

# MAINE STATE LEGISLATURE

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OF THE

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OF THE

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

The SPEAKER: The question before the House is on the motion of the gentleman from Cape Elizabeth, Mr. Chase, that the House accept the majority "Ought not to pass" report of the Committee on Taxation on Bill "An Act for the Assessment of a State Tax for the Year Nineteen Hundred Fifty-One and for the Year Nineteen Hundred Fifty-Two," H. P. 1675, L. D. 1254, and the gentleman from Greenville, Mr. Rollins, has requested a division.

All those in favor of accepting the "Ought not to pass" report will please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Eighty-nine having voted in the affirmative and twenty-nine having voted in the negative, the motion prevailed, and the "Ought not to pass" report was accepted and sent up for concurrence.

#### Ought Not to Pass

Mr. Fogg from the Committee on Claims reported "Ought not to pass" on Resolve to Reimburse the Richmond Packing Company for Loss of Meat (H. P. 1077)

Mr. Hamilton from the same Committee reported same on Resolve in favor of Axel Nelson of Thomaston (H. P. 456)

Mr. Ingraham from the same Committee reported same on Resolve in favor of the City of Biddeford (H. P. 963)

Mr. Potter from the same Committee reported same on Resolve in favor of Emile Couillard of Auburn (H. P. 1567)

Mr. Robbins from the Committee on Highways reported same on Bill "An Act to Facilitate Extension of the Maine Turnpike" (H. P. 686) (L. D. 416)

Mr. Dennison from the Committee on Inland Fisheries and Game reported same on Bill "An Act relating to Open Season for Salmon, Trout, Togue and White Perch" (H. P. 385) (L. D. 221)

Reports were read and accepted and sent up for concurrence.

#### Ought to Pass in New Draft Assigned

Mr. Jacobs from the Committee on Appropriations and Financial Affairs on Bill "An Act to Provide for the Issue of State of Maine Building Construction Bonds for the Construction and Equipment of State Buildings" (H. P. 1297) (L. D. 855) reported same in a Resolve under title of Resolve Proposing an Amendment to the Constitution to Clarify the Provisions that Relate to the State's Borrowing Power (H. P. 1782) (L. D. 1320) and that it "Ought to pass"

Report was read.

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

Mr. CHASE: Mr. Speaker, what we have before us is a constitutional amendment, apparently designed to increase the legislative discretionary borrowing power, which is a new draft of an Act to provide for the issue of building construction bonds and I presume that the purpose of this proposed amendment to the Constitution is to raise money by which subsequent legislatures can take care of those buildings but, in view of the somewhat unusual nature of the new draft, it seems to me that it should be explained to the House just what the intent of this constitutional amendment is and how it ties into the building program and just what is intended to be built with the money if the bonds are authorized and the State does borrow.

The SPEAKER: The question before the House is on the acceptance of the committee report.

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

Mr. JALBERT: Mr. Speaker and Members of the House: As you know, the possibility of putting into the Maine Building Authority, the office building, all the measures calling for all these non-recurring measures such as a building at the Augusta State Hospital, the Western Maine Sanatorium, all major repairs and major building projects, have been declared unconstitutional. This will call for the State to go from \$2,000,000 to \$10,000,000 on a bond issue, borrowing power, and it would allow us to build these various projects such as the Augusta State Hospital, construction

and equipment of a hospital building at Central Maine Sanatorium and a class room and library building at Farmington State Teachers College, some of our normal school construction and some of our major repairs.

This bill would have to go before the people in a referendum at the next election. If it has passage, then it would make it possible for us to go into an extended building program, constitutionally.

The SPEAKER: The question before the House is on the acceptance of the report. Is it the pleasure of the House to accept the report of the committee?

The motion prevailed and the committee report was accepted. Thereupon, the new draft, having already been printed, under suspension of the rules, the resolve was given its first reading.

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

Mr. CHASE: Mr. Speaker, it seems to me that the committee ought to consider at least the question of the title of this bill if the people are going to vote on it with any knowledge of what the intent may be, the resolve proposing an amendment to clarify the provisions that relate to the State's borrowing power. It seems to me that more is intended here than mere clarification. In order that the committee may consider the title of the measure and the question which is to be submitted to the people, I move that it be assigned for second reading next Tuesday.

The SPEAKER: The question before the House is on the motion of the gentleman from Cape Elizabeth that the resolve be assigned for second reading on May 1st at ten o'clock. Is this the pleasure of the House?

The motion prevailed, and the resolve was assigned for second reading on Tuesday, May 1.

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

Mr. JACOBS: Mr. Speaker, Item 6 got by me and I would like to refer back if I may, if the House may see fit, to Item 6.

The SPEAKER: The gentleman from Auburn, Mr. Jacobs, moves

that the House reconsider Item 6, whereby we accepted the "Ought not to pass" report of the Committee on Claims on Resolve in favor of Emile Couillard of Auburn, H. P. 1567. Is it the pleasure of the House to reconsider?

The motion prevailed.

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

Mr. JACOBS: Mr. Speaker, this is a resolve that I put into this House a short time ago in regard to one of our citizens, Mr. Couillard, who for several years has conducted a grocery store, what they call a neighboring store, in the City of Auburn. On January 2nd, after he had purchased a license to sell malt beverages in his store, he was taken sick and is sick today, so much so that he had to sell his business to someone else. He thought he could convey that license of \$100 to the man who bought his business but the Liquor Commission said that he could not do so, that the only way he could get back his \$100 was to present a resolve to the Legislature, which I have done. I think it only fair that this gentleman, who was taken sick on the 2nd day of January and had never used the license and the State had not lost anything thereby because the purchaser of the business bought the license and paid \$100 for it. It does seem fair to me that this gentleman should have his \$100 back; that is all he asks. He has never used it and that is why I ask you to have that resolve passed in favor of this gentleman, Mr. Couillard.

The SPEAKER: The gentleman from Auburn, Mr. Jacobs, moves that the House substitute the Resolve in favor of Emile Couillard of Auburn for the "Ought not to pass" report of the committee. All those in favor of substituting the resolve for the report will say aye; those opposed, no.

A viva voce vote being taken, the motion prevailed and the resolve was substituted for the "Ought not to pass" report.

Thereupon, the resolve was ordered printed under the joint rules.