported that the same Ought to pass.

The Committee on Judiciary on Bill, "An Act Increasing Payments to Hancock County Law Library." (H. P. 246) (L. D. 357) reported that the same Ought to pass.

The Committee on State Government on Bill, "An Act Relating to Investment of Certain State Funds." (H. P. 407) (L. D. 591) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to the Investment of State Sinking Funds." (H. P. 505) (L. D. 718) reported that the same Ought to pass.

The Committee on Transportation on Bill, "An Act Relating to School Bus Operators." (H. P. 329) (L. D. 476) reported that the same Ought to pass.

Which reports were severally read and accepted in concurrence, the

ills read once and tomorrow assigned for second reading.

The Committee on Business Legislation on Bill, "An Act to Incorporate the Superior Finance Co." (H. P. 276) (L. D. 408) reported that the same Ought to pass.

Comes from House, report accepted and bill passed to be engrossed as amended by House Amendment A (Filing 42)

In the Senate, the report was read and accepted and the bill read once; House Amendment A was read and adopted and the bill was tomorrow assigned for second reading.

The Committee on Towns and Counties on Bill, "An Act Relating to County Parking Areas." (H. P. 324) (L. D. 471) reported that the same Ought to pass.

Comes from the House, report accepted and bill passed to be engrossed as amended by House Amendment A (Filing 43)

In the Senate, the report was read and accepted and the bill read once; House Amendment A was read and adopted and the bill was tomorrow assigned for second reading.

Ought to Pass — as amended

The Committee on Business Legislation on Bill, "An Act Relating to Unsecured Loans of Savings Banks." (H. P. 436) (L. D. 642) reported that the same Ought to pass as amended by Committee Amendment A (Filing 39)

The same Committee on Bill, "An Act to Incorporate the Domestic Finance Corporation." (H. P. 517) (L. D. 752) reported that the same Ought to pass as amended by Committee Amendment A (Filing 38)

The Committee on Claims on "Resolve in Favor of Malcolm M. Salisbury of Bar Harbor." (H. P. 345) (L. D. 943) reported that the same Ought to pass as amended by Committee Amendment A (Filing 35)

The Committee on Education on Bill, "An Act Relating to Location of Maine Maritime Academy." (H. P. 28) (L. D. 48) reported that the same Ought to pass as amended by Committee Amendment A (Filing 36)

Which reports were severally read and accepted in concurrence and the

bills and resolve read once. Committee Amendments A were read and adopted in concurrence, and the bills and resolve as so amended were tomorrow assigned for second reading.

The Committee on Labor on Bill, "An Act Relating to Weekly Benefits for Total Unemployment Under Employment Security Law." (H. P. 8) (L. D. 17) reported that the same ought to pass as amended by Committee Amendment A (Filing 40)

Comes from the House, report and bill indefinitely postponed.

In the Senate:

Mr. BATES of Penobscot: Mr. President and members of the Senate, I move the acceptance of the ought to pass report of the committee in non-concurrence. In the relatively short time I have had the opportunity to become very closely acquainted with Labor Committee problems, I have been forced to recognize several factors.

Number 1. It is assuredly a Committee of ever increasing importance.

Number 2. It is seemingly charged with the responsibility of attempting to bring about solutions of matters presented to it, by contending forces who present such problems in colors as far apart as jet black and snowflake white, as each sees its own position.

Number 3. Primarily because the State's economy is both complex and dynamic precise statistical data which measure changes in different but closely allied facets of the economy may appear to be contradictory and certainly not conducive to unanimity of interpretation. Similarly, different sets of facts relating to developments taking place within the unemployment insurance program, especially since this program is particularly sensitive to structural as well as seasonal and cyclical economic changes may tend to create an impression of inconsistency.

Number 4. In dealing with unemployment variations, I have established for myself the objective of flexibility as each Labor Committee matter presents itself at that time. In no way do I desire any decision on my part on any occasion, to be binding on me for the future. In other words as I make a decision on any emergency or temporary measure, it is not placing

me on a basis of establishing a precedent as to a possible permanency.

Members of this Senate, I could, and will if you desire, retrace for you the position of the Labor Committee as it attempted to face up to Emergency Legislation with the majority of the members of the Committee having no opportunity to become acquainted with the many, many other bills pertaining to this subject which the Committee will be hearing and on which the legislature will have to exercise judgment.

With this handicap with the relatively late filing of a companion bill, L. D. 140 which at one time, the Chairman was informed by the sponsor of both, was to replace L. D. 17, with tabling in committee, with caucusing by both parties, with a return of the bill to Committee in agreeing to present one measure rather than three different measures for your study, as we faced up to the obvious facts of racing against time and a necessary two-thirds vote in both branches of the legislature.

L. D. 17 as amended by Committee Amendment A will permit four additional weeks of unemployment benefits on a weekly check basis, to those who will be determined to have already exhausted their twenty-six weeks of benefits, presumably through no fault of their own. As of Feb. 21 we approached the nine thousand mark of these exhaustees. These are wage earners, covered under this Act. Such a figure must be analyzed as to the effect on the families of such a wage earner. The cost of the proposed four weeks is estimated at approximately \$900,000.

I also encompassed within my thinking such ramifications as the effect on the state of pending and proposed Federal legislation, the retaining in Maine of skilled workers, the effect on the general economy of the state and the competition between Maine and other states.

This subject is broad and complex. Not one of the 49 states handles this matter similarly and with such diversification, and with such diversification it is then evident that flexibility of judgment should be pursued as each state at-

tempts to adopt its own situation in both short range and long range planning, to generally conform but ever keeping its eye on the Federal situation, interstate competition and its own barometer of economy.

Perhaps no one here has a hand in writing Section 1 Chapter 381 entitled Maine Employment Security Law, but I believe it would be in order, Mr. President and members of the Senate, to refresh your memory and to read this to you.

"Statement of policy. Economic insecurity due to unemployment is a serious menace to the health, morals and welfare of the people of this state. Unemployment is therefore a subject of general interest and concern which requires appropriate action by the legislature to prevent its spread and to lighten its burden which may fall upon the unemployed worker, his family and the entire community. The achievement of social security requires protection against this greatest hazard of our economic life. This objective can be furthered by operating free public employment offices in affiliation with a nation-wide system of public employment services; by devising appropriated methods for reducing the volume of unemployment; and by the systematic accumulation of funds during periods of employment from which benefits may be paid for periods of unemployment, thus maintaining purchasing power, promoting the use of the highest skills of unemployed workers and limiting the serious social consequences of unemployment."

Mr. ROSS of Sagadahoc: Mr. President and members of the Senate, I would like to speak briefly on three points. First for those who say that legislation such as this is against the principles of the employment security law, the entire statement of policy as just read by Senator Bates belies this charge. Unemployment is of general interest in the State of Maine and requires appropriate action of the legislature to lighten the burden of those unemployed. It certainly is not morally wrong to give four weeks of temporary aid for our needy unemployed workers. Those who say we should take this money from someplace else or that we should create jobs, are just making plati-

tudes because they do not say where we are going to get the money from or how we are going to create the jobs.

Those who say this will keep industry out of the State of Maine well, that is absolutely ridiculous because we are talking about this bill, and not the entire program and this bill would not automatically raise the amount of money the employer would contribute, and it would not deplete the fund. If we are talking about a drastic, permanent change that would deplete the fund, then we would be talking about an entirely different matter and we have several pieces of legislation such as that before the Labor Committee at the present time. This brings me into my second point.

I have heard time and time again that we have had the same legislation presented before the last special session of the legislature and that it was defeated then on principle and so why should we not be consistent now and do the same thing. I certainly should know a little about this because I led the fight in the House of Representatives to defeat this particular piece of legislation. Before we came here, we were in the midst nationwide of a recession, and there was talk all over the country of extending in various states the unemployment compensation for thirteen weeks. But when we arrived here in Augusta what did we find? We found three pieces of legislation proposed to us. One would reduce the number of employees required from four to one. One would say that instead of basing a man's earnings on his last previous year's record you should go back two years. Neither of those helped the recession. The third said that the commission should enter into an agreement with the United States government but we did not know what the government was going to do. They had not enacted their law so we didn't know what the agreement was but nowhere before us was there a bill with any specific number of extra weeks and in my opinion at that time all of those other measures were unsound for our program. As I say the first two would not help. The third was an unknown quantity and if you will look in your books,

it is just like L. D. 140 that we defeated in this Senate yesterday.

Now here the Republicans, with conscience, displayed genuine responsibility but we are talking about another bill and I think that we should consider specific and not rambling generalities and this bill is not in the category above.

The third point. For those who say our unemployment compensation is getting to be a racket and that we should put a stop to it here and now, that there are men who won't work when they are asked to, that we are destroying initiative, I will admit that there are abuses in all types of assistance programs. And there always will be as long as we have human frailties and we always will. Certainly we should not legislate to decrease human incentive but in the overall our unemployment compensation has been a godsend to many needy people and to condemn the whole for the abuses of a few is certainly not fair. But for those who do feel this way that the program is a racket, certainly to defeat this specific piece of legislation we are talking about accomplishes nothing. There are things that can be done. You can allow more earnings without having the man penalized, you can amend the disqualification section of the law and make those terms more rigid, but in the final analysis the reasons that I have been given for persons voting against this specific bill are definitely not valid and I fail to see how any persons who are genuinely concerned with the needs of those less fortunate than they will not support L. D. 17 as amended and I hope that the motion before us now does prevail.

Mr. MacDONALD of Oxford: Mr. President and members of the Senate: It was not my intention to speak on this matter, because I have been trying to conserve my health and say as little as possible.

I will say that we had a long hearing in the Labor Committee, both sides of the situation were fully presented to us and we considered both sides and took a long time. Our Chairman was very insistent that we study it completely and he did a marvelous job. We considered it from the business point of view, from the industrial point of view, including the Associated Industries

and what effect it might have on new industries coming into the State and what effect it might have on the industries we have here now. We also considered probably the greatest asset that this State or nation has, and that is our children, our youth who are the future defenders and builders of this nation and of this State. We are satisfied beyond any question of doubt that we have thousands of children in this State who are not getting enough to eat, and what little it might cost us to give a child an extra glass of milk and an extra glass of orange juice, I think we ought to be willing to contribute that amount.

Now Mr. President and ladies and gentlemen of the Senate, when we go home tonight we will go to our respective homes, hotels and restaurants, we will have a good meal and probably something to stimulate the appetite before we have the meal. When we have eaten that good meal and we sit down and enjoy our cigars and our cigarettes, let us then think of how many children, how many mothers are going to bed tonight and tomorrow night and for nights to come with not enough to eat. Picture if you can a mother trying to get her hungry baby to sleep when her child is crying for want of food. Picture if you can the sorrow that must be on that mother's face. Picture if you can the heart-ache of the husband in knowing that he can not and has not the opportunity to work at the labor which he would like to do to bring to his children and his wife those things he wants to give them but which under existing circumstances he cannot do.

Now some say that on April 1st they will be getting more unemployment compensation. Let us remember that unless an employee earned \$300 in 1958 he cannot get any further assistance. How many have we got in the State that did not earn \$300 in 1958? Those people are out completely. That must be considered.

So I say to you: In God's name let us give these children and these women just a little help. That is all we are asking for. I hope that the motion for the acceptance of the "Ought to pass" report will prevail.

Mr. LESSARD of Androscoggin: Mr. President and members of the Senate; Speaking for the motion, I heartily agree with what has been said by the good Senators from Sagadahoc, Penobscot and Oxford. I might disagree a little with the good Senator from Sagadahoc in regard to his reference to the special session. I think it was pointed out at the special session that the problem existed and that the problem was present. At that time, however, it was not felt as though something should be done about it, but it did exist at that time, as the Senator pointed out, and I am glad to see at this time that the problem is recognized and appreciated.

At the outset let me say that it is my conception of the work of our Legislature that we must depend on our committees. It is rather amusing at times to see a committee which will have a fine hearing and give good consideration to a matter, and will return a unanimous report and then somewhere along the line it is utterly disregarded. I do not say I am in favor of that sort of thing. I do say that if we have good reports there is still some chance for argument and debate. However, when a committee unanimously reports "Ought to pass" on a matter I think we of the Senate should give it great consideration.

Now the problem that is presented before us today by this bill now under consideration does not only involve some nine thousand people who are going to be perhaps recipients of this unemployment insurance; it involves some thirty-five thousand people; it involves the working men and the working women of Maine. Government, whether it be on the State level, the county level, the town level or the city level, must appreciate the responsibilities which it has towards the needs of the people that it tends to serve. We are now saying to the people, the working man and woman, if we pass this piece of legislation: We appreciate you have a problem and we appreciate our responsibility as members of the State government, that we must do that which we should and give you relief in your problems through legislation. So it is not only, as I said

before, the nine thousand who are going to be recipients of this insurance; it is a message which we are giving to the working men and women of Maine that we appreciate their problem and that we recognize our responsibility to do something for them.

Now some of the opponents of this piece of legislation have made certain remarks which I think should be cleared up for the record. Some of the opponents have said that there are other departments which can take care of these people, and they refer to the State Department of Health and Welfare. I assume perhaps they mean they can be placed on welfare relief. Now the working man does not want that. I am sure that the workingman who is covered by unemployment compensation does not want to be pauperized. He is not asking for a hand-out. He is asking for those things which belong to him. You must remember that labor has worked hard for years to obtain those rights and I think we should protect them.

If this bill does not pass, what is going to be the result? There are some nine thousand recipients. It means they must dig into savings if they have any, or they have got to go on relief or they have got to leave the State of Maine. They have got to find employment somewhere, and we have thirty-five thousand unemployed.

It is fine to bring industry into the State. In my area we have worked very hard on it and have produced some results, but it is a long drawn out proposition. But the first thing an industry that wants to come into the State does is to make a survey of the labor market. They want to find out who is there to work for them, find out their skills. If something is not done for these people they are going to leave the State. I do not blame them. They do not want to go on relief. So really, if we do not pass this legislation we are doing just the opposite: we are driving the working men from our State to the end that if some industry wants to come in they won't find the available skills. That is a very important thing. Those who have had any experience with industrial development will agree with me that the first thing

that is done is a survey of the local labor market.

I say to you that this is not a hand-out; this is not a relief program. This is something which belongs to the working men and women. I surely hope that every one of my colleagues here will give it some thought and that they will vote realizing what their responsibility is. I ask at this time that when the vote is taken that it be taken by the yea and nay roll call.

Mr. HILLMAN of Penobscot: Mr. President and members of the Senate, after the fine displays of oratory in regard to this measure, I am a little reluctant to get up and oppose it but I certainly would have to. Nobody has stated here today that the employers created the employment security funds. Laws have been passed as to how they shall be administered. They have worked well in the past, therefore why should we change them because of the claim of a few that they should be changed when the demand comes from an area that has unemployment due perhaps to the closing of textile mills? Now those mills certainly can be retooled to produce modern merchandise that we need today. Now in these areas too there are many places of unemployment. For instance, in the woods, we see Canadian labor coming in by the hundreds to work in our woods. I have seen conditions in these lumber yards where these men live and eat, and I can tell you that I have seen places even in our cities, some of the hotels in our cities that cannot be compared with these fine camps and boarding houses that we have for these men.

In the meantime if they are unemployed there seem to be other ways that these men could be taken care of. I do not think we should jeopardize our unemployment funds for this emergency which in my mind does not exist. We have heard that an emergency exists but I have not as yet seen it. I know in the city of Bangor we have a report that there are nine hundred odd men unemployed. You just try to find a man in the city of Bangor to come and give you a few hours work during the day. You can't hire him. If they are receiving unemployment they must be satisfied with what

they are getting because you just can't get men for the work that needs to be done by the smaller businesses. Some of us just can't say no to pressure groups which can drum up a few votes. The resulting patchwork of policy is a sort of economic crazy quilt, increasing in complexity until the whole structure could fall of its own weight. The right of powerful pressure groups to plunder the rest of us apparently can't be challenged but let's not call it democracy unless freedom is the liberty to restrict.

I for one will not be pressured to vote against my convictions. I sincerely hope that the motion before the Senate is defeated.

Mr. DOW of Lincoln: Mr. President and members of the Senate: I believe we have certain agencies to take care of the relief of any women and children who may be going to bed hungry at night. I also believe that the proclaimed unemployment emergency is being greatly exaggerated. For those reasons, I plan to vote against the motion.

Mr. FARLEY of York: Mr. President and members of the Senate: I do not feel that I would be fair to my community if I did not stand here this morning and speak to you relative to the bill before us.

Unfortunately we are one of two communities, Biddeford and Saco, that have been stricken by unemployment. We have been stricken mostly not by the recession but by one of our bread-winners leaving the City of Biddeford, the Saco-Lowell, and going south where they receive free taxes, free rent and free buildings. The Saco-Lowell shop was the bread-winner of the City of Biddeford for many, many years. Textiles had something to do with it, but the majority of those that worked in Saco-Lowell were men who could settle for a hundred dollars a week or more — machinists and mechanics. We are now left with vacant buildings. Arthur Maxwell of the First National Bank has formed an organization, and small as some of us are in business, we are asked to buy five hundred dollars worth of stock for this organization in the City of Biddeford to purchase the Saco-Lowell shops and see if we can bring into the City of Biddeford some industry.

I just cannot go along with the philosophy of the Senator from Penobscot County. I do not think if I were a mechanic or a machinist in the Saco-Lowell shops, I would want to go out and use an axe and chop wood in place of something that took me twenty-five or thirty years to learn. I think the members of the Labor Committee have been very fair. I trust and hope that the amendment will go through.

Mr. HUNT of Kennebec: Mr. President and members of the Senate: These nine thousand unemployed people are from all parties and all walks of life. They look to us as their representatives here in the Senate and in the House to do something for them, to take some definite action on their behalf. To these nine thousand employees without food or fuel and without money coming in this is an emergency, and to them we are the ones who should and could do something to help them.

I want to publicly here take exception to those who have said that the State could furnish jobs or they could go out and find jobs. I want to here take exception to those who have suggested that some other method could have been taken, that some other department or some other agency could help them out at this time. The need is now. Now is the time that they are in need. The Labor Committee has worked arduously on this bill. They have heard reports from both sides. There is no time to go through other committee hearings or to schedule other meetings where the proponents or opponents can meet. We either have to take action on this bill now or we in effect will be shrugging our shoulders and we will have failed to do anything on behalf of these people. I say that they are in need now and that today is the day for action. It is too late to say that something else could have been tried, that something else should have been done. This is the only alternative we have. I think the Labor Committee in coming up with this compromise has been exceedingly fair. I want to go on record as favoring the support of the committee report.

Mr. LESSARD of Androscoggin: Mr. President, for the purpose of

the record; I have before me a report of the Maine Unemployment Security Commission which states that on February 21, 1959 in the City of Bangor there was a total number of claims of 2046.

The PRESIDENT: For the information of the Senate, the Chair will request the Secretary to read Committee Amendment A.

The Secretary read Committee Amendment A.

A roll call vote having been requested, a division of the Senate was had.

Obviously more than one-fifth the members present having risen, the roll call was ordered and the Secretary called the roll.

YEA: Bates, Boucher, Brown, Carpenter, Charles, Coffin, Cole, Dunn, Duquette, Farley, Fournier, Hunt, Lessard, MacDonald, Martin, Pierce, Rogerson, Ross, St. Pierre, Stilphen, Thurston, Weeks, Willey, Woodcock, Wyman — 25.

NAY: Briggs, Dow, Hillman, Noyes — 4.

ABSENT: Lewis, Lord, Parker—3.

Twenty-five having voted in the affirmative, the motion prevailed and the Ought to pass report was accepted in non-concurrence, and the bill read once; Committee Amendment A was read and adopted; and on motion by Mr. Bates of Penobscot, the rules were suspended and the bill was given its second reading and passed to be engrossed in non-concurrence.

Sent down for concurrence.

Senate Papers

The following bills and resolve were transmitted by the Director of Legislative Research, pursuant to Joint Order (S. P. 47)

Business Legislation

Mr Martin of Kennebec presented Bill, "An Act to Authorize Independent or Internal Bank Auditors in Lieu of Directors' Examinations." (S. P. 373)

Which was referred to the Committee on Business Legislation and ordered printed.

Sent down for concurrence.

Highways

Mr. Weeks of Cumberland presented Bill, "An Act Relating to Erection of Signs Designating Accommodations." (S. P. 374)

Which was referred to the Committee on Highways and ordered printed.

Sent down for concurrence.

Judiciary

Mr. Martin of Kennebec presented Bill, "An Act Relating to Fiduciary's Transactions by Check." (S. P. 375)

The same Senator presented Bill, "An Act Relating to Common Trust Funds for Hospitals." (S. P. 376)

The same Senator presented Bill, "An Act Relating to Rulings on Admissibility of Evidence by Public Utility Hearing Examiners." (S. P. 377)

(On motion by Mr. Martin of Kennebec, tabled pending reference to a committee.)

The same Senator presented Bill, "An Act Relating to Penalties for Certain Crimes Against the Person." (S. P. 378)

The same Senator presented Bill, "An Act Relating to Examination by Judge into Causes of Criminal Character of Prisoners." (S. P. 379)

Mr. Weeks of Cumberland presented Bill, "An Act Authorizing Informations at Terms of Court in Cumberland County." (S. P. 380)

Which were severally referred to the Committee on Judiciary and ordered printed.

Sent down for concurrence.

Legal Affairs

Mr. Hillman of Penobscot presented Bill, "An Act to Prohibit the Selling of Motor Vehicles on Sunday." (S. P. 381)

Which was referred to the Committee on Legal Affairs and ordered printed.

Sent down for concurrence.

Liquor Control

Mr. Willey of Hancock presented Bill, "An Act Relating to Definition of Retail Sale Under Liquor Laws." (S. P. 382)

Which was referred to the Committee on Liquor Control and ordered printed.

Sent down for concurrence.

Retirements and Pensions

Mr. Boucher of Androscoggin presented "Resolve Providing a Pension for Antoinette Bergeron of Lewiston." (S. P. 383)

Which was referred to the Committee on Retirements and Pensions and ordered printed.

Sent down for concurrence.

State Government

Mr. Ross of Sagadahoc presented Bill, "An Act Increasing the Salary of the Governor." (S. P. 384)

Which was referred to the Committee on State Government and ordered printed.

Sent down for concurrence.

Taxation

Mr. Hunt of Kennebec presented Bill, "An Act Relating to Definition of Casual Sales Under Sales Tax Law." (S. P. 385)

Which was referred to the Committee on Taxation and ordered printed.

Sent down for concurrence.

Towns and Counties

Mr. Charles of Cumberland presented Bill, "An Act Relating to Salaries of County Officials and Clerk Hire." (S. P. 386)

Which was referred to the Committee on Towns and Counties and ordered printed.

Sent down for concurrence.

Senate Committee Reports Ought Not to Pass

Mr. Weeks from the Committee on Judiciary on Bill, "An Act Relating to Reexamination of Applicants for Admission to the Bar." (S. P. 292) (L. D. 816) reported that the same Ought not to pass.

Mr. Ross from the Committee on Labor on Bill, "An Act Relating to Employment of Minors Under 16 Years of Age." (S. P. 135) (L. D. 330) reported that the same Ought not to pass.

Which reports were read and accepted.

Sent down for concurrence.

Ought to Pass

Mr. Dow from the Committee on Education on Bill, "An Act Relating to Doors on Schoolhouses." (S. P.

255) (L. D. 668) reported that the same Ought to pass.

Mr. Lessard from the Committee on Judiciary on Bill, "An Act Relating to Duties of Warden of State Prison Concerning Convict's Property." (S. P. 80) (L. D. 152) reported that the same Ought to pass.

Mr. Ross from the Committee on Labor on Bill, "An Act Relating to Employment of Minors Under 18 Years of Age." (S. P. 102) (L. D. 220) reported that the same Ought to pass.

(On motion by Mr. Dow of Lincoln, tabled pending acceptance of the report.)

Mr. Bates from the same Committee on Bill, "An Act Relating to Work Permits for Minors." (S. P. 116) (L. D. 266) reported that the same Ought to pass.

Which reports were severally read and accepted, the bills read once and tomorrow assigned for second reading.

Ought to Pass — N. D.

Mr. Bates from the Committee on Labor on Bill, "An Act Relating to Acceptance of Outside Funds for Labor and Industry Research and Statistics." (S. P. 170) (L. D. 414) reported same in New Draft (S. P. 387) (L. D. 1078) under same title, and that it Ought to pass.

Which report was read and accepted, the bill in New Draft read once and tomorrow assigned for second reading.

Second Readers

The Committee on Bills in the Second Reading reported the following bills and resolves.

House

Bill, "An Act Relating to Powers of the Androscoggin and Kennebec Railway Company." (H. P. 97) (L. D. 144)

Bill, "An Act Relating to Qualifications of Directors of Corporations." (H. P. 114) (L. D. 169)

(On motion by Mr. Weeks of Cumberland, tabled pending passage to be engrossed.)

Bill, "An Act Relating to Modifications of Support Orders in Bastardy Cases." (H. P. 158) (L. D. 235)

Bill, "An Act Changing Name of Inland Fish and Game Wardens to

Conservation Officers." (H. P. 253) (L. D. 364)

Bill, "An Act Relating to Management of Causes in Court by Counsel." (H. P. 291) (L. D. 438)

Bill, "An Act Creating a Second Assistant County Attorney for Cumberland County." (H. P. 295) (L. D. 442)

Bill, "An Act Changing Name of Recorders of Municipal Courts to Associate Judges." (H. P. 353) (L. D. 512)

Bill, "An Act Relating to Compensation of Commissioners of Waterville Sewerage District." (H. P. 361) (L. D. 520)

Bill, "An Act Relating to Territorial Limits of Augusta Water District." (H. P. 425) (L. D. 609)

Bill, "An Act Prohibiting Certain Dangerous Knives." (H. P. 441) (L. D. 647)

Which were severally read a second time and passed to be engrossed in concurrence.

House — as amended

"Resolve in Favor of Leonore A. Kenniston of Amherst." (H. P. 238) (L. D. 349)

Which was read a second time and passed to be engrossed as amended, in concurrence.

Senate

Bill, "An Act Eliminating Necessity for Sheriff's Apartment in Cumberland County Jail." (S. P. 358) (L. D. 1041)

"Resolve Providing Retirement Benefit Increase for Miles McLaughlin of Augusta." (S. P. 235) (L. D. 618)

"Resolve Providing Retirement Benefit Increase for George P. Campbell of Augusta." (S. P. 236) (L. D. 619)

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

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

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

Which were severally read a second time and passed to be engrossed.

Sent down for concurrence.

Enactors

The Committee on Engrossed Bills reported as truly and strictly engrossed, the following bills and resolves:

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

Which bill was passed to be enacted.

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

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

(On motion by Mr. Rogerson of Aroostook, placed on the Special Appropriations Table pending final passage.)

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

(On motion by Mr. Rogerson of Aroostook, placed on the Special Appropriations Table pending final passage.)

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

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

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

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

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

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

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

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

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

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

Which resolves were severally finally passed.

Emergency

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

Which bill, being an emergency measure, and having received the affirmative vote of 27 members of the Senate, was passed to be enacted.

Emergency

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

Which bill, being an emergency measure, and having received the affirmative vote of 28 members of the Senate, was passed to be enacted.

Emergency

Bill, "An Act to Authorize the Municipalities of Brownville and Milo to Form a School Administrative District." (H. P. 462) (L. D. 680)

Which bill, being an emergency measure, and having received the affirmative vote of 28 members of the Senate, was passed to be enacted.

Orders of the Day

On motion by Mr. Carpenter of Somerset, the Senate voted to take from the Table House Report "Ought to pass as amended by Committee Amendment A" on bill, "An Act Relating to Taking Land for Public Access Sites to Merrymeeting Bay." (H. P. 86) (L. D. 133) tabled by that Senator on February 25 pending acceptance of the report; and on further motion by the same Senator, the bill was recommitted to the Committee on Inland Fisheries and Game.

On motion by Mr. Pierce of Hancock, the Senate voted to reconsider its action taken earlier in today's session whereby it assigned for second reading on the next legislative day, bill, "An Act Relating to Location of Maine Maritime Academy." (H. P. 28) (L. D. 48);

and on further motion by the same Senator, the bill was laid upon the table pending assignment for second reading and was especially assigned for further consideration on Wednesday, March 11.

On motion by Mr. Weeks of Cumberland, the Senate voted to take from the table, bill, "An Act Relating to Election of City Council of City of South Portland." (H. P. 652) (L. D. 944) tabled by that Senator on March 3 pending reference to a committee.

Mr. WEEKS of Cumberland: Mr. President and members of the Senate, this is a measure introduced by request. I discussed the matter with the one who introduced it in the other Body and it has to do with amending the city Charter of

South Portland which has been in effect since 1932 and I merely say that we have a charter committee which is studying our charter. It always has worked very effectively over the years but the time has come when it should be reviewed. With pending serious and solemn study of the charter, I think we shouldn't at this time consider a bill such as this. I therefore move that the act be indefinitely postponed.

The motion prevailed and the bill was indefinitely postponed in non-concurrence.

Sent down for concurrence.

On motion by Mr. Hillman of Penobscot

Adjourned until tomorrow afternoon at one o'clock.