

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

Tuesday, March 26, 1963

Senate called to order by the President.

Prayer by Rev. Bernard Remillard of Lewiston.

On motion by Mr. Brewster of York, the Journal of March 22 was read and approved.

House Papers**Non-concurrent matter**

Bill, "An Act Revising the Savings Bank Law." (H. P. 568) (L. D. 878)

In Senate, March 19, passed to be engrossed as amended by Committee Amendment A (H-90)

Comes from the House, passed to be engrossed as amended by Committee Amendment A and House Amendment A (H-130) in non-concurrence.

In the Senate, House Amendment A was read and on motion by Mr. Brown of Hancock the Senate voted to recede and concur.

The PRESIDENT: The Chair is pleased to recognize in the Senate Chamber this morning the good wife of the Senator from Penobscot, Senator Whittaker. Mrs. Whittaker, will you stand, please, and be recognized. (Applause)

The Chair would also like to congratulate the Senator from Penobscot, Senator Harrington and the Senator from Oxford, Senator Pike for having completed their public hearings for the committees on Welfare and Agriculture respectively.

Committee Reports — House Referred to the 102nd Legislature

The Committee on Election Laws on Bill, "An Act Relating to Qualifications for Voting at Local District Elections." (H. P. 903) (L. D. 1311) reported that the same should be referred to the 102nd Legislature.

Leave to Withdraw

The Committee on Inland Fisheries and Game on Bill, "An Act Relating to Reciprocal Enforce-

ment of Violations of Boating Law in Boundary Waters." (H. P. 286) (L. D. 380)

The same Committee on Bill, "An Act Relating to Uniform Open Season on Deer in all Zones." (H. P. 810) (L. D. 1197) reported that the same should be granted Leave to Withdraw.

Ought Not to Pass

The same Committee on Bill, "An Act Providing for State-Wide Open Season to Hunt Deer." (H. P. 867) (L. D. 1254) reported that the same Ought not to pass.

The same Committee on Bill, "An Act Providing for State-Wide Open Deer Season in Month of November." (H. P. 39) (L. D. 62) reported that the same Ought not to pass.

The same Committee on Bill, "An Act Eliminating Zones for Deer Hunting." (H. P. 148) (L. D. 199) reported that the same Ought not to pass.

The same Committee on Bill, "An Act Relating to Free Public Access to Waters Stocked with Fish Raised by State." (H. P. 770) (L. D. 1124) reported that the same Ought not to pass.

The same Committee on Bill, "An Act Relating to Use of Artificial Lights During Bow and Arrow Season on Deer." (H. P. 809) (L. D. 1196) reported that same Ought not to pass, As covered by other Legislation.

The Committee on Legal Affairs on Bill, "An Act Regulating Location of Automobile Junk Yards." (H. P. 62) (L. D. 86) reported that same Ought not to pass, As covered by other Legislation.

The same Committee on Bill, "An Act Increasing Fee for Solemnization of Marriages." (H. P. 782) (L. D. 1135) reported that same Ought not to pass, As Covered by other Legislation.

The same Committee on Bill, "An Act Relating to Jurisdiction of Constables to Serve Process." (H. P. 912) (L. D. 1319) reported that the same Ought not to pass.

The same Committee on Bill, "An Act Relating to Posting Rates for Lodging Places." (H. P. 739) (L. D. 1068) reported that the same Ought not to pass.

The same Committee on Bill, "An Act Extending Eastern Daylight Time for Entire Year." (H. P. 177) (L. D. 161) reported that the same Ought not to pass.

(On motion by Mr. Stitham of Somerset, tabled pending acceptance of the report, and especially assigned for Tuesday next.)

The Committee on State Government on Bill, "An Act Increasing Travel Allowance for Members of the Legislature." (H. P. 251) (L. D. 320) reported that the same Ought not to pass, As Covered by other Legislation.

The Committee on Towns And Counties on Bill, "An Act Relating to Duties of Municipal Clerks Concerning Dog Licenses." (H. P. 855) (L. D. 1242) reported that the same Ought not to pass.

Which reports were read and accepted in concurrence.

Bill Substituted for the Report

The Committee on Liquor Control on Bill, "An Act Relating to Definition of "Hotel" Under Liquor Law." (H. P. 299) (L. D. 393) reported that the same Ought not to pass.

In House, Bill Substituted for the Report. Passed to be engrossed, As Amended by House Amendment A.

In the Senate, on motion by Mr. Lovell of York, the Ought not to pass report was accepted in non-concurrence.

Sent down for concurrence.

Ought to Pass

The Committee on Retirements and Pensions on Resolve Providing for a Pension for Jennie A. George of Orrington. (H. P. 553) (L. D. 768) 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 Inland Fisheries and Game on Bill, "An Act to Clarify the State Boating Law." (H. P. 333) (L. D. 460) reported that the same Ought to pass.

Comes from the House, report read and accepted. Passed to be en-

grossed, as amended by House Amendments A (H-111) and B (H-129).

In the Senate:

Mr. STITHAM of Somerset: Mr. President as there is another bill before the committee concerned with the same subject matter, I now move that this be tabled unassigned.

The motion prevailed and the bill was tabled pending acceptance of the report.

Ought to Pass — As Amended

The Committee on Industrial and Recreational Development on Bill, "An Act Authorizing the Maine Port Authority to Establish Foreign Trade Zones in Maine." (H. P. 978) (L. D. 1417) reported that the same Ought to pass, as amended by Committee Amendment A (H-122).

The Committee on Public Utilities on Bill, "An Act to Create the Van Buren Sewer District." (H. P. 493) (L. D. 695) reported that the same Ought to pass as amended by Committee Amendment A (H-123).

The Committee on Transportation on Bill, "An Act Relating to How Motor Vehicle Number Plates Are Fastened." (H. P. 858) (L. D. 1245) reported that the same Ought to pass as amended by Committee Amendment A (H-124).

Which reports were read and accepted in concurrence, Committee Amendments A read and adopted in concurrence, and the Bills as amended read once and tomorrow assigned for second reading.

The Committee on Agriculture on Bill, "An Act Revising Laws on Dogs in Unorganized Territory." (H. P. 798) (L. D. 1185) reported that the same Ought to pass as amended by Committee Amendment A (H-121).

Comes from the House passed to be engrossed as amended by Committee Amendment A (H-121) and by House Amendment A (H-145).

In the Senate, the report was read and accepted, House Amendment A read and adopted, Committee Amendment A read and adopted, and the bill as amended

was tomorrow assigned for second reading.

The Committee on Education on Bill, "An Act to Authorize the Municipalities of Corinna and Newport to Form a School Administrative District." (H. P. 367) (L. D. 540) reported that the same Ought to pass as amended by Committee Amendment A (H-95).

Comes from the House passed to be engrossed as amended by Committee Amendment A (H-95) and by House Amendment C (H-144).

In the Senate; on motion by Mr. Brooks of Cumberland, the bill was tabled pending acceptance of the report and was especially assigned for Tuesday next.

Recommitted to Committee on Retirements and Pensions
Majority — Ought Not to Pass
Minority — Ought to Pass

The majority of the committee on Retirements and Pensions on Bill, "An act relating to out-of-state credit for service of members of Maine State Retirement System." (H. P. 828) (L. D. 1215) reported that the same Ought not to pass.

(Signed)

Senators:

SPROUL of Lincoln
 ATHERTON of Penobscot
 BOISVERT
 of Androscoggin

Representatives:

LINCOLN of Bethel
 HAMMOND of Paris
 WOOD of Brooks
 GUSTAFSON
 of South Portland
 PRINCE of Oakfield

The minority of the same committee on the same subject matter reported that the same Ought to pass.

(Signed)

Representatives:

HENDRICKS of Portland
 HENSBEE of Madison

Comes from the House, recommended.

In the Senate, on motion by Mrs. Sproul of Lincoln, the bill was recommitted in concurrence.

Majority — Ought Not to Pass
Minority — Ought to Pass

The majority of the committee on Election Laws on Bill, "An act relating to nomination of primary candidates at state conventions." (H. P. 804) (L. D. 1191) reported that the same Ought not to pass.

(Signed)

Senators:

STITHAM of Somerset
 BROOKS of Cumberland
 FARRIS of Kennebec

Representatives:

BROWN of Fairfield
 CROCKETT of Freeport
 HARRINGTON of Dexter
 BINNETTE of Old Town

The minority of the same committee on the same subject matter reported that the same Ought to pass.

(Signed)

Representatives:

MATHIESON of Montville
 VILES of Anson

Comes from the House indefinitely postponed.

In the Senate, on motion by Mr. Brooks of Cumberland, the Ought not to pass majority report was accepted.

Majority — Ought Not to Pass
Minority — Ought to Pass

The majority of the committee on Legal Affairs on Bill, "An act relating to sale and installation of fire alarm systems. (H. P. 742) (L. D. 1071) reported that the same Ought not to pass.

(Signed)

Senators:

SPROUL of Lincoln
 ATHERTON of Penobscot
 STITHAM of Somerset

Representatives:

COTE of Lewiston
 WHITE of Guilford
 FOSTER
 of Mechanic Falls
 BOISSONNEAU
 of Westbrook
 COPE of Portland

The minority of the same committee on the same subject matter reported that the same Ought to

pass as amended by Committee Amendment A (H-142).

(Signed)

Representatives:

WELLMAN of Bangor
GILBERT of Eddington

Comes from the House, majority Ought not to pass report accepted.

In the Senate, on motion by Mr. Atherton of Penobscot, the majority Ought not to pass report was accepted, in concurrence.

Majority — Ought Not to Pass
Minority — Ought to Pass

The Majority of the Committee on Public Utilities on Bill, "An Act Relating to Quorum of Cumberland Water District." (H. P. 496) (L. D. 698) reported that the same Ought to Pass.

(signed)

Senators:

PHILBRICK of Penobscot
HARRINGTON of Penobscot
BOISVERT of Androscoggin

Representatives:

RAND of Yarmouth
PHILBRICK of Augusta
PITTS of Harrison
WELCH of Chapman
TYNDALE
of Kennebunkport
PLANTE
of Old Orchard Beach

The Minority of the same Committee on the same subject matter, reported that the same Ought Not To Pass.

(signed)

Representative:

TAYLOR of South Portland

Comes from the House the Majority — Ought To Pass Report Accepted.

In the Senate, on motion by Mr. Philbrick of Penobscot, the Majority Ought to Pass Report was accepted, the bill read once and tomorrow assigned for second reading.

Majority — Ought to Pass
Minority — Ought Not to Pass

The Majority of the Committee on State Government on Bill, "An Act to Create a Director of School Bus Transportation." (H. P. 882) (L. D.

1267) reported that the same Ought Not to Pass.

(signed)

Senators:

WHITTAKER of Penobscot
LOVELL of York
CHRISTIE of Aroostook

Representatives:

DENNETT of Kittery
BERMAN of Houlton
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 to Pass.

(signed)

Representative:

SMITH of Strong

Comes from the House, Majority — Ought Not to Pass — Report Read and Accepted.

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

Majority — Ought to Pass in New Draft — New Title
Minority — Ought Not to Pass

The Majority of the Committee on Transportation on Bill, "An Act Providing for Safety Seat Belts for Motor Vehicles." (H. P. 13) (L. D. 9) reported that the same Ought to Pass in New Draft under title: "An Act Providing for Safety Seat Belts for Automobiles and School Busses." (H. P. 996) (L. D. 1437)

(signed)

Senators:

STILPHEN of Knox
JOHNSON of Somerset

Representatives:

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

The Minority of the same Committee on the same subject matter, reported that the Same Ought Not to Pass.

(signed)

Senators:

PHILBRICK of Penobscot
BUSSIÈRE of Lewiston

Comes from the House, Passed to be Engrossed As Amended by House Amendment A. (H-113)

In the Senate, on motion by Mr. Johnson of Somerset, the Majority Ought to Pass report was accepted, the bill read once, House Amendment A read and adopted and the bill as amended, tomorrow assigned for second reading.

Mr. BROWN of Hancock: Mr. President, might I inquire if the Senate is still in possession of Item 101 on today's calendar, bill, "An Act Revising the Savings Bank Law, (H. P. 568) (L. D. 878)?"

The PRESIDENT: The Chair will reply to the Senator from Hancock, Senator Brown, that the bill is in the possession of the Senate.

Thereupon, on motion by Mr. Brown of Hancock, the rules were suspended and the Senate voted to reconsider its former action whereby the bill was passed to be engrossed; and on further motion by the same Senator, the bill was laid upon the table pending consideration.

**Committee Reports — Senate
Leave to Withdraw**

Mr. Couture from the Committee on Labor on Bill, "An Act Relating to Defenses for Employers Employing Five or Less Workmen Under Workmen's Compensation Law." (S. P. 451) (L. D. 1415) reported that the same should be granted leave to withdraw.

Ought Not to Pass

Mrs. Sproul from the Committee on Retirements and Pensions on Resolve, in favor of Arthur O. Payson of Brooks. (S. P. 254) (L. D. 628) reported that the same Ought not to pass.

Mr. Brown from the Committee on Taxation on Bill, "An Act Reducing Sales Tax on Machinery for New and Expanded Industry." (S. P. 71) (L. D. 121) reported that the same Ought not to pass.

(On motion by Mr. Lovell of York, tabled pending acceptance of the report and especially assigned for Tuesday next.)

Mr. Wyman from the same Committee on Bill, "An Act Relating to Exempting Manufacturing

Establishments and Mines from Property Tax." (S. P. 160) (L. D. 436) reported that the same Ought not to pass.

(On motion by Mr. Lovell of York, tabled pending acceptance of the report, and especially assigned for Tuesday next.)

Mr. Letourneau from the same Committee on Bill, "An Act Providing Tax Exemption Stamps for Relief of Certain Persons from Sales Tax." (S. P. 488) (L. D. 1340) reported that the same Ought not to pass.

Which reports were read and accepted.

Mr. Hinds from the Committee on Welfare on Bill, "An Act Relieving Children and Certain Relatives of Financial Responsibility in Old Age Assistance, Aid to the Blind and Aid to the Disabled." (S. P. 491) (L. D. 1343) reported that the same Ought not to pass.

(On motion by Mr. Couture of Androscoggin, tabled pending acceptance of the report.)

Which reports were read and accepted.

Ought to be Adopted

Mr. Ferguson from the Committee on Highways on Joint Resolution Memorializing Congress to Extend the Northern Terminus of the Interstate and Defense Highway System in Maine from Houlton to Some Point Located on the Northern Boundary of the State of Maine. (S. P. 520) reported that the same Ought to be adopted.

Which report was read and accepted, and the resolution adopted.

Sent down for concurrence.

Ought to Pass

Mr. Pike from the Committee on Agriculture on Bill, "An Act Relating to Marketing Order Under Maine Potato Marketing Act." (S. P. 348) (L. D. 1014) reported that the same Ought to pass.

Mrs. Harrington from the same Committee on Bill, "An Act Relating to Non-alcoholic Drink Products and Beverages." (S. P. 469) (L. D. 1346) reported that the same Ought to pass.

Mr. Jacques from the Committee on Municipal Affairs on Bill,

"An Act Relating to Municipal Zoning Hearings." (S. P. 368) (L. D. 1034) reported that the same Ought to pass.

Mr. Brown from the Committee on Taxation on Bill, "An Act Relating to Claims of Municipalities Against State for Taxes Lost from Veterans Property Tax Exemptions." (S. P. 339) (L. D. 1004) reported that the same Ought to pass.

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

Ought to Pass—As Amended

Mr. Hinds from the Committee on Welfare on Bill, "An Act Relating to Services for Locating Deserting Parents and Other Persons Liable for Support of Dependents." (S. P. 490) (L. D. 1342) reported that the same Ought to pass as amended by Committee Amendment A (S-98)

Mrs. Harrington from the same Committee on Bill, "An Act Relating to Research Studies of the Department of Health and Welfare." (S. P. 492) (L. D. 1344) reported that the same Ought to pass as amended by Committee Amendment A (S-99)

Which reports were read and accepted and the Bill, as amended, read once and tomorrow assigned for second reading.

Majority—Ought to Pass in New Draft—Same Title Minority—Ought Not to Pass

The Majority of the Committee on Business Legislation on Bill, "An Act Relating to Group Accident and Sickness Insurance for Credit Unions." (S. P. 445) (L. D. 1274) reported that the same Ought to pass in New Draft, under the same title. (S. P. 546) (L. D. 1474)

(Signed)

Senator:

SPROUL of Lincoln

Representatives:

WATKINS of Windham
SCOTT of Wilton
OBERG of Bridgton
BLOUIN of Sanford
KARKOS of Lisbon
VAUGHN of Peru

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

(Signed)

Senators:

BROWN of Hancock
JOHNSON of Somerset

Representative:

MacLEOD of Brewer

On motion by Mrs. Sproul of Lincoln, the Majority Ought to Pass Report was accepted, the bill read once and tomorrow assigned for second reading.

Majority — Ought to Pass in New Draft—Same Title

Minority — Ought not to Pass

The Majority of the Committee on Business Legislation on Bill, "An Act Relating to Group Life Insurance for Credit Unions." (S. P. 446) (L. D. 1275) reported that the same Ought to pass in New Draft, under the same title. (S. P. 547) (L. D. 1475)

(Signed)

Senator:

SPROUL of Lincoln

Representatives:

OBERG of Bridgton
VAUGHN of Peru
BLOUIN of Sanford
SCOTT of Wilton
WATKINS of Windham
KARKOS of Lisbon

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

(Signed)

Senators:

BROWN of Hancock
JOHNSON of Somerset

Representative:

MACLEOD of Brewer

On motion by Mrs. Sproul of Lincoln, the Majority Ought to pass report was accepted, the bill read once and tomorrow assigned for second reading.

Majority—Ought to pass as amended by Committee Amendment A Minority — Ought to Pass

The Majority of the Committee on Labor on Bill, "An Act Revising the Minimum Wage Law." (S.

P. 183) (L. D. 482) reported that the same Ought to pass as amended by Committee Amendment A (S-100).

(Signed)

Senators:

HINDS of Cumberland
COUTURE
of Androscoggin

Representatives:

EWER of Bangor
PRINCE of Oakfield
BROWN of So. Portland
NOEL of Waterville
GIFFORD of Manchester

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

(Signed)

Senator:

JOHNSON of Somerset

Representatives:

MENDES of Topsham
DUNN of Denmark

Mr. HINDS of Cumberland: Mr. President, before making a motion I would like to explain why I signed the "Ought to pass" report.

This was a department bill until we amended it with Committee Amendment "A". This department bill just corrects inconsistencies in the present labor laws. Committee Amendment "A" simply sets up and changes our present minimum wage in Maine from \$1.00 an hour to \$1.15 an hour, which is the present federal rate at this time, although the federal rate will be going to \$1.25 in September. I felt that \$1.15 was a good change for Maine to make at this time, and I would now move acceptance of the "Ought to pass" report.

The PRESIDENT: The Senator from Cumberland, Senator Hinds, moves that we accept the majority "Ought to pass as amended" report of the committee.

Mr. JOHNSON of Somerset: Mr. President and ladies and gentlemen of the Senate: It is with a lot of respect and, I may say, a great deal of admiration on my part for a certain member of the Labor Committee who, through ability, salesmanship and

ingenuity and the knowledge that enables him to perceive an opportunity and the wherewithal that enabled him to grasp a certain little innocuous bill that started out by merely dotting a few I's and crossed a few T's, in which he was, through soft-sell, able to make this now into a bill of perhaps major economic proportions so far as employers and workers in this State are concerned.

I would say that the committee itself did not hear, except among themselves perhaps, this report "B" — and I might say Majority Report "B." It would seem to me — and of course I do not wish to be blamed for debating a tabling motion, but in order that more of you senators here may have an opportunity to study this and find out exactly what this has to do with the economy of the State, I would now yield to the Senator from Cumberland, Senator Hinds, so that I will not be accused of making a speech on a tabling motion.

Thereupon, on motion by Mr. Hinds of Cumberland, the bill was laid upon the table pending that Senator's motion to accept the Ought to pass report of the committee; and the bill was especially assigned for Friday next.

Majority — Ought to Pass As Amended

Minority — Ought Not to Pass

The Majority of the Committee on Labor on Bill, "An Act exempting firemen from waiting period under Workmen's Compensation Act. (S. P. 322) (L. D. 988) reported that the same Ought to pass as amended by committee Amendment A (S—97).

(Signed)

Senators:

JOHNSON of Somerset
HINDS of Cumberland
COUTURE
of Androscoggin

Representatives:

BROWN of So. Portland
PRINCE of Oakfield
GIFFORD of Manchester
EWER of Bangor

The Minority of the same Committee on the same subject mat-

ter, reported that the same Ought not to pass.

(Signed)

Representatives:

MEENDES of Topsham
DUNN of Denmark

On motion by Mr. Edmunds of Aroostook, the bill was laid upon the table pending acceptance of either report.

Second Readers

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

Bill, "An Act Classifying Certain Tidewaters in Lincoln County." (H. P. 242) (L. D. 310)

Bill, "An Act Relating to Extension of Water Service in Town of Scarborough." (H. P. 490) (L. D. 692)

Bill, "An Act to Extend the Charter of the R. and T. Cement Railroad Company." (H. P. 492) (L. D. 694)

Bill, "An Act Relating to Superintendent of Schools in School Districts Employing Less than Fifteen Teachers." (H. P. 765) (L. D. 1119)

Bill, "An Act Correcting Certain Omissions and Inconsistencies in the Workman's Compensation Law." (H. P. 818) (L. D. 1205)

Bill, "An Act Classifying Certain Tidal Waters in Scarboro, Cumberland County." (H. P. 938) (L. D. 1372)

Resolve, "Authorizing Forest Commissioner to Convey Part of a Public Lot in Moro Plantation." (H. P. 971) (L. D. 1410)

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

As Amended

Bill, "An Act to Include Town of Winslow in the Kennebec Water District." (H. P. 491) (L. D. 693)

Bill, "An Act Revising Laws Relating to Hairdressers." (H. P. 864) (L. D. 1251)

Bill, "An Act Relating to Portland High School Athletic Commission." (H. P. 482) (L. D. 733)

Bill, "An Act Amending the Charter of the Westbrook Sewerage District." (H. P. 488) (L. D. 690)

Bill, "An Act Relating to Rules and Regulations for Length of Duty

of Drivers of Vehicles for Hire." (H. P. 677) (L. D. 933)

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

Bill, "An Act Relating to Municipal Accounting Systems and Post-audit." (H. P. 850) (L. D. 1237)

Which was read a second time and passed to be engrossed, as amended by Senate Amendment "A" in non-concurrence.

Sent down for concurrence.

Senate

Bill, "An Act Relating to Penalty for Noncompliance by Owners of Property of Orders for Proper Fire Safeguards." (S. P. 115) (L. D. 343)

Bill, "An Act Relating to Inter-local Cooperation." (S. P. 367) (L. D. 1033)

Bill, "An Act Relating to Penalty for Violation of Liquor Laws." (S. P. 389) (L. D. 1092)

Bill, "An Act Relating to Dogs Brought to Veterinarian." (S. P. 428) (L. D. 1171)

Bill, "An Act Relating to Territory of the Paris Village Corporation." (S. P. 502) (L. D. 1399)

Bill, "An Act Relating to Compensation and Expenses of Out-of-State Witnesses in Criminal Cases." (S. P. 321) (L. D. 987)

Which were read a second time and passed to be engrossed. Sent down for concurrence.

As Amended

Bill, "An Act Relating to Investigation of Hunting Accidents." (S. P. 112) (L. D. 339)

Bill, "An Act to Reconstitute School Administrative District No. 19." (S. P. 174) (L. D. 473)

Bill, "An Act to Authorize Cumberland County to Raise Money for Court House Capital Improvements." (S. P. 283) (L. D. 797)

Bill, "An Act Relating to Pecuniary Interest by Municipal Officials in Municipal Contracts." (S. P. 324) (L. D. 990)

Bill, "An Act Relating to Proof of Municipal Ordinances." (S. P. 325) (L. D. 991)

Bill, "An Act Relating to Penalty for Furnishing Liquor to Certain Persons." (S. P. 328) (L. D. 993)

(Which was read a second time and Mr. Campbell of Kennebec, presented Senate Amendment A and moved its adoption. Senate Amendment A (S-101) was read and adopted and the bill as amended passed to be engrossed.)

Bill, "An Act Continuing the Committee on Aging." (S. P. 384) (L. D. 1087)

Bill, "An Act Relating to Registration and Transportation of Deer." (S. P. 388) (L. D. 1091)

Bill, "An Act Relating to Automobile Junk Yards." (S. P. 393) (L. D. 1096)

Bill, "An Act Relating to Fees in Disclosure Proceedings." (S. P. 429) (L. D. 1172)

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

Sent down for concurrence.

Enactors

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

Bill, "An Act to Reconstitute School Administrative District No. 1." (H. P. 27) (L. D. 51)

Bill, "An Act to Reconstitute School Administrative District No. 2." (H. P. 94) (L. D. 138)

Bill, "An Act to Reconstitute School Administrative District No. 23." (H. P. 200) (L. D. 269)

Bill, "An Act to Reconstitute School Administrative District No. 22." (H. P. 203) (L. D. 272)

Bill, "An Act to Provide Aid to Blind Persons in Voting." (H. P. 206) (L. D. 275)

Bill, "An Act Relating to Sales Tax on Transportation Charges." (H. P. 350) (L. D. 504)

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

Bill, "An Act Repealing Washington County Agricultural Society and Agricultural Aid Society." (H. P. 471) (L. D. 675)

Bill, "An Act Relating to Time of Meetings of Augusta City Council." (H. P. 485) (L. D. 687)

Bill, "An Act Relating to Sale of Liquor in Clubs to Members of Fraternal Organizations and

Auxiliaries." (H. P. 744) (L. D. 1073)

Bill, "An Act Relating to Number of Signatures on Nomination Papers for Town Officers." (H. P. 984) (L. D. 1426)

Bill, "An Act Relating to Area Directional Signs for Belgrade Lakes Region." (H. P. 1004) (L. D. 1454)

Bill, "An Act Permitting Certain Liquor Licensees Providing Entertainment to Charge Admission." (H. P. 671) (L. D. 927)

Bill, "An Act Relating to Amount of Liquor Transportation for Personal Use." (H. P. 672) (L. D. 928)

Bill, "An Act to Reduce the Cost of Renewal Fees for Cinematograph Operators' Licenses." (H. P. 720) (L. D. 1049)

Bill, "An Act Relating to Definition of Practice of Barbering and Listing Exceptions." (H. P. 731) (L. D. 1060)

Bill, "An Act Relating to Filing of Approved Subdivisions of Land." (H. P. 781) (L. D. 1134)

Bill, "An Act Relating to Public Meetings Held by Liquor Commission." (H. P. 787) (L. D. 1140)

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

Bill, "An Act Relating to Title of Inspectors Under Boilers and Unfired Steam Pressure Vessels Law." (H. P. 821) (L. D. 1208)

Bill, "An Act Relating to Work Permits for Minors Under Sixteen Years of Age." (S. P. 182) (L. D. 481)

Resolve, "Regulating Fishing in Howard Pond, Hanover, Oxford County." (H. P. 534) (L. D. 751)

Resolve, "Naming the Franklin D. Roosevelt Memorial Bridge Between Lubec and Campobello Island." (H. P. 968) (L. D. 1407)

Which bills were passed to be enacted and the resolves finally passed.

Emergency

Bill, "An Act to Authorize the Municipalities of Lee, Prentiss Plt., Springfield, Webster Plt. and Winn to Form a School Administrative District." (H. P. 527) (L. D. 744) which received the affirmative vote of 33 members.

Emergency

Bill, "An Act Relating to Appointment of Director of Transportation and General Counsel under Public Utilities Commission." (H. P. 985) (L. D. 1427) which received the affirmative vote of 33 members.

These bills, being emergency measures, and having received the affirmative votes as indicated, were passed to be enacted.

The PRESIDENT: The Chair is most pleased to recognize at this time in the Senate Chamber 77 students from South Portland High School with their instructor, Miss Lovett, Mrs. Potter and John Gilmore, an old Waterville boy. They are guests of the Senator from Cumberland, Senator Hinds. The Senate is most pleased to have you here today. We hope, and we have reason to believe it will be an interesting session.

One comment only as you look over this Senate Chamber. We are proud of it. We think it is beautiful. It is one of the most beautiful senate chambers in the United States. This work was done two years ago at a cost of approximately \$65,000. You may be interested to know that the entire state capitol building was completed in 1829 for a total cost of \$50,000. This may give you some insight as to some of the problems we face.

May I introduce to you the senators from Cumberland County: Senator Hinds, Senator Brooks, Senator Porteous and Senator Cram. (Applause)

Orders of the Day

Additional Paper from the House, out of order;

WHEREAS, the basketball team of Stearns High School, Millinocket, known as "The Minutemen" has won the New England Basketball Tournament, held at the Boston Garden last Saturday, March 23, 1963; now therefore, be it

ORDERED, the Senate concurring, that the Legislature of the State of Maine extend congratulations to Coach George Wentworth and his team for their achieve-

ment and wish them well in the future; and be it further

ORDERED that attested copies of this Joint Order be immediately transmitted by the Clerk of the House to Coach Wentworth and the Department of Athletics of Stearns High School.

Mr. EDMUNDS of Aroostook: Mr. President, may I address a question to the Chair?

The PRESIDENT: The Senator may.

Mr. EDMUNDS: Mr. President, is it true that the last team to win the New England Championship had as one of its members the present President of the Senate?

The PRESIDENT: The Chair replies in the affirmative if you count bench-warmers.

Mr. EDMUNDS: I understood that you were put in when somebody was going to argue with the referee, Mr. President. I merely think that the record should show that you were a member of the Waterville team that did win the New England Championship in 1944.

The PRESIDENT: The Chair thanks the Senator.

The President laid before the Senate the 1st tabled and today assigned item (H. P. 800) (L. D. 1187) bill, "An Act Prohibiting Insurance Companies from Owning Funeral Establishments and from Contracting for Funeral Services"; tabled on March 19 by Senator Stilphen of Knox pending passage to be engrossed; that Senator moved the pending question and the bill was passed to be engrossed.

The President laid before the Senate the 2nd tabled and today assigned item (S. P. 523) (L. D. 1438) bill, "An Act Prohibiting a General Contractor to Bid Unless Able to Perform Part of Work"; tabled on March 19 by Senator Porteous of Cumberland pending enactment; and on further motion by the same 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.

The Secretary read Senate Amendment A.

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

Sent down for concurrence.

The President laid before the Senate the 3rd tabled and today assigned 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 on March 22 by Senator Edmunds of Aroostook pending motion by Senator Atherton of Penobscot to indefinitely postpone; and Senator Edmunds yielded to Senator Harrington of Penobscot.

Mrs. HARRINGTON of Penobscot: Mr. President and members of the Senate: I have elaborated on this quite extensively. There is but one thing I would like to remind you of: that this is not a dollars and cents matter; it is a matter that involves humanity. I ask for a division when the vote is taken.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Penobscot, Senator Atherton, that the bill be indefinitely postponed.

Mr. ATHERTON of Penobscot: Mr. President, out of deference to my colleague from Penobscot, Senator Harrington, in order to give her an opportunity to present her amendment, I ask permission of the Senate to withdraw the pending motion.

The PRESIDENT: The Senator from Penobscot, Senator Atherton, asks permission to withdraw his pending motion. Does the Chair hear objection? The Chair does not, and his motion is now withdrawn. The question before the Senate is on the acceptance of either report of the committee.

On motion by Mrs. Harrington of Penobscot, the Majority "Ought to pass" report of the Committee

was accepted, and the resolve was given its first reading. Mrs. Harrington then presented Senate Amendment "A" and moved its adoption. Senate Amendment "A" was read by the Secretary.

Mr. STILPHEN of Knox: Mr. President, it is always an unpleasant duty to get up to oppose a motion or an amendment presented by a fellow senator, and particularly if she is of the fairer sex.

This particular amendment that we have before us here changes the complexion of this particular piece of legislation to the effect that the moneys to provide payment of the pensions in the bill would be taken from the Department of Inland Fisheries and Game.

Now this particular resolve calls for a total expenditure of \$33,429. On the surface, that might seem to be not too much money, as it might appear it would be spread over several years, because these men in retirement would be collecting their pensions over the years; but, under the retirement system, each and every pension that is provided must be funded by the legislature which passes that particular resolve. For that reason, out of the moneys of the Department of Inland Fisheries and Game there would have to be taken before September of this year the entire amount of \$33,429.

Another point is that this would be establishing a precedent whereby retirees from other departments could come into future legislatures and ask for increases in their pensions when they did not seem to be enough.

In the resolve as presented, as stated by Mr. Walter, Assistant Executive Secretary of the Retirements and Pensions Department, there are now five individuals included in this particular bill who have chosen a category whereby they have options. They have chosen different options than some of the other men, and they are therefore getting less money, and it would throw the whole system of retirement off if each and every individual was raised to \$100. That is a part of the bill. But for the purpose of not

taking this money from the Department of Inland Fisheries and Game, I move the indefinite postponement of this amendment.

Mrs. HARRINGTON of Penobscot: Mr. President, I still would like a division.

A division of the Senate was had.

Fifteen having voted in the affirmative and eighteen opposed, the motion to indefinitely postpone did not prevail.

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

The PRESIDENT: The Chair is happy to recognize in the Senate Chambers 32 pupils from the 4th grade of the Sacred Heart School of Waterville, accompanied by Sister Rita, Sister St. Pierre, and Mr. Richard Baldic. Mr. Baldic is the son of Representative Baldic of the House. These people are guests of Representative Baldic and Representative Noel of Waterville in this county.

You are most welcome here, and we thank you for your patience in standing quietly, waiting for this debate to finish. I would like to introduce to you the senators from your county: The Senators from Kennebec, Senator Campbell and Senator Farris; and I am proud to say I come from this county too. (Applause)

Mr. Jacques of Androscoggin was granted unanimous consent to address the Senate.

Mr. JACQUES: Mr. President, I did not think I should let this go by. Sister Rita used to teach in our Lewiston school, St. Mary's School. She taught me in school and also Senator Couture, in the 4th grade.

The PRESIDENT: The Chair thanks the Senator.

The President laid before the Senate the 4th tabled and today assigned item (H. P. 725) (L. D. 1054) House Report, Ought not to pass from the Committee on Education on Bill, "An Act Relating to School Age in Public Schools"; tabled on March 22 by Senator Brooks of Cumberland pending acceptance of the report; and that Senator

yielded to the Senator from Cumberland, Senator Hinds.

On motion by Mr. Hinds of Cumberland, the Ought not to pass report was accepted.

The President laid before the Senate the 5th tabled and today assigned item (S. P. 459) (L. D. 1286) bill, "An Act Adding the Suspension or Revocation of Licenses of Official Inspection Stations to the Administrative Code"; tabled on March 22 by Senator Edmunds of Aroostook pending assignment for second reading; and on further motion by the same Senator, the bill was retabled.

The President laid before the Senate the 6th tabled and today assigned item (H. P. 152) (L. D. 203) House Report Ought to pass in New Draft under Title of "An Act Relating to Report of Department of Health and Welfare in Child Custody Cases" (H. P. 1013) (L. D. 1466) from the Committee on Judiciary; tabled on March 22 by Senator Porteous of Cumberland pending acceptance of the report; and on further motion by the same Senator, the bill was retabled and especially assigned for tomorrow.

On motion by Mr. Edmunds of Aroostook, the Senate voted to take from the table the 37th tabled and unassigned item (S. P. 163) (L. D. 439) bill, "An Act Relating to Lapsing of Funds Appropriated to Construct a Fishway at Aroostook Falls"; tabled on March 14 by the Senator pending enactment; and on further motion by the same 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.

The Secretary read Senate Amendment A (S-102)

Which amendment was adopted.

Mrs. CHRISTIE of Aroostook: Mr. President, I am sorry that the Senator from Aroostook, Senator Edmunds, and I did not get together on this before, but I would like to move that this be tabled until tomorrow.

The motion prevailed and the bill was tabled pending passage to be engrossed.

On motion by Mr. Wyman of Washington, the Senate voted to take from the table the 3rd tabled and unassigned item (H. P. 558) (L. D. 773) bill, "An Act to Divide the Town of Enfield, Penobscot County into Two Municipalities, One to be Designated as Enfield and the Other as West Enfield"; tabled on February 12 by that Senator pending consideration; and on further motion by the same Senator, the Senate voted to recede and concur with the House in referring the bill to the Committee on Municipal Affairs.

On motion by Mr. Edmunds of Aroostook, the Senate voted to take from the table the 43rd tabled and unassigned item (H. P. 1011) (L. D. 1462) Bill, "An Act to Create the Bureau of Maine Archives"; tabled on March 20 by that Senator pending assignment for second reading.

The same Senator presented Senate Amendment A and moved its adoption.

The Secretary read the Amendment (S-103).

Which amendment was adopted and the bill as amended was tomorrow assigned for second reading.

On motion by Mrs. Christie of Aroostook, the Senate voted to take from the table the 1st tabled and unassigned item (S. P. 6) (L. D. 6) Senate Report from the Committee on Liquor Control on Bill, "An Act Relating to Sunday Sales of Liquor by Hotels and Class A Restaurants;" Majority Report, Ought to Pass as Amended by Committee Amendment A; Minority Report, Ought Not to Pass; tabled on January 30 by that Senator pending acceptance of either report.

Mrs. CHRISTIE of Aroostook: Mr. President and members of the Senate, I move that we accept the Minority Ought Not to Pass Report and I would like to speak to this motion, and while I am discussing the motion, I would like to move that the vote when it is taken, be taken by division.

One thing which disturbs me about this bill is the fact that this is just another step toward the breakdown of our liquor laws. In the early thirties when our twenty-sixth Amendment was repealed our Legislators recognized alcoholic beverages as potential trouble-makers. For that reason they hedged the industry about with many restrictive laws. Gradually these laws are being chipped away and society is losing much needed protection. More than that it invades the Christian Sabbath which is our holy day.

Maine's motto is "I lead". Why don't we try to lead other states in protecting our people from the evils of liquor? Why should we follow them into liberalization of these laws which results in more alcoholism — 35,000 alcoholics in Maine now — more crime, more misery.

Forty percent of the population of the United States are total abstainers. Is it any more than fair that two fifths of our population should be considered at least one seventh of the time? Should not those who like a liquor-free atmosphere have at least ONE day a week when they can take their families to dinner without having to be confronted with liquor?

In Florida, our sister tourist state, at least one hotel, the beautiful Biltmore Terrace at Miami Beach, has recognized the justice of providing an attractive non-alcoholic atmosphere. I wrote them to find out how they are succeeding in their new venture and I would like to quote from their reply:

"We have had a very good response since opening December 1st and I might add that it is a much better response than we had anticipated.

"Our owners in taking over the hotel in September of 1962 felt that there was a great need in this area to have a first class resort hotel for people to come to that did not wish to be subjected to this somewhat disturbing circumstances surrounding cocktail lounges and night clubs. This, of course, we knew would be very

attractive to family vacationers as well as church groups."

In their brochure they advertise "The Hotel with the wholesome family atmosphere".

Another Florida Hotel which serves no liquor is the "Enquire" at Fort Lauderdale, and they write:

"You asked questions about the operation here. We have had no difficulty in attracting many people on a non alcoholic beverage basis. We find that large numbers of folks are interested in the atmosphere created by the absence of liquor. Those who come our way are enthusiastic and the numbers are growing."

A recent United Press release date-lined Detroit tells that Hollywood's famous Romanoff's closed recently for lack of patronage and it was stated that other such clubs would follow.

But about the same time a unique supper club opened in Detroit to standing room only crowds which have continued to pack the place almost every night since. It is a dry supper club. They stated that they would soon add a new 150 person dining room to accommodate the crowds—and no liquor.

Finally, I would like to tell you of another Florida business. "Webb's City." Several years ago an article appeared in the Readers' Digest telling that "Doc" Webb had discontinued his profitable liquor business. I wrote him to see if he still continues this practice and received this reply from which I wish to quote:

"For your information, we are not rabid prohibitionists. We think liquor in the right places, at the right time, by the right people that can handle it, is O.K. but, we quit the liquor business in 1945 while we were selling two million dollars worth per year at a net profit of over two hundred thousand dollars. We saw the harm it was doing and decided we wanted no part of it, and never will in the future."

Imagine that big store — it is really 75 stores in one—doing a two million dollar liquor business

and throwing it out, and the reason given in the Readers' Digest at the time they recorded this event was that Doc Webb said that he "began following the bottles home." I wonder if we as legislators would be better to begin following the bottles home.

Our Bible tells us in Romans 14-13 "Let us not therefore judge one another any more but judge this rather that no man puts a stumbling block or an occasion to fall in his brother's way." Liquor is a stumbling block to far too many people. Let's not weaken or liberalize our liquor laws. May we who are sent here to legislate for the greatest good of the greatest number have the intestinal fortitude to refuse to further break down the wall of protection which earlier legislators built around the liquor business. Let's not continue to liberalize our liquor laws. Thank you.

The PRESIDENT: The question before the Senate is the motion of the Senator from Aroostook, Senator Christie to accept the Minority Ought Not to Pass Report.

Mr. LOVELL of York: Mr. President, I can sympathize very deeply with the Senator from Aroostook, Senator Christie in the problems in her particular area of the state on alcoholism, without question. But the Committee on Industrial and Recreational Development, whose object is to bring more tourists into the State of Maine, in traveling the length and breadth of the State of Maine in the past year found that the great majority of the people that they talked with were very interested in having and serving cocktails on Sunday with food. Now we did not expect to be as strong as Massachusetts, serving from one in the afternoon until one in the morning on Sunday because without question, we are a better state. We have better people here.

But in New Hampshire and Vermont which is sort of comparable to Maine we did feel that their people aren't particularly better or worse than we are in the State of Maine. The overall serving of cocktails with food on Sun-

day is done in every state in New England except the State of Maine. It is the policy of the Committee on Industrial and Recreational Development to sort of uniform our laws so that the tourist would not be offended and could get what he desired when he came into Maine whether it be a weekday or on Sunday.

We understand that at the hearing—and incidentally this report came out seven to three as Ought to Pass from the Liquor Control Committee as it did two years ago—and this same bill passed the Senate two years ago by a two to one vote. The Liquor Control Committee gave this bill careful analysis and from testimony of various hotel people and Class A restaurant people it was noted that we lost a great deal of business in Maine on Sunday because of the fact that Maine did not serve cocktails with meals on Sunday.

Consequently the people that would come into Maine possibly for a week-end, particularly in York County, did not come in. They went to New Hampshire or Vermont, or the upper part of Massachusetts. It was estimated by a member of the Appropriations Committee that the passage of this bill would mean a million dollars a year to the state in the profit on liquor and on sales tax. Now consequently I did not estimate that high. I estimated a half million dollars a year, \$300,000 from the sales tax and \$200,000 from the profit on liquor. Nevertheless it would mean a great boost to the hotel business. Now as far as alcoholism is concerned, the serving of liquor on Sunday is not going to cause any more alcoholics. The alcoholics will get their liquor during the week and in most cases cannot afford to go to a hotel on Sunday, and in most cases Maine people cannot afford to go to a hotel on Sunday to eat. I know I have a family of five children and we go out and eat at a hotdog stand but we never think of going to a restaurant or a hotel where they might be serving liquor. This is for the out of state

tourist. This is to help our overall tourist business and certainly we may have 35,000 alcoholics in Maine—and again I say I don't know the definition of "alcoholics" but if it includes a person who takes a couple of drinks a week, why we certainly do have 35,000 and we have many in this building I am sure.

Nevertheless I feel that the majority report should be accepted. I feel that in York County particularly it is of major importance. The election of one of our esteemed members in the front office was lost in York County by some five thousand votes in the last election. Senator Brewster and myself got in. Senator Brewster got in by some fifteen to fifty votes, I have forgotten the exact count but if he had not voted for this bill two years ago I am sure that he would have not got back in the Senate. Consequently I think it is very important for York County. I don't want to go in to a long debate on this but I think that without question this bill is important and I feel very confident that—well in the budget you will note that was put out by the gentleman in the front office that five hundred thousand dollars on that budget was for more liquor in more liquor stores in the State of Maine. In other words to stock more liquor so Maine people could buy more liquor. Now that could cause more alcoholics I would agree, if they get more liquor stores and more liquor so they have a wider variety and don't run out, then certainly that would cause more alcoholics.

So far as Sunday is concerned, I don't think it is fair to say that would cause more alcoholics and I would hope that the minority report in this case would not be accepted.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Aroostook, Senator Christie that we accept the Minority Ought Not to Pass report of the committee.

Mr. KIMBALL of Hancock: Mr. President, speaking on this particular bill, I will call attention that we ourselves are licensees; we have

a cocktail lounge at our summer hotel and I would like simply to report the findings that we have had as far as drinking on Sunday is concerned.

The day that the people of the hotel, for example, are not allowed to be served has invariably proven to be the day when they take a great deal more alcoholic drinks by going to their rooms and having their cocktail parties in their rooms and sitting rooms and invariably it has proven out that they have had more to drink in that case than they have had when they have gone into a dining room or a cocktail room. Strange as it may sound, I think it is in the sense of moderation that we should think of this particular situation so far as a hotel licensee is concerned.

Mr. JACQUES of Androscoggin: Mr. President, ladies and gentlemen of the Senate, being a member of the Liquor Control Committee and voting with the Majority Report, this bill having had a very good hearing — it was attended by both sides with the committee reporting out seven to three in favor of the bill. Now, we have proponents and opponents of the bill. A lot of proponents told us that if this bill went through it would help our industries in this state very much, especially the hotel business. There are a few persons who appeared before the committee and told us that some of these companies would have come into this state and built a million or eight hundred thousand dollar hotel or motel but seeing the way the liquor laws were in the State of Maine they could not come into the State to build these buildings in our State.

I voted with the majority and I hope that the motion of Senator Christie of Presque Isle does not prevail.

Mr. HICHBORN of Piscataquis: Mr. President and members of the Senate: Up in Piscataquis County we think that we are broad-minded. I am sure that Piscataquis County would never want to go on record as being crusaders for the return of Prohibition, and I am sure that up there in the county somewhere there must be at least more than

one person who is personally familiar with the question and with what it means to the individual. The great majority of the constituents back in Piscataquis County have indicated to me that they feel that after having given six days to those who personally take part in the sale or the consumption of liquor that one day for those who do not hold similar views is not asking too much. They have indicated that they feel that there ought to be at least one day in the week when a man could take his wife and family and go for a ride on the highways, go to the beach, or go out to dinner without being confronted with the dangers of the highways and the problems in other places that are commonly associated with the sale of liquor. For these reasons and for others, I would like to voice the thinking of my constituents, and their thinking and their hope is that this legislative document will not be enacted into law in the State of Maine.

Mrs. SPROUL of Lincoln: Mr. President and members of the Senate: This is a bill I have given a great deal of thought to, mostly because I come from a recreational area. My personal feelings, of course, are on the side of the Senator from Aroostook, Senator Christie, and right now I am in the happy position where I am convinced that the majority of the people in my county support, or would support if they were here, the motion of the Senator from Aroostook.

As I said, we are a recreational area. The town in particular in my area where I have had two requests for sale of liquor on Sunday is Boothbay Harbor, and yet anyone who goes to Boothbay Harbor on Sunday in the summer will find that this area is doing a thriving business. In my own town—and I think we all affectionately go back to our own town—in my own town of Bristol the town is dry. Our recreational industry is perhaps the one thing I can point to at this particular time as being a thriving industry.

The Senator from York has made a remark about the stand of the person in the front office.

I can say that in campaigning through Lincoln County I heard nothing but praise for the stand of the Governor. This past month I heard one criticism, yes, in the town of Wiscasset, and that is all. By and large the people in Lincoln County are opposed to the sale of liquor on Sunday.

Mr. REED of Sagadahoc: Mr. President and members of the Senate: I think it is at moments like this when I sometimes wonder why I ever ran for this job, and yet I know it is challenges such as this that make the job appeal to me.

To some, this is an easy decision; to me, it is a difficult one. But now is the time to make that decision, and I have told both sides that when the time came I would make it and I would make it known. I realize that I am just providing some rope, possibly, to hang myself, because I do come also from a recreational area.

The arguments for this bill are many, and I have heard them many times. I think it boils down to the fact that all this legislation does is to enable our tourist business to compete on a favorable basis with the tourist business from other states and Canada. I do not in any way wish to hurt the tourist business, yet I do feel that the principal reason for anyone stopping at a restaurant is good food. I also think, and I believe most everyone here would agree that there should be some types of control on liquor by this state. The question to me is whether we are to decide these for our people ourselves, for their good, or are we to be coerced into deciding on the basis of what the people of New Hampshire or Vermont or Canada believe to be good for their people.

Now I do not wish to appear here as either a teetotaler or a saint, because I certainly am not; yet I do feel that this legislature passes laws which set the morals of our state. I wish I could argue this strictly from the standpoint of highway safety. It is a factor. Yet I know that to do so would be only begging the question. I also realize that it can be argued

that if it is moral on Saturday it is moral on Sunday. I therefore admit that I am discriminating against certain minority groups, but legislatures in the past have done this and I feel it is justifiable to do so on the grounds that the overwhelming majority do set Sunday aside as a special day, and in no way are we actually hurting the existence of these minority groups. It can be said also that this bill is discriminatory in itself in that it decides that only a chosen few can sell liquor on Sunday; but it can also be argued by the other side that where it is so discriminatory only a few would be affected and therefore it would be o.k.

Sometimes I think I am no more than being stubborn in not voting for this piece of legislation, yet I do not feel that I as a legislator can stand up here and say that the State of Maine should condone Sunday liquor in any form or shape or manner. I therefore hope that the motion made by the lady Senator from Aroostook shall prevail.

Mr. WHITTAKER of Penobscot: Mr. President and members of the Senate: I rise to support the motion of the Senator from Aroostook, Senator Christie. I should like to do so not on religious grounds nor even on moral grounds, but rather I should like to call to your attention two or three social factors, as I call them.

I may comment that this legislation, if passed, will be legislation not for York County or Hancock County or any other county; it will be legislation not for one particular interest group or another, but it will be legislation for the whole state and a certain stamp will be placed upon the State of Maine by the result of our action on this particular bit of legislation.

Now the first important social aspect of the matter on which I would like to comment has to do with the matter of traffic safety. I have here two newspaper clippings, both from the same newspaper, the Bangor Daily News of Thursday, January 31st. One of them is the story headlined "Traffic Deaths in the Nation a New High of 41,000." The other

is a headline which says, "Kiwanians Told Drinking Drivers Cause 82 per cent of Fatal Accidents." Now I suspect that this is a rather high percentage, but all of the studies that have come to my attention have indicated that at least 45 per cent of our fatal accidents are caused by drinking drivers.

This is the report of an address made by one of our State policemen, Sergeant Francis Woodhead, Patrol Supervisor of Troop B of the Maine State Police, Orono. And he told the Kiwanians back in January that one of the major causes for highway accidents on the roads leading to the Bangor-Brewer area was excessive speed, often due to liquor. The number of drivers in this category increased greatly on Friday and Saturday night, he said, and one of the most serious problems in this area is teen-agers driving under the influence. I suggest that if this bill passes we shall have this kind of a situation not only on Friday and Saturday nights but also on Sunday and on Sunday night, and this is the day of the week, I am sure we will all agree, upon which there are more automobiles on our roads than any other day of the week. So, from the point of view of highway safety alone, there seems to be good argument for the defeat of this bill.

Some of you are familiar in this connection with the address by Dr. William Haddon before the Maine Highway Safety Committee on Saturday, January 19th. Let me, if I may, quote very briefly from this report two sections which are pertinent to the matter before us. Dr. Haddon said, "There can be no doubt that for many and perhaps most individuals the risk of accident involvement first increases significantly in the low range reached with one or two drinks"—and that is when their blood alcohol concentrations are well below .05 per cent." And in his concluding remarks to the Maine Highway Safety Committee Dr. Haddon had this to say: "I would suggest that you must seek to do everything possible to eliminate drinking before driving and driving after drinking, as unpalatable as it may be to hosts, special interest groups and individuals. A person who knows he must later

drive has no business drinking under any circumstances whatsoever. Similarly, a person who has been drinking should never place himself behind the wheel of a motor vehicle, for to do so may end either his life or that of someone else."

Now may I turn my attention briefly to a second social factor. Sunday is a family day. The State Police officer has indicated that one of the most serious problems is the teen-agers driving under the influence of liquor. It seems to me that non-drinking families should have one day a week free of liquor in Maine hotels and restaurants. I suggest that young people on Sunday outings deserve one day free of the temptation to drink, one day without the companionship in public places of cocktail-drinking adults.

And the third factor to which I would call your attention has to do with Maine's public image. I have here a file of letters concerning the injurious effect of liquor on the welfare of Maine people. I will not take the time to read them. I am sure many of you have received similar letters. There is just one sentence from one letter that I would quote here: "This bill," the letter stated, "would be a grave menace to all that is best in our Maine culture." I suggest to you that despite the contrary claims of the liquor interest, Maine's reputation as a state to visit and as a state in which to live will be enhanced by its concern to control the liquor traffic rather than by its willingness to conform to the liberal policies of other states.

As I suggested earlier in this session, it seems to me that Maine has a special responsibility to control its own liquor business. In 1962 gross sales reached \$28 million. The state profited to the extent of \$10,700,000. I suggest that this is enough. I suggest further that Maine cannot fulfill its obligation to all of the people of the state through the granting of local option privileges with regard to this bill. Maine cannot serve all its people by special dispensation to liquor and tourist interests.

In conclusion may I say that the 101st Legislature has been under great pressure to relinquish reasonable control of liquor. It has

resisted very well to date. So I appeal to you that you evaluate the requests of the liquor and the tourist special interests in the light of the total welfare of the people of Maine. Balance the so-called profit of Sunday sale of liquor against the loss involved in increased traffic fatalities, potential corruption of our young people, degradation of Sunday as a family day, and the diminishing of Maine's leadership as a bulwark of the very best of American culture and tradition. Do this as you vote on this important issue before us and I shall ask no more.

Mr. LOVELL of York: Mr. President, I would like to answer two or three questions that have been brought up here to the attention of the Senate.

In the first place, at this particular hearing there were a great number of people there that testified on this bill against the bill. There were ministers of all categories, Pentecostal and various other churches that I know nothing about. A great many in the audience were—well I don't know what denomination they were, but various denominations—I know there were some Jehovah Witnesses. When this bill came up and it was asked who was for the bill, this group stood up. A little bit later one of the Senate members of the committee asked if all those would stand up who would like to go back to prohibition and they all stood up again. I say that this debate here from start to finish has been for prohibition back in the State of Maine. Let's have a bill for prohibition back in the State of Maine. But I suggest that this has local option. If a community doesn't want to serve liquor on Sunday or during the week, they don't have to. This may not be considered fair, it should be the same all over. On the Sunday sales bill, people are fussing because they can't open on Sunday—they say it isn't fair that one town can open on Sunday and the other can't.

The good Senator from Aroostook, Senator Christie said that hotels that don't serve liquor, some of them are doing well. We

have plenty of hotels in the State of Maine that don't have to sell liquor. None of them have to. But here again this is local option. Lets give the people a chance to vote as they see fit.

There have been a great many letters sent from the minority group. I received a great many myself; some of them all written by the same people and signed by different names. These people are more active. They seem to have less to do. More time to write letters and more time to protest against such a thing as this. But the over-all majority of people—and I will point out to the good Senator from Lincoln County and the good Senator from Piscataquis—I don't know how much they have thought about this bill, but two years ago in the other Body they voted against it too. I think they voted for personal reasons and not for the sake of their constituents but for personal reasons. I might say here again that this is not for Maine people. This is for the tourist coming in to the State of Maine. Maine people as a whole on Sunday do go out to ride.

I would also like to answer the Senator from Penobscot, Senator Whittaker. He did not testify as an opponent to this bill. I think that all of the testimonies were sermons on prohibition and I think he probably felt a little ashamed to get up and testify on this. But I know one other minister that did, in another section of this building.

The PRESIDENT: The Chair will caution the Senator from York, Senator Lovell to desist from any further references to other Senators' motives for debating or voting as they see fit on a bill.

Mr. LOVELL: Thank you, Mr. President. I might say that as far as teen-agers are concerned causing the most accidents, this is not on Sunday. As was stated, it was on Friday and Saturday night. Now teen-agers aren't going to be served liquor in Class A restaurants or hotels with meals. This is only with meals. I will also state that in the states of New Hampshire and Massachusetts, per

capita there are more deaths on Sunday where they have a Sunday liquor law than in Maine where there is no Sunday liquor law. For example persons in Maine where we have no Sunday liquor law, in their hotel rooms, as was stated by the good Senator from Hancock, Senator Kimball, they tend to drink a good deal more and then go out on the road and cause accidents. That is one of our problems in the State of Maine.

I think that the Senate would make a great mistake not passing this bill as they did two years ago on a two to one basis and I would simply like to state, if it is permissible, that one of the elected personnel got in by some 580 votes and that was one of the things that kept that vote down a great deal I am sure. But I would urge this Senate to vote their convictions; vote what I think and a great many think is the fair way to equalize the laws with other states; for the benefit of the tourist business and the benefit of the State of Maine. 10.7 million is a good deal of money to receive on liquor interests and that and inheritance are the only things that are climbing in recent reports from the tax office.

I say again, let's have prohibition back and we can increase the sales tax a couple of cents more and we will have prohibition back. In fact I think I might like that myself in the drug business but I certainly hope the Senate members will go along with what many of them have previously told me on this bill. I thank you.

Mr. NOYES of Franklin: Mr. President and members of the Senate: I would like to discuss this for just a moment not on any personal basis or moral basis, and not really on an economic basis, but, in effect the remarks I am going to make concern the economy of the State of Maine.

Some twenty years ago Maine put "Vacationland" on its plates, and for the last twenty years we have been trying to catch up with our sister states of New Hampshire and Vermont. We are spending more money from the Department

of Economic Development; we are putting out booklets and asking for more appropriations to attract people to come into the State of Maine. Now if we want more people, and if the tourist business is the second largest industry in Maine — and I believe it is the largest industry, and that our economic situation so far as our industrial picture is not looking too bright — we have got to consider this matter in this Senate today, regardless of our personal views, regardless of church affiliations. I can assure you my church does not like me to stand up here, but I have been elected the representative of the people up here, and at times you have to assume leadership when you believe that leadership is the proper thing for the people of your community and the proper thing for the people of the State of Maine.

Now to be competitive you must be attractive and you must also be competitive. I mean by that that if New Hampshire and Vermont have laws which allow their summer people to do the things which they do at home then Maine has got to look at itself and say, "Perhaps I do not personally believe in this, but I feel that because of our recreational business it is essential." It is just permissive; it does not mean that every hotel or restaurant will get a liquor license. I attended a hearing before the Liquor Control Committee, and I have the recollection that there were probably five of the largest resort owners there, and they testified that at their particular hotel they did not serve liquor and they would not serve liquor if this bill went through, but that it was a thing which was good for the State of Maine and for the tourist business in general; and on that ground and without any personal reasons, religious reasons or moral reasons, I feel that this Senate must give strong consideration to the passage of this bill.

Mr. PIKE of Oxford: Mr. President and ladies and gentlemen: I know you will say I have been quite quiet so far this session.

Those of you who have served with me in years past in both ends of the corridor will remember that sometimes in order to put my point across I have used some joke or a little humor, but this is a subject that I cannot do this on. This is a very, very serious question. I honestly believe that perhaps the very lives of some of us here in this room now depend on how we vote on this question. Now for the past nine years we have spent a lot of time and money on our Highway Safety program, and yet in this building, I think on the 19th of January, we heard that even just one glass of low-content alcoholic liquor could affect the eyesight of a few drivers so that they were not really safe on our roads.

Now we all know we are considered to have as good judgment as the average person. Of course if we didn't have it our constituents back home would not have put us here. So why don't we use just a little of that good judgment on this important bill? We want to remember what democracy really means. Democracy means the protection of the rights of the minority by the majority.

Today young people are facing more broken homes, there is more juvenile delinquency and corruption in communities simply because moral standards have dropped and laws have been passed making available more liquor and other vices and placing the almighty dollar ahead of everything else.

I honestly and sincerely believe that this legislature should not go on record as permitting this Sunday sale of liquor. I do not believe they would make a penny's worth of profit out of it. I believe if hotels need more business that they should come back to this old adage of "Build a better mousetrap."

I believe we face the possibility of losing all that we hold sacred in our country, even our American heritage. We need to take a definite stand here in the 101st Legislature. Our State is not going up; it is going down as more and more towns vote to legalize liquor sales. There is one thing I

am quite concerned about the last few years, and that is the fact that quite a lot of the legislators, not only of this body but in the other one, seem not to have too much concern about the young people of the future. I really feel bad about it. And there are some that really do not like to face up to the issues if they feel that putting things off to some other time will make it a little easier. I hope there won't be anybody here who will be faint-hearted and ask to retable this thing again. Let's settle it right now. For that reason and all these other reasons, I hope that the minority "Ought not to pass" report will be accepted.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Aroostook, Senator Christie, that the Senate accept the Minority Ought Not to Pass report; and a division has been requested.

A division of the Senate was had.

Fifteen having voted in the affirmative and eighteen opposed, the motion did not prevail.

Thereupon, on motion by Mr. Lovell of York, the Majority Ought to Pass Report was accepted, the bill read once.

Committee Amendment A was read and adopted.

Mr. Kimball of Hancock presented Senate Amendment C and moved its adoption.

Which amendment was read and adopted and the bill as amended was tomorrow assigned for second reading.

On motion by Mr. Lovell of York, the Senate voted to take from the table the 13th tabled and unassigned item (H. P. 314) (L. D. 407) House Report, Ought Not to Pass, from the Committee on Taxation on bill, "An Act Increasing the Tax on Gasoline;" tabled on February 26 by that Senator pending acceptance of the report.

Mr. LOVELL of York: Mr. President, this is a companion bill to a fifty million dollar bond issue for improvement and new roads in the State of Maine, and before this bill is indefinitely postponed I would just like to make a couple

of remarks for the record, so that when people throughout the State come to me and ask why don't we go after better roads I will have an answer for them.

The Committee on Industrial and Recreational Development traveled the State of Maine again, and from Aroostook County to York County people said, "Why don't we have better roads? Let's have better roads." They do not realize the problems of Maine roads, Maine having 11,000 miles of State-maintained roads, and the fact that our gas tax only brought in 24.2 million and there was 10 million from registration of automobiles, so there is very little left. So their feeling was: let's have better roads, because we will get in more tourists and more industries, and let's have these roads now and pay for them on time. So the principle of the bill was for a half-cent increase on the gas tax, which would mean a nickel on every ten gallons of gas. There are some fifty or sixty people killed each year on roads that are under 60 per cent in the highway sufficiency chart. Now this particular bill calls for improvement and for new roads on roads that are rated under 60 per cent on the highway sufficiency chart.

Now at the hearing the Highway Safety Committee did not show up to testify for this bill which would save a great number of lives because many of these lives are lost on very poor roads with sharp curves where people go straight ahead and hit a tree and so on. Consequently my feeling was that here was an opportunity to save a great many lives in the State of Maine and give us better roads and pay for them on a time basis, but the support has been very poor and the people that wanted these new roads have not come forward. The Commission, two years ago, through a member, said that we needed a hundred million dollars in the next ten years to put our roads up to par.

As a matter of fact they even had a bill in for the complete sales tax on automobiles and accessories to go to the State Highway Department, which did not pass. So here was something that would improve our roads and we can pay for them while we are riding on them and maybe save our own lives, as somebody suggested here in the Senate this morning. However; I will not belabor the point because now when people come to me I can simply say, "I tried but you didn't help me." So I would yield to the Chairman of the Highway Committee to kill the bill.

Mr. COLE of Waldo: Mr. President and members of the Senate: Once again I appreciate the comments of the Senator from York, Senator Lovell. However I now move indefinite postponement of the bill.

The motion prevailed and the bill was indefinitely postponed.

The PRESIDENT: The Chair recognizes in the Senate Chamber a former minority leader in the Senate of the State of Maine, and now the United States District Attorney for the State of Maine, the Honorable Alton Lessard. (Applause)

I would ask the Sergeant at Arms to escort the United States District Attorney to the rostrum.

The Hon. Alton Lessard was escorted to the rostrum by the Sergeant at Arms amid the applause of the Senate.

Mr. LESSARD: Mr. President and members of the Senate: It surely is a pleasure to be here today. I missed all the debate. I tried to get in and I could not get in either one of the doors, so I will have to wait to read the printed record. I am sure that it will be very interesting reading. (Applause)

On motion by Mr. Edmunds of Aroostook,

Adjourned until 10:00 A.M. tomorrow.