

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*Ninety-Ninth Legislature*

OF THE

STATE OF MAINE

1959

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ment has been reproduced and distributed.

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

Mr. JALBERT: Mr. Speaker, I move that the matter lie upon the table.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, now moves that the motion of the gentlewoman from Patten, Mrs. Harrington, be tabled pending further consideration, and the Chair would advise the gentleman that the motion must be assigned for a time certain.

Mr. JALBERT: Mr. Speaker, I am not particularly interested one way or another. We have a full calendar for today. I would suggest tomorrow.

The SPEAKER: The gentleman moves that the motion of the gentlewoman from Patten, Mrs. Harrington, for reconsideration, be tabled pending further consideration and be specially assigned for tomorrow.

Mr. BRAGDON: Mr. Speaker, I ask for a division on the motion.

The SPEAKER: A division has been requested. Will those who favor the motion to table the motion for reconsideration on Bill "An Act Concerning Liability of Parents for Damage by Children," Senate Paper 58, Legislative Document 91, please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Ninety having voted in the affirmative and twenty-seven having voted in the negative, the motion prevailed.

#### Tabled Until Later in Today's Session

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

Mr. WADE: Mr. Speaker, I would inquire whether the House has in its possession Bill "An Act Establishing a Minimum Wage," Divided Reports on which L. D. 1337 and L. D. 92 were indefinitely postponed in the House yesterday.

The SPEAKER: The Chair would advise the gentleman that those documents are in the possession of the House.

Mr. WADE: Mr. Speaker and Members of the House: I would move that the House reconsider its action whereby these Reports were indefinitely postponed.

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

Mr. WADE: Mr. Speaker, in order to clarify the action of the whole Legislature on this important matter of a minimum wage, I sincerely hope that my motion to reconsider our action whereby this bill was indefinitely postponed will prevail.

The SPEAKER: The question before the House is the motion of the gentleman from Auburn, Mr. Wade, that the House reconsider its action whereby yesterday it indefinitely postponed Bill "An Act Establishing a Minimum Wage," L. D. 92, and L. D. 1337, which is a New Draft of L. D. 92.

The Chair recognizes the gentlewoman from Rumford, Miss Cormier.

Miss CORMIER: I request when the vote is taken it be taken by a roll call.

The SPEAKER: The gentlewoman from Rumford, Miss Cormier, requests a roll call.

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

Mr. HAUGHN: Mr. Speaker and Members of the House: I want to concur with the motion made by the gentleman from Auburn, Mr. Wade, and hope that this House will go along with that in fairness to give full consideration of measures that haven't been brought to our attention.

The SPEAKER: Is the House ready for the question? The gentlewoman from Rumford, Miss Cormier, has requested a roll call. 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 one-fifth of all the members of the House. Will those who favor 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 Auburn, Mr. Berman.

Mr. BERMAN: Mr. Speaker, may I ask, is this the eighty cent bill?

The SPEAKER: It is.

Mr. BERMAN: Thank you.

The SPEAKER: The question before the House is the motion of the gentleman from Auburn, Mr. Wade, that the House reconsider its action of yesterday whereby it indefinitely postponed L. D. 92, Bill "An Act Establishing a Minimum Wage" which appeared in New Draft as L. D. 1337 under the same title, and both Reports. If you favor the motion to reconsider the indefinite postponement, you will say "yes" when your name is called, and if you oppose the motion, you will say "no".

The Clerk will call the roll.

### ROLL CALL

YEA — Baker, Baxter, Bragdon, Brockway, Brown, Bangor; Brown, Cape Elizabeth; Brown, Ellsworth; Carter, Carville, Caswell, Chapman, Gardiner; Chapman, N o r w a y; Choate, Christie, Clark, Cousins, Dean, Dennison, Dodge, Dumaine, Edgerly, Edmunds, Edwards, Stockton Springs; Emmons, Ervin, Frazier, Good, Graves, Hancock, Hanson, Bradford; Hanson, Lebanon; Harrington, Haughn, Heald, Hobbs, Hodgkins, Hutchinson, Jewell, Kennedy, Knapp, Knight, Lindsay, Linnell, Maddox, Mathews, Mathieson, Mayo, Monroe, Moore, Morse, Parsons, Perry, Easton; Philbrick, Pike, Rankin, Rowe, Limerick; Shepard, Smith, Falmouth; Stanley, Storm, Treworgy, Trumbull, Turner, Wade, Walter, Weston, Wheaton, Whiting, Whitman, Williams, Winchenpaw.

NAY — Aliberti, Bacon, Barnett, Beane, Berman, Boone, Briggs, Cahill, Call, Caron, Cormier, Cote, Couture, Cox, Coyne, Crockett, Curtis, Cyr, Augusta; Cyr, Fort Kent; Davis, Westbrook; Desmarais, Dostie, Doyle, Dudley, Dufour, Dumais, Dunn, Earles, Edwards, Raymond; Gallant, Harris, Healy, Hendricks, Hendsbee, Hilton, Hughes, Jacques, Jalbert, Johnson, Karkos, Kellam, Kilroy, Kinch, Lacharite, Lancaster, Lane, Lantagne, Lebel, Lemelin, Letourneau, Lowery, Maxwell, Miller, Perry, Hampden; Pert, Pitts, Plante, Porell, Prue, Reed, Rowe, Madawaska; Russell, Saunders, Smith, Exeter; Tardif, Walls, Walsh, Warren, Young.

ABSENT — Danes, Davis, Calais; Dennett, Dow, Hardy, Jewett, Jones, Nadeau, Rollins, Sanborn.

Yea, 71. Nay, 69. Absent, 10.

The SPEAKER: Seventy-one having voted in the affirmative, sixty-nine having voted in the negative, with ten absentees, the motion to reconsider does prevail.

Thereupon, on motion of Mr. Wade of Auburn, tabled and specially assigned for later in today's session.

The SPEAKER: The House is proceeding under Orders.

On motion of Mr. Pike of Lubec, it was

ORDERED, the Senate concurring, that the Legislative Research Committee be, and hereby is, directed to study and report to the 100th Legislature on the feasibility of placing Rural Electrification Cooperatives under the jurisdiction of the Public Utilities Commission for regulatory purposes in the same manner as private utilities are now regulated under the Revised Statutes of 1954, chapter 44, as amended, and specifically as to whether or not said Cooperatives should be permitted to exercise the power of eminent domain. (H. P. 961)

Mrs. Smith of Falmouth presented the following Order and moved its passage:

WHEREAS, the members of the House have learned that today is the birthday of Mr. Jalbert of Lewiston,

BE IT ORDERED, that the members of the House extend to Mr. Jalbert their congratulations and their best wishes not only for today but for the entire year.

The Order received unanimous passage. (Applause)

Mr. Miller of Portland presented the following Order and moved its passage:

WHEREAS, the legislative batting average of the Republicans and Democrats in this House is almost equal, we feel that the tie should be broken on the Field of Softball, so that once and for all the people throughout the State will know which is the superior party;