

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

Monday, April 27, 1959

Senate called to order by the President.

Prayer by Father Richard Rokos of Augusta.

On motion by Mr. Charles of Cumberland, Journal of Last Friday read and approved.

**House Committee Reports
Ought Not to Pass**

The Committee on Appropriations and Financial Affairs on "Resolve Appropriating Moneys to Provide for a Survey of Maine's Recreational Industry." (H. P. 267) (L. D. 399) reported that the same Ought not to pass — covered by other Legislation.

(On motion by Mr. Noyes of Franklin, tabled pending acceptance of the report.)

The same Committee on "Resolve Appropriating Moneys for Booklets Promoting Maine's Recreational Industry." (H. P. 340) (L. D. 500) reported that the same Ought not to Pass — covered by other legislation.

(On motion by Mr. Noyes of Franklin, tabled pending acceptance of the report.)

The same Committee on "Resolve Appropriating Moneys to Provide for National Advertising for Maine's Recreational Industry." (H. P. 341) (L. D. 501) reported that the same Ought not to pass — covered by other legislation.

(On motion by Mr. Noyes of Franklin, tabled pending acceptance of the report.)

The same Committee on Bill, "An Act Appropriating Moneys for Office of Treasurer of State." (H. P. 515) (L. D. 750) reported that the same Ought not to pass.

The same Committee on "Resolve for the Purchase of Five Thousand Copies of 'The Picture History of Maine.'" (H. P. 828) (L. D. 1179) reported that the same Ought not to pass.

The same Committee on "Resolve Providing for a Study of Maine's Economy Structure." (H. P. 892) (L. D. 1261) reported that the same Ought not to pass — covered by other legislation.

(On motion by Mr. Noyes of Franklin, tabled pending acceptance of the report.)

The Committee on Judiciary on Bill, "An Act Relating to Limitation of Financial Responsibility Law." (H. P. 242) (L. D. 353) reported that the same Ought not to pass.

(On motion by Mr. Carpenter of Somerset, tabled pending acceptance of the report.)

The Committee on Legal Affairs on Bill, "An Act Providing for the Appointment of a Civil Service Commission for the Police and Fire Departments of the City of Biddeford." (H. P. 465) (L. D. 683) reported that the same Ought not to pass.

Which reports were severally read and accepted in concurrence.

Ought to Pass

The Committee on Education on Bill, "An Act Clarifying Laws Relating to Secondary Schools." (H. P. 281) (L. D. 412) reported that the same Ought to pass.

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

The Committee on Labor on Bill, "An Act Relating to Duties and Powers of Department of Labor and Industry." (H. P. 209) (L. D. 300) reported that the same Ought to pass.

In the House, report accepted; subsequently bill Indefinitely Postponed.

In the Senate, the ought to pass report was accepted in non-concurrence, the bill read once and tomorrow assigned for second reading.

The Committee on Legal Affairs on Bill, "An Act Relating to Residence Requirement for Voters in City of Lewiston." (H. P. 865) (L. D. 1233) reported that the same Ought to pass.

In the House, report accepted; subsequently bill Indefinitely Postponed.

In the Senate, the ought to pass report was accepted in concurrence, the bill read once and tomorrow assigned for second reading.

The Committee on Sea and Shore Fisheries on recommitted Bill, "An Act Relating to Definition of Fish Weirs." (H. P. 367) (L. D. 526) reported that the same Ought to pass.

In House, report accepted and bill passed to be engrossed as amended by House Amendment A (Filing No. 237) as amended by House Amendment A (Filing No. 257) thereto.

In the Senate, the ought to pass report was accepted in concurrence and the bill read once; House Amendment A was read; House Amendment A to House Amendment A was read and adopted; House Amendment A as amended by House Amendment A thereto was adopted and the bill as amended was tomorrow assigned for second reading.

Ought to Pass — N. D.

The Committee on Labor on Bill, "An Act Relating to Definition of Occupational Diseases." (H. P. 904) (L. D. 1273) reported same in New Draft (H. P. 939) (L. D. 1326) under New Title: "An Act Designating Certain Dermatitis Diseases as Occupational Diseases." and that it Ought to pass.

The Committee on Legal Affairs on Bill, "An Act Relating to Definition of Itinerant Vendors." (H. P. 653) (L. D. 945) reported same in New Draft (H. P. 937) (L. D. 1324) under New Title: "An Act Relating to Itinerant Vendors." and that it Ought to pass.

The Committee on Liquor Control on Bill, "An Act Relating to Lighting in All Places Licensed to Sell Liquor to be Consumed on the Premises." (H. P. 6606) (L. D. 952) reported same in New Draft (H. P. 938) (L. D. 1325) under the same Title, and that it Ought to pass.

Which reports were severally read and accepted in concurrence, the Bills in New Draft read once and tomorrow assigned for second reading.

The Committee on Public Utilities on Bill, "An Act to Create the Berwick Water and Sewerage District." (H. P. 900) (L. D. 1269) reported same in New Draft (H. P. 931) (L. D. 1317) under the same Title, and that it Ought to pass.

In House, report accepted and bill in New Draft passed to be engrossed as amended by House Amendment A (Filing No. 252)

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

The Committee on Transportation on Bill, "An Act Relating to Splash Guards for Certain Trucks." (H. P. 513) (L. D. 726) reported same in New Draft (H. P. 870) (L. D. 1215) under the same Title, and that it Ought to pass.

In House, report accepted and bill in New Draft passed to be engrossed as amended by House Amendment A (Filing No. 261).

In the Senate, on motion by Mr. Cole of Waldo, the bill was laid upon the table pending acceptance of the report, and was especially assigned for tomorrow.

Ought to Pass — as amended

The Committee on Appropriations and Financial Affairs on "Resolve Creating a Tax Policy Advisory Committee." (H. P. 131) (L. D. 189) reported that the same Ought to pass as amended by Committee Amendment A (Filing No. 248)

On motion by Mr. Wyman of Washington, the resolve was laid upon the table pending acceptance of the report.

The Committee on Labor on Bill, "An Act Increasing Burial Expenses Under Workmen's Compensation Act." (H. P. 862) (L. D. 1230) reported that the same Ought to pass with Committee Amendment A (Filing No. 251)

The Committee on Legal Affairs on Bill, "An Act Providing for Civil Service for the Old Orchard Beach Police Department." (H. P. 899) (L. D. 1268) reported that the same Ought to pass as amended by Committee Amendment A (Filing No. 249)

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.

Majority — OTP
Minority — ONTP

The Majority of the Committee on Inland Fisheries and Game on Bill, "An Act Relating to Open Season for Fishing on Brooks and Streams in Cumberland County." (H. P. 240) (L. D. 351) reported that the same Ought to pass. (Signed)

Senator:
HILLMAN of Penobscot

Representatives:
WHEATON of Princeton
DODGE of Guilford
MOORE of Casco
DUDLEY of Enfield
MONROE of Monroe
CARVILLE of Eustis
HARRIS of Greenville

The Minority of the same Committee on the same subject matter, reported that the Bill Ought not to pass. (Signed)

Senators:
BRIGGS of Aroostook
CARPENTER of Somerset

In House Majority Report accepted and the bill passed to be engrossed as amended by House Amendment A (Filing No. 233)

In the Senate, on motion by Mr. Carpenter of Somerset, tabled pending acceptance of either report.

Majority — OTP
Minority — ONTP

The Majority of the Committee on Inland Fisheries and Game on recommended "Resolve Opening Hancock Pond, Oxford and Cumberland Counties to Ice Fishing." (H. P. 493) (L. D. 706) reported that the same Ought to pass. (Signed)

Senators:
BRIGGS of Aroostook
CARPENTER of Somerset

Representatives:
HARRIS of Greenville
WHEATON of Princeton
DODGE of Guilford
DUDLEY of Enfield

The Minority of the same Committee on the same subject matter,

reported that the resolve Ought not to pass.

(Signed)

Senator:
HILLMAN of Penobscot

Representatives:
CARVILLE of Eustis
MOORE of Casco
MONROE of Monroe

In House, Majority Report accepted and resolve passed to be engrossed.

In the Senate, on motion by Mr. Carpenter of Somerset, the ought to pass Majority Report was accepted in concurrence, the resolve read once and tomorrow assigned for second reading.

Majority — OTP
Minority — ONTP

The Majority of the Committee on Inland Fisheries and Game on recommended "Resolve Opening Sand Pond, Oxford County to Ice Fishing." (H. P. 494) (L. D. 707) reported that the same Ought to pass. (Signed)

Senators:
BRIGGS of Aroostook
HILLMAN of Penobscot
CARPENTER of Somerset

Representatives:
DODGE of Guilford
HARRIS of Greenville
WHEATON of Princeton

The Minority of the same Committee on the same subject matter, reported that the resolve Ought not to pass. (Signed)

Representatives:
CARVILLE of Eustis
MONROE of Monroe
DUDLEY of Enfield
MOORE of Casco

In the House, Majority Report accepted and resolve passed to be engrossed.

In the Senate, on motion by Mr. Carpenter of Somerset, the ought to pass Majority Report was accepted in concurrence, the resolve read once and tomorrow assigned for second reading.

Majority — ONTP
Minority — OTP

The Majority of the Committee on Judiciary on Bill, "An Act Re-

lating to Description of Real Estate in Tax Deeds and Tax Liens." (H. P. 832) (L. D. 1183) reported that the same Ought not to pass.
(Signed)

Senators:

WEEKS of Cumberland
WOODCOCK of Penobscot
LESSARD of Androscoggin

Representatives:

EARLES of South Portland
EMMONS of Kennebunk
COX of Dexter
BERMAN of Auburn
KNIGHT of Rockland
CARON of Biddeford

The Minority of the same Committee on the same subject matter, reported that the bill Ought to pass.
(Signed)

Representative:

BEANE of Augusta

In House, reports and bill Indefinitely Postponed.

In the Senate, on motion by Mr. Weeks of Cumberland, the bill was indefinitely postponed in concurrence.

Majority — ONTP

Minority — OTP

The Majority of the Committee on State Government on "Resolve Proposing an Amendment to the Constitution Providing for Annual Legislative Sessions." (H. P. 849) (L. D. 1212) reported that the same Ought not to pass.
(Signed)

Senators:

HILLMAN of Penobscot
ROSS of Sagadahoc

Representatives:

SMITH of Exeter
DENNETT of Kittery
SANBORN of Gorham
WADE of Auburn

The Minority of the same Committee on the same subject matter, reported that the resolve Ought to pass.
(Signed)

Senator:

LESSARD of Androscoggin

Representatives:

PLANTE of Old Orchard
Beach
BARNETT of Augusta
COYNE of Waterville

In House, Minority Report accepted and resolve passed to be

engrossed as amended by House Amendment A (Filing No. 239)

In the Senate, on motion by Mr. Hillman of Penobscot, the resolve was laid upon the table pending acceptance of either report and was especially assigned for Wednesday of this week.

Senate Committee Reports Ought to Pass — N. D.

Mrs. Lord from the Committee on Public Health on Bill, "An Act to Regulate the Practice of Nursing." (S. P. 318) (L. D. 880) reported same in New Draft (S. P. 475) (L. D. 1339) under same Title, and that it Ought to pass.

(On motion of Mrs. Lord of Cumberland, tabled pending acceptance of the report.)

Majority — ONTP

Minority — OTP — N. D.

The Majority of the Committee on Labor on Bill, "An Act Establishing a Minimum Wage." (S. P. 59) (L. D. 92) reported that the same Ought not to pass.
(Signed)

Senator:

MacDONALD of Oxford

Representatives:

LETOURNEAU of Sanford
MILLER of Portland
KARKOS of Lisbon
TREWORGY of Orono
WINCHENPAW of Friendship

HARDY of Hope

The Minority of the same Committee on the same subject matter, reported same in New Draft (S. P. 472) under same Title, and that it Ought to pass.
(Signed)

Senators:

ROSS of Sagadahoc
BATES of Penobscot

Representative:

HANCOCK of Nobleboro

Mr. BATES of Penobscot: Mr. President, I move that this item be tabled, out of courtesy to the sponsor of the measure, Senator MacDonald of Oxford.

The motion prevailed and the bill was laid upon the table pending acceptance of either report.

Majority — ONTP
Minority — OTP

The Majority of the Committee on Labor on Bill, "An Act Relating to Minimum Wages." (S. P. 82) (L. D. 154) reported that the same Ought not to pass.

(Signed)

Senators:

BATES of Penobscot
 ROSS of Sagadahoc

Representatives:

TREWORGY of Orono
 HANCOCK of Nobleboro
 WINCHENPAW of Friend-
 ship

HARDY of Hope

The Minority of the same Committee on the same subject matter, reported that the bill Ought to pass. (Signed)

Senator

MacDONALD of Oxford

Representatives:

KARKOS of Lisbon
 LETOURNEAU of Sanford
 MILLER of Portland

On motion by Mr. Bates of Penobscot, tabled pending acceptance of either report.

Majority — OTP — N. D.
Minority — ONTP

The Majority of the Committee on Taxation on Bill, "An Act Exempting the Grange from Property Taxes." (S. P. 180) (L. D. 423) reported same in New Draft (S. P. 473) (L. D. 1338) under New Title: "An Act Exempting Certain Fraternal Societies from Property Taxes." and that it Ought to pass. (Signed)

Senators:

WILLEY of Hancock
 WYMAN of Washington

Representatives:

CYR of Augusta
 MAXWELL of Jay
 ROLLINS of Belfast
 PARSONS of Hartford

The Minority of the same Committee on the same subject matter, reported that the bill Ought not to pass.

(Signed)

Senator

FOURNIER of York

Representatives:

WALSH of Verona
 BAXTER of Pittsfield
 COUSINS of Bangor

On motion by Mr. Willey of Hancock, the ought to pass in new draft Majority Report was accepted, the bill read once and tomorrow assigned for second reading.

Second Readers

The Committee on Bills in the Second Reading reported the following bills:

House — as amended

Bill, "An Act to Repeal the Charter of the Cousins and Littlejohns Islands Village Corporation." (H. P. 168) (L. D. 242)

Bill, "An Act to Incorporate the Town of Wiscasset School District." (H. P. 918) (L. D. 1296)

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

Senate

Bill, "An Act Relating to Administration on Estates of Persons Confined to Imprisonment for Life." (S. P. 335) (L. D. 911)

Bill, "An Act Relating to Definition of Misbranded Food." (S. P. 426) (L. D. 1244)

Bill, "An Act to Clarify the Liquor Laws." (S. P. 466) (L. D. 1330)

Bill, "An Act Permitting Importation of Fireworks for Protection of Agricultural Crops." (S. P. 470) (L. D. 1332)

(On motion by Mr. Pierce of Hancock, tabled pending passage to be engrossed.)

Bill, "An Act Relating to Intent to Injure Under Unfair Sales Act." (S. P. 471) (L. D. 1333)

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 Rental of Northern Cumberland Municipal Court." (H. P. 17) (L. D. 26)

Bill, "An Act Permitting Ferry Service for Long Island Plantation." (H. P. 55) (L. D. 77)

(On motion by Mr. Stilphen of Knox, tabled pending passage to be enacted.)

Bill, "An Act Relating to Qualifications for Examination for Registered Pharmacists." (H. P. 215) (L. D. 306)

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

Bill, "An Act Relating to Taxation on Sparkling Wines." (H. P. 821) (L. D. 1159)

(On motion by Mr. Rogerson of Aroostook, the bill was placed on the Special Appropriations Table pending passage to be enacted.)

Bill, "An Act Relating to Time of Enrollment of Voters." (H. P. 858) (L. D. 1226)

Bill, "An Act Relating to Permit Before Examination for Applicant to Practice Barbering." (H. P. 927) (L. D. 1309)

Which bills were passed to be enacted.

"Resolve Regulating Fishing in Part of West Branch of Penobscot River, Piscataquis County." (H. P. 585) (L. D. 832)

"Resolve in Favor of A. R. Palmer of Litchfield." (H. P. 634) (L. D. 926)

(On motion by Mr. Stilphen of Knox, tabled pending final passage.)

"Resolve Closing Second Great Brook Lake, Washington County, to Ice Fishing." (H. P. 831) (L. D. 1182)

"Resolve Relating to Determination of Damages Caused by Taking of Land for Highway Purposes." (S. P. 233) (L. D. 616)

"Resolve Opening County Road Lake in Aroostook County to Ice Fishing." (S. P. 274) (L. D. 736)

"Resolve Regulating Fishing on Deer Meadow Pond in Lincoln County." (S. P. 275) (L. D. 737)

Which were severally finally passed.

The Secretary of the Senate, Chester T. Winslow, was granted permission to address the Senate.

Mr. WINSLOW: Mr. President, I respectfully request that my esteemed friend of long standing, and

a very respected and honorable member of this Senate approach the stanchion now occupied by your humble servant, the Secretary, and with his clear, truculent and convincing voice, augmented with perfect enunciation and erudition, read the title of the next bill so that all Senators, Officers, and visitors may know the perfect pronunciation of a certain river that meanders through our great State of Maine in Waldo County, and I request the Sergeant-at-Arms to escort the Hon. Wilmot Dow of Lincoln to competently and graciously fulfill this request.

Thereupon, the Sergeant-at-Arms escorted Senator Dow of Lincoln to the position of the Secretary of the Senate.

The Secretary pro tem read the bill.

Bond Issue Authorization

Bill, "An Act to Authorize the Construction of a Bridge Across the Passagassawaukeag River." (H. P. 146) (L. D. 202)

Which bill, being a bond authorization measure, and having received the affirmative vote of 26 members of the Senate, was passed to be enacted.

Emergency

Bill, "An Act Authorizing Construction of Dock in Town of Lincolnville." (H. P. 743) (L. D. 1062)

(On motion by Mr. Rogerson of Aroostook, the bill was placed upon the Special Appropriations Table pending passage to be enacted.)

On motion by Mr. Parker of Piscataquis, the Senate voted to take from the table the 68th tabled matter being. Bill, "An Act Relating to Employment of Minors." (S. P. 449) (L. D. 1302) tabled by that Senator on April 16 pending passage to be engrossed; and on further motion by the same Senator, the bill was passed to be engrossed.

Sent down for concurrence.

Orders of the Day

On motion by Mr. Carpenter of Somerset, the Senate voted to take from the table Senate Report from the Committee on Judiciary: "Ought not to pass" on Bill, "An Act Re-

lating to Limitation of Financial Responsibility Law.” (H. P. 242) (L. D. 353) tabled by that Senator earlier in today’s session pending acceptance of the report; and on further motion by the same Senator, the ought not to pass report of the committee was accepted in concurrence.

On motion by Mr. Ross of Sagadahoc, the Senate voted to take from the table the 53rd tabled item being, Senate Report from the Committee on Taxation “Leave to Withdraw” on bill, “An Act Repealing the Tax on Quahogs.” (S. P. 298) (L. D. 822) tabled by that Senator on April 14 pending acceptance of the report.

Mr. ROSS of Sagadahoc: Mr. President, as I mentioned the other day, we have been talking here about fisher, porcupines, lobster and deer, so this afternoon let’s try quahogs.

I think it is probably a bit unusual to table a leave to withdraw report, but this is a bit of an unusual situation: Quahogs themselves, their seeding, the tax that was presented and the two bills that I put in, L. D. 821 and L. D. 822.

After they had their rather extensive hearing before the taxation Committee I went to our illustrious Chairman, the Senator from Hancock, Senator Willey, and I requested that L. D. 821 be withdrawn and that the Committee act on L. D. 822. Some way or other a mix-up developed and they acted on L. D. 821 and withdrew L. D. 822. To compound the confusion this afternoon — and I guess this is standard operating procedure — I would now like to offer an amendment to this bill.

I think probably that quahogs are more or less a local problem with Sagadahoc County, although the part of Cumberland County around Brunswick also has quahogs.

Quahogs are a hard-shelled clam, and I think that most of you have eaten quahogs and perhaps not realized it. The large ones are called “chowders,” and it is exactly that, they are ground up and are put into most of the clam chowders, and the small quahogs are sold as little-neck clams or cherry-stone clams.

Now the problem of this taxation arose two years ago in the last session of the legislature when for better propagation and productivity — because the planning and planting of quahogs is something like the operation of the farmer — many of the conscientious quahog dealers got together and they decided that they were willing to tax themselves so that the state could help them in this propagation, but as the law came out it was called a “dealers’ tax.” Now one of the two dealers in the state lives down in Sagadahoc County, a man by the name of Mr. Laskey. At both of these special sessions he came to me and wanted me to repeal this tax and I told him it was not germane to the problems we were discussing at that time. Now he maintains that he cannot collect either from the diggers or from the persons to whom he sells these quahogs, and through his attorney he wanted me to sponsor a bill doing away with the tax in its entirety. I talked with many of the quahog people and found that they wanted to keep the tax but were willing to revise it a little bit.

The bill before you now I put in by request. I sponsored another bill just changing the wording of the law so that it would accomplish the purpose that I thought was intended: that the quahog dealers themselves would pay this tax according to the way it was spelled out in the law. Well, I found that I was in a little bit of difficulty down in my area because the local papers came out and said that Ross wanted to tax the quahog dealers. I didn’t simply want to tax the quahog dealers because I contend that they are paying the tax right now, because this dealer admitted that he admitted before the Taxation Committee that as soon as this tax became law he lowered his price to the diggers by fifty cents a bushel. But he said, “Of course that had nothing to do with the tax; it was just that my market in Boston went down fifty cents a bushel.”

I just wanted to clarify the situation, and since I was making it more complicated that was the time I wanted to withdraw that bill, but, as I say, they have withdrawn the wrong one. I now suggest that the

law remain exactly as it is right now, but that the tax be reduced from five per cent to three per cent. Now this will give us enough revenue to continue the program, and I am sure that somebody is going to make a saving if this goes through, and I hope that it is the diggers. So, in order to present this amendment, I move to substitute the bill for the report of the committee.

The motion prevailed and the bill was substituted for the "Leave to Withdraw" report of the committee and was given its first reading.

Mr. Ross then presented Senate Amendment "A" and moved its adoption.

Senate Amendment "A" was read by the Secretary.

Mr. WILLEY of Hancock: Mr. President and members of the Senate: I will admit that we were confused on the two bills, but it seemed in the committee that they both ought not to pass, so even though we made that mistake and withdrew the wrong bill, I move that the bill and amendment be indefinitely postponed.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Hancock, Senator Willey, that the bill and accompanying papers be indefinitely postponed.

Mr. ROSS of Sagadahoc: Mr. President, I certainly agree with the good Senator from Hancock, Senator Willey, that the bill as written should have been indefinitely postponed, but this amendment just reduces that percentage from five per cent to three per cent. I heard a rumor that the taxation committee on this bill was so confused on the situation that they were considering reporting out a bill in new draft unanimously "Ought not to pass." I hope that the Senator's motion does not prevail, because I would like to see this saving passed on to my good friends, the quahog diggers. It will still give them a tax on the industry but it will be lowered from five per cent to three per cent.

Mr. WILLEY of Hancock: Mr. President, there seems to be only two dealers in the State, and one of them is in Senator Ross's county. The other dealer definitely wants

it left the way it is and I guess the department would like to see it left the way it is, so I hope that my motion to indefinitely postpone prevails.

The PRESIDENT: The question is on the motion of the Senator from Hancock, Senator Willey to indefinitely postpone Senate Amendment A.

A viva voce vote being had, the motion did not prevail.

Thereupon, Senate Amendment A was adopted, and the bill was tomorrow assigned for second reading.

The PRESIDENT: The Chair would like to remind the Senate of a matter you probably all are well aware of. We have over one hundred items on the table and there seem to be a quite a few more going on as the day goes by. I trust you will give this your consideration and I hope that we can move many of these items off the table this week.

On motion by Mr. Cole of Waldo, the Senate voted to take from the table the 88th tabled item being, House Report from the Committee on Public Health: "Ought to pass in New Draft (H. P. 926) (L. D. 1308) same title" on Bill, "An Act Relating to Qualified Assistant Pharmacists." (H. P. 216) (L. D. 307) tabled by that Senator on April 23 pending acceptance of the report, and that Senator yielded to the Senator from Penobscot, Senator Bates.

Mr. BATES of Penobscot: Mr. President and members of the Senate: I request the privilege of speaking against House Amendment "A", and I move that the unanimous committee report "Ought to pass in New Draft" be accepted.

The motion prevailed and the "Ought to pass in New Draft" report of the committee was accepted and the bill was given its first reading.

Mr. BATES: I would ask the Secretary to read House Amendment "A."

House Amendment "A" was read by the Secretary.

Mr. BATES: Mr. President and members of the Senate: It should be obvious to all members of the Senate that this original bill which

you have received in "Ought to pass" form unanimously was a new draft and entailed considerable study on the part of the committee. The committee entertained the possibility of considering an amendment such as House Amendment "A" which has just been read to you. We frowned upon it because in one instance, as we saw it, you are setting up a procedure whereby a registered pharmacist may, under certain conditions in the next few years, qualify to become a registered pharmacist. Should this amendment pass you are in the same breath practically placing restrictions on a person who has become qualified as a full-fledged registered pharmacist by impeding his progress and by handicapping him to the point of requiring him to practice with an already registered pharmacist for a period of three years. One aspect of this situation alone would entail an expenditure on the part of the newly-recognized registered pharmacist under the provisions of the original bill to the tune of some twelve to fifteen thousand dollars during that three-year period of time.

I move the indefinite postponement of House Amendment "A" in non-concurrence.

The PRESIDENT: The question is on the motion of the Senator from Penobscot, Senator Bates, that House Amendment A be indefinitely postponed in non-concurrence.

A viva voce vote being had, the motion prevailed and House Amendment A was indefinitely postponed in non-concurrence, and the bill was tomorrow assigned for second reading.

The PRESIDENT: The Chair would also like to state that there is a possibility of Wednesday and Thursday afternoon sessions so if any of the committees are planning on executive sessions at that time, the Chair would appreciate it if the Chairmen would contact him so that necessary arrangements can be made. The afternoon sessions are only tentative but we hope to move the session along by afternoon sessions.

On motion by Mr. Coffin of Cumberland,

Adjourned until tomorrow morning at ten o'clock.