

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and First  
Legislature*

OF THE

STATE OF MAINE

1963

DAILY KENNEBEC JOURNAL  
AUGUSTA, MAINE

## SENATE

Wednesday, March 20, 1963

Senate called to order by the President.

Prayer by Rev. Joseph Craig of Augusta.

On motion by Mr. Boardman of Washington, the Journal of yesterday was read and approved.

The PRESIDENT: The Chair would inquire whether or not a citizen by the name of Lorin Arnold is "in the possession of the Senate"? If so, the Chair would request the Sergeant-at-Arms to escort him to the rostrum.

The Sergeant-at-Arms escorted Lorin Arnold to the rostrum amid the applause of the Senate, the members rising.

Out of Order, Mr. Edmunds of Aroostook presented the following Senate Resolution and moved its adoption.

## Senate Resolution

WHEREAS: Lorin Arnold has for 35 years been engaged in reporting to the citizens of Maine the intent, decisions and activities of their elected representatives in the Executive and Legislative branches of Maine State government; and

WHEREAS: Lorin Arnold's 35 years in this field of news reporting represent the longest continued term of service in this most important area of press responsibility, both to the elected members of the Executive and Legislative branches and to the citizens of Maine, of any of the reporters whose assignments are primarily in the area of political reporting; and

WHEREAS: Lorin Arnold has established an unimpeachable record for reporting the news conscientiously and correctly, without bias in so far as political faith is concerned, and without prejudice in so far as the elected representatives of the citizens of Maine are concerned;

NOW, THEREFORE, BE IT RESOLVED: That the Senate of the 101st Legislature of the State of Maine declare Wednesday, March 20, 1963, "Doc" Arnold Day, out of respect for and in grateful appreciation of the innumerable contribu-

tions made by Lorin Arnold, the Dean of Maine political writers, to the honest and accurate reporting of political activities on the Augusta scene to the electorate of our great State of Maine.

Mr. EDMUNDS of Aroostook: Mr. President, ordinarily Orders and Resolutions are disposed of without debate either because their purpose is well established or their intent is of little import. This is not the case in so far as the Resolution now before the Senate is concerned, and for that reason I beg the indulgence of my fellow Senators while I make a few brief remarks.

The place of the political reporter in today's society is vastly more important than it was 10, 20, or 30 years ago. The multiplicity of media whereby news is not disseminated is partially responsible, since it has substantially increased the awareness of our citizens to the importance of state government. The sharply increased demands of our citizens for new and expanded state activities to promote the general welfare of our electorate and to maintain Maine's competitive position with respect to her sister states requires of the competent political reporter unceasing hours of background research and continued re-examination of all facets of every proposal in order to fairly and accurately present to the general public the whys and wherefores underlying the important decisions made in our legislative halls.

Increasingly, in the turmoil of the modern day political arena, we hear charges of "News Management" and "Press Favoritism". It goes without saying that the people of Maine could hardly accept the news from Augusta with credibility if these practices were common to political reporting in our great state.

Maine is indeed fortunate. The calibre of her political writers has been, and continues to be, of an exceedingly high standard of competence. I know many of "Doc" Arnold's fellow reporters will agree with me when I say, in large part, reputation for unquestioned integrity in this most important field upon the precepts established and rigidly adhered to by this man who has been on the scene for 35 years, Lorin Arnold.

Speaking as one legislator, but knowing that I speak in a sense for every Senator in this Chamber, I would state that I must make many agonizing decisions in the course of a session. There is a pleasant respite, however, from one of the major problems that plague my counterparts in many states of the Union. I know, once my decision is reached, that I will not become a "cause celebre" in the newspapers of Maine, ridiculed and castigated by factional-minded representatives of the Press whose only purpose is to generate inter-party strife to promote tomorrow's headlines. In Maine, all of us can go to bed at night assured that tomorrow's stories will be factual as to content, impartial as to intent, and entirely devoid of the punitive and unscrupulous smears so often incorporated into political reporting in other areas.

These remarks are, in a sense, recognition of our political writers as a group. In honoring Lorin Arnold today, I believe we are according the justice due all our many friends of the Press, but let me hasten to say that "Doc" Arnold not only epitomizes the ability and integrity displayed by the members of his profession here in Maine; in a very real sense he is responsible for it. I say this not because I alone have observed it, nor because many of my colleagues have affirmed it; rather it is the culmination of the respect he has generated within the Executive and Legislative Branches, with the people of the State of Maine, and, in the last analysis, the acid test, with his many colleagues, both past and present, who are his friendly competitors in this honored profession.

"Doc" Arnold, this is your day, and it is long overdue. On behalf of the Senate of the 101st Legislature, may I offer you our heartfelt respect for your integrity as our representative before the people of Maine. May we wish you many more years of continued success in those duties which you discharge with fair play and the welfare of the State of Maine as your only guidelines.

Mr. JACQUES of Androscoggin: Mr. President, I have not known "Doc" Arnold for 35 years, but I

have known him for at least 10 years. I have been hanging around the Senate and the House for the past ten years and I have known "Doc" Arnold as being a respectable reporter. He has printed the news as it came out, and I do want to concur with Senator Edmunds of Aroostook in what he has said about "Doc" Arnold. I wish at this time to say for the Minority Party that we honor "Doc" Arnold. Congratulations, Mr. Arnold and we congratulate this Senate for congratulating you. Thank you very much.

Thereupon, the Resolution was adopted.

On motion by Mr. Brooks of Cumberland,

ORDERED, that the Secretary of the Senate be directed to prepare a suitably inscribed copy of the Resolution adopted by the Senate on Wednesday, March 20, 1963, in honor of "Doc" Arnold, and that the same be presented to "Doc" Arnold by the President of the Senate.

Which was read and passed.

The PRESIDENT: Lorin Arnold, with remarkable speed, the Order of the Senator from Cumberland, Senator Brooks, has been complied with. Within the walls of this institution, many people have come and gone. Within the halls of this Senate and its Chambers, many have come for recognition, including the high and mighty, and the humble and common man. It is rare indeed, however, that a legislative body pauses during its deliberations to pay tribute to one of its citizens who is not an ex-Governor or an ex-Legislator or an Apple Blossom Queen.

As a matter of fact while most states interrupt their deliberations often for honorary or courtesy reception and address, the Maine Legislature by leadership policy has refused joint social actions, particularly by a joint session unless on direct invitation of the Governor. It is particularly important therefore that you understand the sincerity behind these proceedings and further that you understand that you are not being honored because you have been a news man for thirty years or because it might be your anni-

versary or because you might be retiring or because we want to curry favors, or because there might be a scandal brewing and we want you to treat us gently or because anybody is inferring that your career is in its twilight. You are being honored simply because these people want to honor you, and because of your image for fair-mindedness and unemotional levelheadedness, this image increases. And because you have used judgment and discretion in quoting unguarded comments particularly from the young, the new and the naive. And because within your profession itself, respect for you is paramount.

I present you with this Resolution with pride and happiness. (Applause)

Mr. LORIN ARNOLD: President Bob and ladies and gentlemen of this esteemed body, thank you very much for affording me this opportunity to open your session this morning, so to speak, the first time I have been honored by occupying a choice place on this rostrum since starting coverage of the Senate some thirty-odd years ago. Few, if any, newsmen, covering the Legislature over the years have been given this special recognition, and I want you to know that I consider it a distinct and gratifying honor.

In response, I shall not take the time for lengthy remarks, leaving those for tonight when we attend a little snack in the Augusta House.

However, I am deeply appreciative of the generous and sincere remarks of commendation from my good friend, Perrin, although I am not so sure they are deserved. As many of you know, all I have tried to do is to perform the best job possible and in the way I believed it should be done. And if I have had a measure of success in these efforts, I am happy and gratified, and pleased if they have helped anyone along the way.

This fine and unexpected gesture this morning certainly is one of the most outstanding highlights of my entire career, and I am most grateful.

I do not want to hold up your proceedings any longer, but before I step down, may I express my appreciation for the many acts of kindness and cooperation extended to

me over the years by Chet Winslow, Waldo Clark and the other attaches of the President's and Secretary's offices. They have contributed a great deal to making my tasks easier and doing my job more efficiently.

Then too, may I take this occasion to say that I always have had the highest respect and admiration for your most talented President. Bob, I hope I may be around to see you attain many more successes.

Good luck everybody and thanks very much. (Applause)

### House Papers

#### Non-concurrent matters

Bill, "An Act Increasing Fees and Clarifying Barber Licensing Law." (H. P. 30) (L. D. 54)

In Senate, February 27, passed to be engrossed as amended by Committee Amendment A (H-22) in concurrence.

Comes from the House, passed to be engrossed as amended by Committee Amendment A, and by House Amendment A, (H-110), in non-concurrence.

In the Senate, the Secretary read House Amendment A.

Thereupon, on motion by Mr. Hinds of Cumberland, the Senate voted to recede and concur.

Divided Report from the Committee on Sea and Shore Fisheries on Bill, "An Act Regulating Taking of Striped Bass from Coastal or Tidal Waters of York County." (S. P. 370) (L. D. 1036)

In Senate, March 14, passed to be engrossed.

Comes from the House, Majority—Ought not to pass report accepted in non-concurrence.

In the Senate, on motion by Mr. Cram of Cumberland, the Senate voted to recede and concur.

Bill, "An Act Relating to the Killing of Bears in Organized Townships." (H. P. 769) (L. D. 1123)

In House, March 12, Minority, Ought to pass report read and accepted.

In Senate, March 14, Majority, Ought not to pass report read and accepted in non-concurrence.

Comes from the House that body having insisted and asked for a Committee of Conference.

In the Senate, on motion by Mr. Stilphen of Knox, the Senate voted to insist and join, and the President appointed as Senate conferees on the Committee of Conference, Senators: Stilphen of Knox, Stitham of Somerset and Cyr of Aroostook.

#### Communication

Maine Constitutional  
Commission  
Portland, Maine

March 19, 1963

To the Honorable House and Senate of the 101st Legislature  
State House  
Augusta, Maine.

Members:

I have the honor to transmit to you herewith the Fourth Report of the Maine Constitutional Commission.

Very truly yours,  
FRED C. SCRIBNER, Jr.

President, Maine Constitutional  
Commission.

FCS-emi  
Enclosure.

Which communication and report were referred to the Committee on Constitutional Amendments and Legislative Reapportionment and ordered printed.

Sent down for concurrence.

#### Committee Reports — House

##### Leave to Withdraw

The Committee on Judiciary on Resolve, Granting to the State Park and Recreation Commission the Power to Acquire by Eminent Domain Land at West Quoddy Head. (H. P. 979) (L. D. 1418) reported that the same should be granted Leave to Withdraw.

The Committee on Labor on Bill, "An Act Relating to Weekly Benefit Amount for Total Unemployment Under Employment Security Law." (H. P. 338) (L. D. 465) reported that the same should be granted Leave to Withdraw.

The same Committee on Bill, "An Act Relating to Weekly Benefit for Partial Unemployment Under Employment Security Law." (H. P. 339) (L. D. 466) reported that the same

should be granted Leave to Withdraw.

The Committee on Liquor Control on Bill, "An Act Relating to the Retail Sale of Vinous Liquors." (H. P. 936) (L. D. 1370) reported that the same should be granted Leave to Withdraw.

The Committee on Taxation on Bill, "An Act Repealing Sales Tax Exemption on Automobiles and Aircraft Purchased by Non-residents." (H. P. 403) (L. D. 602) reported that the same should be granted Leave to Withdraw.

The same Committee on Bill, "An Act Exempting Water Sold for Human Consumption from Sales Tax." (H. P. 256) (L. D. 325) reported that the same should be granted Leave to Withdraw.

##### Ought Not to Pass

The Committee on Education on Bill, "An Act Relating to Listing by Commissioner of Education of Teaching and Educational Administrative Positions." (H. P. 802) (L. D. 1189) reported that the same Ought not to pass.

The same Committee on Bill, "An Act to Provide Conveyance for High School Students as in the Judgment of the Superintending School Committee Seems Necessary." (H. P. 635) (L. D. 891) reported that the same Ought not to pass.

The Committee on Judiciary on Bill, "An Act to Provide for Review of Law and Fact in Appeal Cases Under Workmen's Compensation Act." (H. P. 815) (L. D. 1202) reported that the same Ought not to pass.

Which reports were read and accepted in concurrence.

The Committee on Inland Fisheries and Game on Bill, "An Act Relating to Fee for Tags in Registering Deer." (H. P. 40) (L. D. 63) reported that the same Ought not to pass.

Comes from the House, Bill substituted for the report, and passed to be engrossed as amended by House Amendment "A" (H-81)

In the Senate, the Ought not to pass report was accepted in non-concurrence.

Sent down for concurrence.

The Committee on Agriculture on Bill, "An Act Relating to Appointment of Local Sealers of Weights and Measures." (H. P. 758) (L. D. 1112) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to the Restriction Against Carnival Performing Near Agricultural Fairs." (H. P. 759) (L. D. 1113) reported that the same Ought to pass.

The Committee on State Government on Bill, "An Act Relating to Expenditure of Funds Accruing to Electricians Examining Board." (H. P. 750) (L. D. 1079) reported that the same Ought to pass.

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

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The Committee on Business Legislation on Bill, "An Act Relating to Authority Under Non-resident Insurance Agent's License." (H. P. 625) (L. D. 881) reported that the same Ought to pass as amended by Committee Amendment "A" (H-10)

(On motion by Mr. Brooks of Cumberland, tabled pending acceptance of the report, and especially assigned for Wednesday next.)

The same Committee on Bill, "An Act Prohibiting Discrimination Among Licensed Optometrists." (H. P. 19) (L. D. 1048) reported that the same Ought to pass as amended by Committee Amendment A (H-108)

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

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The Committee on Towns and Counties on Bill, "An Act Relating to Municipal Accounting Systems and Postaudit." (H. P. 850) (L. D. 1237) reported that the same Ought to pass as amended by Committee Amendment A (H-109)

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On motion by Mr. Wyman of Washington, tabled pending accept-

ance of the report and especially assigned for later in today's session.

The PRESIDENT: The Chair is happy to recognize in the Senate Chambers a group of students from our Winthrop, Maine school system, members of the 8th grade of the Winthrop Junior High School. They are accompanied by their principal, Mrs. Winnefred Leavitt and Mrs. Irene Hibbs. You young citizens are most welcome here. We hope you will enjoy and learn from these proceedings, and that someday you may feel you wish to take the place of the members of the Senate here. Winthrop being in Kennebec County, may I introduce to you the Senators from your county. The Senator from Kennebec, Senator Campbell and I am sorry to say that the Senator from Kennebec, Senator Farris has left briefly but his seat is the empty one next to Senator Campbell. You are welcome here and we are glad to have you. (Applause)

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**Ought to Pass — New Draft — Same Title**

The Committee on State Government on Bill, "An Act to Create the Bureau of Maine Archives." (H. P. 751) (L. D. 1080) reported that the same Ought to pass in New Draft under the same title (H. P. 1011) (L. D. 1462)

Which report was read and accepted and the bill read once.

On motion by Mr. Edmunds of Aroostook, tabled pending assignment for second reading.

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The Committee on Towns and Counties on Bill, "An Act Providing for Appointment of Municipal Historians." (H. P. 853) (L. D. 1240) reported that the same Ought to pass in New Draft under the same title (H. P. 1012) (L. D. 1463)

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

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The Majority of the Committee on Transportation on Bill, "An Act Relating to Time for Inspection of Motor Vehicles." (H. P. 708) (L. D. 964) reported that the same

Ought not to pass, as covered by other legislation.

(Signed)

Senators:

PHILBRICK of Penobscot  
FERGUSON of Oxford  
JOHNSON of Somerset

Representatives:

OSBORN of Presque Isle  
LINNEKIN of Limington  
FINLEY of Washington  
DAVIS of Calais  
LAUGHTON of Ripley  
WHITNEY of Winn

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

Representative:

BUSSIÈRE of Lewiston

Comes from the House, Majority—Ought not to pass report read and accepted.

In the Senate, on motion by Mr. Philbrick of Penobscot, the Majority Ought Not to Pass report was accepted, in concurrence.

Mr. Noyes from the Committee on Industrial and Recreational Development on Bill, "An Act Relating to the Official Tree of the State of Maine" (S. P. 498) (L. D. 1395) reported that the same ought not to pass.

Mrs. CHRISTIE of Aroostook: Mr. President and members of the Senate, this bill was introduced at the suggestion of the Forest Commissioner Wilkins and I would like to read the letter which I received from him:

"I was pleased to learn of your success in getting unanimous consent to introduce your bill, "An Act Relating to the Official Tree of the State of Maine" which appears as L. D. 1395.

"In reading the bill, I want to call your attention to what I believe is possibly an omission. Not only do we want the word 'eastern' inserted but also the technical name. I would like to suggest that at the time of the hearing you introduce an amendment to make it read as follows:

The official tree of the State shall be the eastern white pine tree (*Pinus strobus*, Linnaeus).

I suggest this because we can then be consistent with the words which also appear under our State floral emblem."

In introducing this bill, as I said, I did it at the suggestion of Mr. Wilkins. I feel that it is just as well to have the correct name as it is to have the name only partially correct. For that reason I move that we substitute the bill for the report.

The motion prevailed, the bill was read once and tomorrow assigned for second reading.

**Amended**

**Minority — Ought Not to Pass**

The Majority of the Committee on State Government on Bill, "An Act Increasing Salary of Hearing Examiner for State Liquor Commission." (S. P. 337) (L. D. 1002) reported that the same Ought to pass, as amended by Committee Amendment A (S-78)

(Signed)

Senators:

LOVELL of York  
CHRISTIE of Aroostook

Representatives:

DENNETT of Kittery  
BERMAN of Houlton  
SMITH of Strong  
THAANUM of Winthrop  
BERRY of Cape Elizabeth  
DOSTIE of Lewiston  
CARTIER of Biddeford

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

(Signed)

Senator:

WHITTAKER of Penobscot

Mr. LOVELL of York: Mr. President, since this is a rather delicate bill and rather important, I would move that we accept the Majority Ought to Pass report as amended.

The motion prevailed, the ought to pass report was accepted, the bill read once and Committee Amendment A was read.

Mr. WHITTAKER of Penobscot: Mr. President and members of the Senate, I rise to speak in opposition to adoption of the amendment. May I point out that this bill as amended would reverse the original intent of the bill which was to increase the



salary of the hearing examiner. The amendment calls for a reduction in salary. I should like to suggest that this would be unfair to the hearing examiner; that it might be demoralizing to state employees, both present and future, and I believe it would have a destructive effect on our state system of liquor control.

At my request, the hearing examiner spent an hour with me over the past weekend in my home, during which time I questioned him and he very readily answered my questions concerning his work. May I point out that there is but one hearing examiner for the State Liquor Commission. His duties are to hear all complaints on alleged violations on the part of all liquor licensees in the state. The hearings are conducted on a formal trial basis with witnesses being examined and cross examined by the commission and by the licensee or his attorney. All of the hearing examiner's decisions must be in writing, stating the facts, the law, the previous record, the decision and the disposition. Frequently a voluminous transcript of testimony must be studied before a written decision can be rendered and each decision requires a considerable period of time in its preparation.

During the year 1962 the examiner heard 296 cases while sitting at Portland, Auburn, Augusta, Bangor and Caribou. In addition to the time taken from his private practice by the examiner, he also foregoes other revenue from private practice by refusing to accept criminal cases. I should like to suggest that while this is a part time job and the salary is also a part time salary, that we are paying the hearing examiner not only for the time he spends on this particular job, but also for his general professional abilities, his qualifications to act as a judge in these cases. I have every reason to believe that he has rendered impartial, careful decisions, that he is dedicated to his particular job.

I should like to suggest further that salary increases should be made at reasonable intervals when the employee is doing a creditable job and certainly they should not be decreased at a time when an increase is suggested.

One further comment. It seems to me that if this bill as amended should be passed, it might very well result in the resignation of the examiner, although he has not indicated that this would be true but if I were in his position I should certainly feel like resigning. Since he is a competent workman this would in effect reduce the important controls which are exercised over our liquor laws by the man holding this position.

I hope then that this amendment may not be favored by the members of the Senate and if it is defeated, it will be my purpose to move the indefinite postponement of this bill and all its papers.

Mr. EDMUNDS of Aroostook: Mr. President, I rise to say that I concur with the remarks of the Senator from Penobscot, Senator Whittaker. I would hope the motion to adopt Committee Amendment A would not prevail and when the vote is taken I would request a division.

Mr. FARRIS of Kennebec: Mr. President and members of the Senate, I am not personally well acquainted with our hearing examiner but I have had occasion to observe this work, conducting his duties as a hearing examiner for the Commission. I also last Fall had occasion on several weekends to contact the hearing examiner in relation to a case which was outside the field of his duties on the Liquor Commission and on each occasion on the weekend this hearing examiner was dictating and having transcribed and reviewing hearings and preparing decrees. For the record, I know that he works most diligently. I have seen him handle hearings and anyone here would certainly be proud that we in the State of Maine do have a gentleman who conducts his hearings with such fairness and such dignity.

I certainly feel that this would almost be a personal insult to the individual who holds this position if we were to reduce the salary below the present salary. Therefore at this time I would move indefinite postponement of the bill and its accompanying papers. I request a division when the vote is taken.

Mrs. CHRISTIE of Aroostook: Mr. President, in view of the fact that I signed the Majority Ought to

Pass report, I feel I should make this statement. After considering the testimony given by other members of this Body I feel that I cannot go along with the report that I signed and so I am in accord with the other speakers on this bill.

Mr. JACQUES of Androscoggin: Mr. President, I certainly am not in favor of giving this man a \$2,000 raise and yet I am not in favor of lowering his salary by a \$1,000. The only thing I can see this amendment doing is to kill the office. I think this man has done a wonderful job. I appeared before him in many cases in our court in Auburn. I am not in favor of giving him a \$2,000 raise nor am I in favor of lowering his salary.

Mr. LOVELL of York: Mr. President, simply to clarify the Majority report I might say that I was rather hesitant myself in signing the report with the amendment but I like to go along with the good Senator from Aroostook, Senator Christie when I can but it was brought out by a member of the Committee who investigated this very thoroughly that the hearing examiner has spent last year 23 days, which at his present pay of \$6000 a year gives him \$236 a day. If it were raised to \$8000 he would get close to \$300 a day. I presume that is not an exorbitant wage for an attorney—they may demand quite a sizeable amount for their work—but nevertheless I can sort of agree with the good Senator from Aroostook, Senator Christie that maybe we should not cut this fine man's wages.

The PRESIDENT: The Chair would inform the Senator from Kennebec, Senator Farris, that the pending question before the Senate was on the motion to adopt the Committee Amendment. The Senator from Kennebec, Senator Farris has moved to indefinitely postpone the bill and the amendment. The Chair would advise the Senator that the adoption of an amendment has precedence over a motion to indefinitely postpone. However, if the Senator from Kennebec, Senator Farris wishes to change his motion to indefinitely postpone the amendment, he would then be in order and have proper priority. Is this the understanding of the Chair?

Mr. FARRIS: It is, Mr. President.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Kennebec, Senator Farris, that Committee Amendment A be indefinitely postponed. A division has been requested.

A division of the Senate was had. Thirty-one having voted in the affirmative and none opposed, Committee Amendment A was indefinitely postponed.

Mr. WHITTAKER of Penobscot: Mr. President, may I inquire of the Chair what is the present status of the bill?

The PRESIDENT: The Chair will reply that the bill has been read in its original form; the amendment has been indefinitely postponed and the bill is ready for second reading.

Thereupon, on motion by Mr. Whittaker of Penobscot, the bill was indefinitely postponed.

Sent down for concurrence.

#### Second Readers

The Committee on Bills in the Second Reading reported the following Bills and Resolves:

#### House

Bill, "An Act Repealing Law Requiring Clerk of Courts to Mail Divorce Judgments When Duty to Support." (H. P. 771) (L. D. 1125)

Bill, "An Act Relating to Open Season for Fishing in Fish River, Aroostook County." (H. P. 813) (L. D. 1200)

Bill, "An Act Relating to Surrender of Motor Vehicle Operator's License to Secretary of State." (H. P. 873) (L. D. 1260)

Bill, "An Act Relating to Suspension of Certain Licenses by Commissioner of Sea and Shore Fisheries." (H. P. 1005) (L. D. 1455)

Bill, "An Act Providing for Jurisdiction of Kittery Port Authority Over Town Wharves and Relating to Organization and Powers of the Authority." (H. P. 1006) (L. D. 1456)

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

Bill, "An Act Increasing Mileage Allowance for State Employees on State Business." (H. P. 400) (L. D. 599) (H-51)

Bill, "An Act Relating to Location of Office of Board of Harbor Com-

missioners for the Harbor of Portland." (H. P. 502) (L. D. 704) (H-88)

Bill, "An Act Relating to Underwater Swimming and Diving." (H-105) (H. P. 790) (L. D. 1143)

Bill, "An Act Relating to Appointment and Duties of Deputy Registers of Probate." (H. P. 927) (L. D. 1361) (H-104)

Resolve, Regulating Fishing in Upper and Lower Range Dumpling Pond and Ingalls Pond, Androscoggin and Cumberland Counties, and Lily Pond, Cumberland County. (H. P. 447) (L. D. 651)

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

Resolve, Providing for Retirement and Pension for Stephen A. Regina of Saco. (S. P. 188) (L. D. 487)

Bill, "An Act Relating to Excise Tax on Motor Vehicles Owned by Domestic Corporations, Partnerships and Charitable Institutions." (S. P. 464) (L. D. 1291)

Bill, "An Act Relating to Power of Eminent Domain of Maine State Park and Recreation Commission." (S. P. 542) (L. D. 1468)

Bill, "An Act Relating to Effective Date for Salary Increase for County Officers." (S. P. 543) (L. D. 1467)

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

Sent down for concurrence.

Bill, "An Act Relating to Reporting of Divorces to State Registrar of Vital Statistics." (S. P. 309) (L. D. 975)

Bill, "An Act Relating to Illegal Manufacture of Liquor." (S. P. 394) (L. D. 1097)

Bill, "An Act Relating to Inspection of Motor Vehicles." (S. P. 39) (L. D. 32)

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

Sent down for concurrence.

**The Committee on Engrossed Bills reported as truly and strictly engrossed the following Bills and Resolves:**

Bill, "An Act Relating to Licenses for Slaughterhouses." (H. P. 317) (L. D. 444)

Bill, "An Act to Change the Name of Anonymous Pond, Cumberland

County, to Crystal Lake." (H. P. 335) (L. D. 462)

Bill, "An Act to Incorporate the West Paris Water District." (H. P. 392) (L. D. 591)

Bill, "An Act Relating to Expending Aroostook County Funds for Ricker College." (H. P. 557) (L. D. 772)

Bill, "An Act Relating to Seine or Bag Net of Bait Dealers Under Fish and Game Law." (H. P. 647) (L. D. 903)

Bill, "An Act Changing Old Orchard Beach Bird Sanctuary to Ocean Park Game Preserve and Bird Sanctuary." (H. P. 648) (L. D. 904)

Bill, "An Act Relating to Certificate of Registration to Practice Barbering." (H. P. 730) (L. D. 1059)

Bill, "An Act Relating to Hunting of Skunks and Raccoons in the Daytime." (H. P. 999) (L. D. 1442)

Bill, "An Act Relating to Expenses of Examination and Commitment of the Mentally Ill." (S. P. 101) (L. D. 238)

Bill, "An Act Relating to the Governor Baxter State School for the Deaf." (S. P. 289) (L. D. 862)

Bill, "An Act Relating to Retirement Allowance for Certain State Employees After Restoration to Service." (S. P. 517) (L. D. 1424)

(On motion by Mr. Edmunds of Aroostook, placed on the Special Appropriations Table pending enactment.)

Resolve, in Favor of Town of Arrowsic. (S. P. 141) (L. D. 418)

(On motion by Mr. Edmunds of Aroostook, placed on the Special Appropriations Table pending enactment.)

Resolve, in Favor of Town of Burlington for Winter Road Maintenance. (H. P. 270) (L. D. 364)

(On motion by Mr. Cole of Waldo, placed on the Special Highway Appropriations Table pending enactment.)

Resolve, Closing Fowler Brook, Kennebec County, to all fishing. (H. P. 456) (L. D. 660)

Resolve, Authorizing the Maine Defense Commission to Convey Certain Land in Presque Isle. (H. P. 511) (L. D. 713)

Resolve, Regulating Fishing in Certain Waters in Washington County. (H. P. 591) (L. D. 829)

Which Bills were passed to be enacted and the Resolves finally passed.

Bill, "An Act Creating the Dam-  
ariscotta Sewage District." (S. P.  
253) (L. D. 627)

Which received the affirmative  
vote of 32 members.

Which being an emergency  
measure, and having received the  
affirmative vote as indicated, was  
passed to be enacted.

#### Additional Paper from the House Emergency

Bill, "An Act to Create the Ogun-  
quit Sewer District and Amend the  
Charter of the Ogunquit Village  
Corporation." (H. P. 549) (L. D.  
776)

Which Bill, being an emergency  
measure and having received the  
affirmative vote of 32 members of  
the Senate, was passed to be en-  
acted.

#### Emergency

Bill, "An Act Appropriating  
Funds for State of Maine's Parti-  
cipation in the New York World's  
Fair, 1964-1965" (H. P. 356) (L. D.  
530)

Mr. BROWN of Hancock: Mr.  
President and members of the Sen-  
ate: I notice that this L. D. has a  
price tag of \$505,000 to be taken  
from the unappropriated surplus ac-  
count of the State of Maine. The  
unappropriated surplus account of  
the State of Maine at this time I  
believe is around three million dol-  
lars, which would run the State of  
Maine about two weeks. I feel that  
later on when we get into the final  
hours of this session we will need  
every cent that we can get, includ-  
ing this half million dollars. I feel  
that in the final hours we will have  
to remove from this account \$450,  
000 from the Governor's contingency  
account, \$50,000 for building reserve  
account and around \$2,000,000 for  
working capital. I feel we are going  
to get splinters in our fingers from  
scraping the bottom of the barrel if  
we continue to make these expendi-  
tures. I therefore move that the  
bill and all accompanying papers be  
indefinitely postponed.

Mr. EDMUNDS of Aroostook: Mr.  
President, this bill has been cussed

and discussed since the start of the  
session. I think everybody is rea-  
sonably familiar with the intent and  
purpose of this bill and I do not  
propose to stand here and debate  
it as to merit. However, I do hope  
that the motion of the Senator from  
Hancock, Senator Brown, does not  
prevail, and when the vote is taken  
I would request a division.

A division of the Senate was had.

Two having voted in the affirma-  
tive and twenty-nine opposed, the  
motion to indefinitely postpone did  
not prevail.

Thereupon, the question before the  
Senate being passage to be enacted,  
and this being an emergency mea-  
sure,

A division of the Senate was had.

Twenty-nine having voted in the  
affirmative and three opposed, the  
bill was passed to be enacted.

#### Orders of the Day

The President laid before the Sen-  
ate the 1st tabled and today as-  
signed item (S. P. 168) (L. D. 467)  
Senate Reports from the Committee  
on Agriculture on Bill, "An Act  
Relating to Speeds of Roadster  
Ponies in Apportioning State Stipend  
to Agricultural Societies"; Majority  
Report, Ought Not to Pass; Minor-  
ity Report, Ought to Pass; tabled  
on March 14 by Senator Brooks  
of Cumberland pending acceptance  
of either report; and that Senator  
yielded to the Senator from Oxford,  
Senator Pike.

On motion by Mr. Pike of Ox-  
ford, the Majority Ought Not to  
Pass report was accepted.

Sent down for concurrence.

The President laid before the Sen-  
ate the 2nd tabled and today as-  
signed item (S. P. 164) (L. D. 440)  
Bill, "An Act Providing County  
Funds for Insurance for Firemen";  
tabled on March 19 by Senator Ed-  
munds of Aroostook; pending enact-  
ment; and that Senator moved the  
pending question.

This being an emergency mea-  
sure,

A division of the Senate was had.

Thirty-two members having voted  
in the affirmative, the bill was  
passed to be enacted.

On motion by Mr. Edmunds of  
Aroostook, the Senate voted to take

from the table the 47th tabled item (S. P. 408) (L. D. 1111) Bill, "An Act Relating to Municipal Forest Fire Suppression Costs"; tabled on March 14 by Senator Edmunds of Aroostook pending enactment; and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Edmunds of Aroostook, the Senate voted to take from the table the 49th tabled item (H. P. 196) (L. D. 265) House Report, Ought to pass as amended with Committee Amendment A from the Committee on Claims on Resolve to Reimburse Town of Atkinson for Pauper Support of George E. Ellis; tabled on March 19 by that Senator pending acceptance of the report.

Mr. HICHBORN of Piscataquis: Mr. President, in view of the fact that this claim has been settled to the satisfaction of all parties, I now move that the Senate accept the committee report.

The motion prevailed and the Majority "Ought to pass" as amended by Committee Amendment "A" report was accepted.

On further motion by the same Senator, the resolve and accompanying papers were indefinitely postponed.

On motion by Mr. Hichborn of Piscataquis, the Senate voted to take from the table the 20th tabled item (H. P. 214) (L. D. 283) House Report, Ought to pass as amended by Committee Amendment A from the Committee on Inland Fisheries and Game on Resolve Regulating Fishing in the West Branch of the Penobscot River, Piscataquis County; tabled on February 27 by that Senator pending acceptance of the report.

Mr. HICHBORN of Piscataquis: Mr. President and members of the Senate: As some of you probably know better than I, this particular stretch of water is one of the best salmon-fishing rivers in our section of the State. It has been open to fly-fishing only for a long period of time in the past, but it is not now so designated however. The Fish & Game Department approved the bill, restricting it to fly-fishing only from Ripogenus Dam down to

the confluence of the West Branch and Sourdnaunk Stream. The Committee on Inland Fisheries and Game reported it out unanimously "Ought to pass" and I would move at this time that the Senate accept the Committee's unanimous "Ought to pass" report in non-concurrence.

The motion prevailed, the Ought to pass as amended report was accepted in non-concurrence; Committee Amendment A was read and adopted and the resolve as amended was tomorrow assigned for second reading.

The President laid before the Senate Item 6-16, House Report from the Committee on Towns and Counties: Ought to Pass as Amended by Committee Amendment A, on Bill, "An Act Relating to Municipal Accounting Systems and Postaudit" (H. P. 850) (L. D. 1237) tabled earlier in today's session by Senator Wyman of Washington pending acceptance of the report; and on further motion by the same Senator, the report was accepted, the bill read once and Committee Amendment A was read.

Mr. WYMAN of Washington: Mr. President, I now move the indefinite postponement of Committee Amendment A.

Mr. CRAM of Cumberland: Mr. President, the only purpose of Committee Amendment "A" was to broaden the authority of the State Auditor over municipal accounting systems and to also include districts, such as sewer districts and small water districts, which seem to be proliferating in the State and which are not now subject to his recommendations or any control, the purpose being to make their accounting systems uniform and to establish uniform reporting procedure.

I therefore am opposed to the motion of Senator Wyman.

Mr. WYMAN of Washington: Mr. President and members of the Senate: My apologies to the Senate and to the good Senator from Cumberland. I offered this motion to indefinitely postpone in order that I might later offer another Senate Amendment "A" to merely correct one word in the bill. The word "commission" should be changed to the word "corporation." In other

words, it is a technical change and the new amendment will accomplish the same purpose.

The motion prevailed and Committee Amendment A was indefinitely postponed.

Mr. Wyman of Washington presented Senate Amendment A and moved its adoption; and on further motion by the same Senator the bill was tabled pending his motion to adopt Senate Amendment A.

The PRESIDENT: The Chair is happy to greet another group of students in the Senate Chamber today. This group of students represent a class in Problems of Democracy, and I might suggest you could not have come to a better place. These students are from the Boothbay Region High School. Their teachers are Mrs. Claude Bransford — I believe she is the wife of the Town Manager, Claude Bransford — and Mr. Paul Murphy.

You come from a wonderful area. We hope you will do much to develop your area, which represents one of those parts of Maine which speak so well for its future. May I introduce to you the Senator representing your County, Lincoln County, Senator Sproul. (Applause)

On motion by Mr. Cole of Waldo, the Senate voted to take from the table Item 54 (S. P. 489) (L. D. 1341) Bill, "An Act Extending Time of Validity of Motor Vehicle Registrations"; tabled by that Senator on March 19 pending enactment; and that Senator yielded to the Senator from Sagadahoc, Senator Reed.

Mr. REED of Sagadahoc: Mr. President and members of the Senate: I would like to thank the Senator from Waldo, Senator Cole. However, I am somewhat behind the eight-ball here in that I am the sponsor of this bill, I feel that it is a good bill. Actually all it does is that it simply changes the date of registering your car from March 1st to June 1st. I do not think that probably anyone here would be greatly affected by it.

I am particularly pleased, I think, by its humble beginning. It happened in January when I was down in the fishing village of Sebasco trying to see if we could not get

the clam flats open for some of these clam diggers there, and knowing that this was a rather momentous task, I asked one of them if there was some way in which we could help them out, and he answered without hesitation, "Why don't you take and let us register our cars when we are working?" Well, this sort of stuck in my crop. It is true that we require a person to register his car at the time when unemployment is at its highest and personal expenses are the greatest. In other words, you have a large fuel bill, and sickness, and hospital bills and doctor's bills are prevalent; it is right after Christmas and income taxes are coming up.

It seemed to me that this would be a way in which the 101st Legislature could help persons out and it might not cost anyone any money. I therefore introduced the bill and it went to hearing and came out with a unanimous "Ought to pass" report.

Senator Cole has brought to my attention the fact that this is going to cost the highway people money, because they take the money from registrations in March, they buy government bonds, and I understand that the interest on these bonds would bring in some eight thousand dollars for the months of March, April and May. This would amount to some \$24,000.

I say that I am somewhat behind the eight-ball in that I am a Reed and I am the third generation of Reeds that have been arguing and always questioning the Highway Department. Just before I came in here I stopped in to see Mr. Kneeland of Legislative Research to see what the story was on this, because I thought that although it might affect them for three months they would pick it up in the next three months, and therefore it might not affect them as greatly as they believed. Mr. Kneeland agreed with it and said he would look into the matter. I therefore have told the Senator that if this costs money, or a considerable amount of money, then I will definitely stand up and ask to indefinitely postpone this bill. However, I would like to put the indefinite postponement off until the

next legislative day, and therefore I would like to table this bill until that time.

The PRESIDENT: The Senator from Sagadahoc, Senator Reed, having debated at length a tabling motion is out of order, but the Senator from Aroostook, Senator Edmunds, now moves that this item lie on the table and be especially assigned for the next legislative day.

The motion prevailed and the bill was so tabled.

On motion by Mr. Wyman of Washington, the Senate voted to take from the table the 48th tabled item (H. P. 953) (L. D. 1387) House Report, Ought Not to Pass from the Committee on Towns and Counties on Bill, "An Act Requiring Line Budget for County Appropriations for all Counties"; tabled on March 19 by that Senator pending acceptance of the report.

Mr. WYMAN of Washington: Mr. President and members of the Senate: This bill as written provides for a line budget for all counties, and it came out of committee unanimously "Ought not to pass". Now for the purpose of allowing the bill to be amended to apply to York County only in addition to Androscoggin County, which has had a line budget for some years, I move that we substitute the bill for the report.

The motion prevailed and the bill was substituted for the "Ought not to pass" report of the committee and was given its first reading.

Mr. WYMAN of Washington: Mr. President I now yield to the Senator from York, Senator Lovell.

Mr. LOVELL of York: Mr. President, I certainly wish to thank Senator Wyman for his courtesy. Before I present this amendment, I might just briefly say that at the York County delegation meeting held recently both sides of our group unanimously voted to have a line budget for York County, and the County Commissioners also agreed. So I would like to present Senate Amendment "A" to this bill and move its adoption.

Senate Amendment "A" was read and adopted and the bill was assigned for second reading on the next legislative day.

On motion by Mr. Ferguson of Oxford, the Senate voted to take from the table the 38th tabled item (S. P. 255) (L. D. 629) Senate Reports from the Committee on Retirements and Pensions on Resolve Providing Increases in Retirement Allowances for Certain Retired Fish and Game Wardens; Majority Report, Ought to Pass; Minority Report, Ought not to Pass; tabled by that Senator on March 13 pending motion by Senator Atherton of Penobscot to indefinitely postpone; and Senator Ferguson of Oxford yielded to Senator Harrington of Penobscot.

Mrs. HARRINGTON of Penobscot: I want to thank Senator Ferguson.

I have an amendment that I would like to present at this time, but before I present the amendment I would like to give you the financial condition of the Department of Inland Fisheries & Game. As of February, 1963 the balance was \$1,195,000 and the fund remains around \$1,000,000 balance from year to year. The balance in the State Retirement Fund at the end of the fiscal year of 1962 was \$66,200,871.

And now I would like to present this amendment to my bill.

The PRESIDENT: The motion before the Senate is the motion of the Senator from Penobscot, Senator Atherton, that the entire matter be indefinitely postponed. The Senate has not yet accepted either the majority or the minority report of the committee, so there is nothing yet to be amended. The Chair will rule, therefore, that first we dispose of the motion of the Senator from Penobscot, Senator Atherton, on indefinite postponement.

On motion by Mr. Edmunds of Aroostook, the matter was tabled and specially assigned for Friday next, pending motion of Mr. Atherton of Penobscot that the matter be indefinitely postponed.

Mr. LOVELL of York: Mr. President, I would inquire if H. P. 474, L. D. 677, which was recalled from the Governor, is in the possession of the Senate?

The PRESIDENT: The Chair will reply that it is, having been requested by the Senator from York, Senator Lovell.

Mr. LOVELL: Mr. President, before I offer this amendment I would simply like to say that this is to make this bill an emergency bill for the City of Saco. They have some problem on their sewerage and they are very anxious to clean up the city as fast as possible. By making this an emergency bill they will be able to match funds with the government and vote on this bond issue in the very near future rather than waiting until 90 days after the session is closed.

Thereupon, on motion by Mr. Lovell of York, the rules were suspended and the Senate voted to reconsider its former action whereby the bill was passed to be enacted, and to further reconsider its action whereby the bill was passed to be enacted, and to further reconsider its action whereby the bill was passed to be engrossed.

The Secretary read Senate Amendment A (S-81)

Which amendment was adopted and the bill as amended was passed to be engrossed in non-concurrence. Sent down for concurrence.

On motion by Mr. Farris of Kennebec, the Senate voted to take from the table the 3rd tabled item (S. P. 106) (L. D. 334) Senate Report, Ought not to pass, from the Committee on Judiciary on Bill, "An Act Relating to Medical Examiners"; tabled by that Senator on February 7 pending acceptance of the ought not to pass report; and on further motion by the same Senator, the report was accepted.

Sent down for concurrence.

On motion by Mr. Farris of Kennebec, the Senate voted to take from the table the 11th tabled item (S. P. 72) (L. D. 122) Senate Report, Ought to Pass, from the Committee on Taxation on Bill, "An Act Relating to Length of Residence for Property Tax Exemptions for Veterans"; tabled by that Senator on February 19 pending acceptance of the report.

Mr. FARRIS of Kennebec: Mr. President and members of the Senate: This is a bill which would lower the present ten-year residential requirement in this State before a veteran would be entitled to exemp-

tions under our law for real estate tax assessments and taxes to seven years. In other words, it would reduce the present requirement of ten years to seven years, a reduction of three years.

It would appear to me that at a time in the State of Maine when our municipalities throughout the State are having a great deal of difficulty in meeting their obligations and raising tax dollars from real estate assessments, that this would be a very dangerous step in the wrong direction.

Initially, it certainly was intended by the State of Maine that the veterans who entered service and who were residents of the State of Maine at the time of their entering military service should be entitled to certain benefits. As the years progressed, these benefits were extended so that non-residents coming into the state could have advantage of these exemptions.

We know that we are going to be faced in our municipalities with many, many more problems because of our taxation procedures, and rather than creating a greater hardship upon our municipalities I feel at least we should leave this residential requirement at the present level of ten years. For that reason, I would move indefinite postponement of this bill.

Mr. COLE of Waldo: Mr. President and members of the Senate: This is a bill I introduced at the request of many real estate agents and also non-residents who were coming into the state and buying property. Most of them felt that the ten-year residence requirement for the State of Maine was too long for them who were retiring at age 62 or 65, bringing them to an age that they felt they could not afford to come into the State of Maine and buy this property for the sake of gaining veterans' exemptions. However, they did feel that if the requirements were lowered to seven years, as the bill requires, that many of them would purchase property. In talking with some of the assessors, they also felt that the ten years was too long, because of the fact that many applicants for some of these run-down farms and small homes in the country towns



which were going down all the time, due to vacancies or other reasons—they felt that if these non-resident veterans would come in and buy their property, repair it and restore it, that they in turn would realize more tax revenue than they would lose by the three-year exemption. Many of the real estate agents felt the same way, and they felt that there would be considerable turnover in this type of property provided the ten years was cut down to seven.

It would seem to me that we spend many thousands of dollars through DED in trying to attract industry into Maine, and that here is an opportunity we have, without costing the municipalities hardly anything, to acquire residents who are thinking of retiring. So it seems to me, that this coming out of the Taxation Committee unani- mously "Ought to pass", it does have some point, so therefore I must oppose the motion of the good Senator from Kennebec, Senator Farris.

Mr. CRAM of Cumberland: Mr. President, I would like to point out that the State of Maine has consistently refused to pay a pension to veterans from state funds yet we have this real property exemption which amounts in dollars to a substantial amount of money in some towns for veterans. The amount of dollar value that a veteran receives from the \$3500 exemption might vary from less than a hundred dollars a year in some towns where there is a high valuation and a low tax rate to perhaps \$350 or \$400 per year in the towns where there is a very low valuation and a very high tax rate.

I can see where the suggestion would stimulate sales of real estate, but I agree with Mr. Farris that it is quite a burden on the towns, as he says — it is not necessarily a burden on the town, it is a burden on the other taxpayers in the town. Therefore I will support Mr. Farris's motion.

Mr. FERGUSON of Oxford: Mr. President and members of the Senate: I hate to get up in opposition to my good friend, the Senator from Waldo, Senator Cole, but in this case I question the wisdom of this type of legislation. Certainly if anyone is coming into our State and

they are tax-exempt they are not going to be of much value to the municipality. I am an assessor and have been for a number of years and am familiar with the assessment books and valuations, and I certainly am very much concerned about this piece of legislation. I therefore support the motion of the Senator from Kennebec, Senator Farris, for the indefinite postponement of this bill.

Mr. BROOKS of Cumberland: Mr. President, I request a division on the motion of the Senator from Kennebec, Senator Farris, to indefinitely postpone.

A division of the Senate was had.

Sixteen having voted in the affirmative and seventeen opposed, the motion did not prevail.

Thereupon, the ought to pass report was accepted, the bill read once and tomorrow assigned for second reading.

On motion by Mr. Farris of Kennebec, the Senate voted to take from the table the 13th tabled item (H. P. 104) (L. D. 148) Bill, "An Act Relating to Definitions of Industrial Project under Maine Building Authority"; tabled by that Senator on February 20 pending assignment for second reading.

Mr. FARRIS of Kennebec: Mr. President and members of the Senate: This was a bill that was reported from the Committee on Industrial and Recreational Development, as you will recall, with a 9 to 1 "Ought not to pass" report. The minority report of the committee was then accepted and there was no discussion or debate on the measure.

It would appear to me that the majority on the Committee on Industrial and Recreational Development who felt that the addition of the words "for the purpose of research and development for industrial and manufacturing enterprises or associations thereof" was a little too vague to be utilized in the State of Maine through the Building Authority Act. I believe that the Senator from Franklin, Senator Noyes, is very familiar with this proposition, and I would hope that if further explanation is necessary, that he would provide detailed explana-

tion, but my motion at this time would be for the indefinite postponement of this particular bill.

Mr. LOVELL of York: Mr. President and members of the Senate: If you will glance, as the good Senator from Kennebec has said, at the words, "for the purposes of research and development for industrial manufacturing."

At the present time, the Maine Industrial Building Authority can build, as you well know, under the guarantee of the State, 90 per cent of a building and 10 per cent by the local municipality by a non-profit corporation, which has proven very, very successful. However, we are now entering the space age, or rather, we have entered the space age. The federal government this year is spending 3.8 billion dollars on the space program, a good portion of it for the program in going to the moon.

Now if Maine is going to get the opportunity for research and development programs, we need, without question, to include this with the Maine Industrial Building Authority Act.

I have here a clipping from News Week which states last year that on prime contracts the State of Maine got nothing. We had no prime contractors that received any contracts or if we are going to try to do research and development work in Maine in cooperation with our universities, then if a non-profit group in that community is willing to put up ten per cent and the other 90 per cent, if approved, can be guaranteed by the Maine Industrial Building Authority, it seems to me a very unprogressive step not to look into this situation in regard to buildings to be built for research and development.

As I said previously, I think it was the feeling of some members of this committee that this was to build buildings for the University of Maine or some other institution, but that would not be the situation. This would be from non-profit property under the laws of the Maine Industrial Building Authority; it would be a non-profit organization and it could not be a university. It could be built by a university, but the building would still be paid

for by the organization that owned the building.

I think the good Senator from Kennebec does not realize how much he is setting back the State of Maine. If we are going to get research and development programs to employ our people, if our product is developed from research, then a factory can well start and employ many people. This is a program that we need in Maine. When the vote is taken, I would request a division on this important bill.

Mr. NOYES of Franklin: Mr. President, it is not often that I arise to oppose the good Senator from York. However, I am a member of this committee and this was a 9 to 1 report "Ought not to pass". The committee was not out of favor with the general proposal of the bill but it was presented to us by the Department of Economic Development, and it was their proposal that buildings could be built at the University of Maine or some other college under the provisions of the Maine Industrial Building Authority.

Now, No. 1, the nine of us questioned the advisability of building buildings belonging to industry on the campus of the University of Maine, or, as a matter of fact on the campus of any other college: No. 2, we questioned whether or not under the purview of the Industrial Building Authority — and you will recall that at the time it was enacted the entire act had to go to the Maine Supreme Court for clarification — we felt, although we were not all lawyers and we did not get an opinion from the Attorney General — we felt that the bill was unconstitutional. Thirdly, we thought that if the industry in Maine is large enough and the segments of the industry which now have their own private research developments and buildings, that if they were interested in this sort of thing they could probably do this through private enterprise. No. 4. Several of us thought that if the Maine Industrial Building Authority was to be expanded for this purpose that certainly there are other more worthy purposes which will come into the picture later on, and for that reason I signed with nine

members the "Ought not to pass" report.

Mr. EDMUNDS of Aroostook: Mr. President, I merely rise so the record will show that I support the position of the good Senator from York, Senator Lovell.

Mr. LOVELL: Mr. President, since I did not make the motion on the bill, I would request unanimous consent to briefly address the Senate.

Mr. Lovell of York was granted unanimous consent to address the Senate.

Mr. LOVELL: I would just briefly answer the good Senator from Franklin, Senator Noyes, who I know is certainly a very progressive Senator and is looking for the best interests of the State of Maine: It is not necessarily important whether a building is built on any college campus or near any college campus as long as it is paid for by the company that owns the building as a non-profit corporation, because nothing is coming from the State of Maine. And anyone that can possibly say that we do not need more research and development in the State of Maine just has not studied the industrial picture of the State of Maine at the present time and the loss of industrial jobs that we have had every year for the past ten years. Non-durable goods in the State of Maine have lost nearly 20,000 jobs. Wherever a research and development building is built it can mean a new industry manufacturing products. Many of the largest companies in this country do not want to put their money in bricks and mortar but they will pay for it like rent over a period of twenty years, which they can do under the M.I.B.A.

I have great confidence in the members of the board of directors of M.I.B.A. who are mostly bankers. They are a pretty conservative group, and I am sure that the Chairman, Mr. Carlton Lane of Portland is not going to make any loan for research and development unless there is a 99 per cent of it going to be paid back to the Maine Industrial Building Authority or the non-profit corporation, be-

cause his company alone has gone on the guarantee of many of these loans. And I certainly thank the good Senator from Aroostook, Senator Edmunds for agreeing with me on this bill. It shows that Aroostook County is certainly getting more and more progressive every year. Thank you.

Mr. Farris of Kennebec was granted unanimous consent to address the Senate.

Mr. FARRIS: Mr. President and members of the Senate: I certainly would not wish to stand in the way of progress in the State of Maine, and if an opinion could be obtained from the Attorney General that this would fall within that constitutional provision providing for the enabling legislation which we have to put into effect our laws under the Maine Building Authority and if the Maine Building Authority feels that they can handle this type of situation without any great difficulties, I certainly would not be in opposition to this measure. So at this time, Mr. President, I would move that this matter be placed upon the table until one week from today in order that the Senator from York might obtain further information.

Thereupon, on motion by Mr. Farris of Kennebec, the bill was laid upon the table pending that Senator's motion to indefinitely postpone and was especially assigned for one week from today.

Mr. LOVELL of York: Mr. President, is it permissible to ask a question?

The PRESIDENT: There is no pending question before the Senate so if the Senator wishes unanimous consent to address, there being no objection, he may proceed.

Mr. LOVELL: Mr. President, I simply want to ask if the Chairman of the Committee on Judiciary would ascertain if this is Constitutional or not.

The PRESIDENT: The Senator from York, Senator Lovell through the Chair poses a question to the Senator from Kennebec, Senator Farris who may answer if he wishes.

The Senator from Kennebec, Senator Farris does not choose to do so.

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On motion by Mr. Farris of Kennebec, the Senate voted to take from the table the 24th tabled item (S. P. 132) (L. D. 410) bill, "An Act Relating to Weights and Measures of Commodities"; tabled by that Senator on February 29 pending enactment; and on further motion by that Senator, the rules were suspended and the Senate voted to reconsider its former action whereby the bill was passed to be engrossed; the same Senator presented Senate Amendment A and moved its adoption.

Mr. FARRIS: Mr. President and members of the Senate, I offer Senate Amendment A (S 80) and wish to explain that this is merely a technical amendment so that the

bill will not be in violation of the laws of the State of Maine.

Which Amendment was read and adopted and the bill as amended was passed to be engrossed.

Sent down for concurrence.

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On motion by Mr. Farris of Kennebec, the Senate voted to take from the table the 26th tabled item (H. P. 331) (L. D. 458) Bill, "An Act Authorizing Bureau of Public Improvements to Study Desirability of a Dam Across Taunton River"; tabled by that Senator on March 5 pending passage to be engrossed; and on further motion by the same Senator, the bill was passed to be engrossed in concurrence.

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On motion by Mr. Edmunds of Aroostook,

Adjourned until Friday morning at 10 o'clock.