

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, April 3, 1963

The Senate was called to order by the President.

Prayer by the Rev. Robert L. Smith of Augusta.

On motion by Mrs. Christie of Aroostook, the Journal of Yesterday was read and approved.

The PRESIDENT: The Chair would like to congratulate the Senator from Penobscot, Senator Whittaker, and his committee on completing their public hearings for the Joint Standing Committee on State Government.

The Chair would likewise like to congratulate the Senator from Oxford, Senator Ferguson, for completing public hearings for his Committee on Natural Resources.

The Chair would like to ask the Sergeant-at-Arms to escort to the rostrum Senator and Mrs. Harold Pike of Oxford County.

Senator and Mrs. Harold Pike were escorted to the rostrum by the Sergeant-at-Arms amid the applause of the Senate.

The PRESIDENT: The Chair would like to read a very brief letter communicated through the Senator from Oxford, Senator Ferguson, dated March 26th.

"Dear Senator Ferguson:

Being my father's seatmate from Oxford County, I thought I would take the opportunity of acquainting you with the fact that April 3rd is their 45th wedding anniversary, Senator and Mrs. Harold Pike. Forty-five years has been a long time. If mention of it could be made in session I know that they would be much surprised and pleased."

Mention is therefore made of it, and I would suggest that the Senate of this State indicate their feeling of gratitude and respect for you, Senator and Mrs. Pike, and indicate their congratulations and best wishes to you by rising and applauding. (Applause, members rising)

SENATOR HAROLD PIKE: Mr. President and fellow Senators: I am very glad to find how this got leaked out. For the last two days we have been getting congratulations and we

have been very careful not to say a word about this thing because we are sort of the retiring type, I guess, and we thought it would pass by without being recognized, but we thank you very, very much.

Mrs. HAROLD PIKE: Mr. President and ladies and gentlemen of the Senate: Mark Anthony could make a speech, and so could Henry Clay; great crowds would gather around to hear what Franklin had to say; but of all the clever speakers since Noah left the ark not one has said a truer thing than these, my own remarks: I thank you for the courtesy extended to us and I just wish that every woman had as fine a husband as I have had. (Applause)

HOUSE PAPERS

Non-concurrent matters

Bill, "An Act relating to Establishment of a Personnel Law for Certain Employees of the City of Lewiston." (H. P. 544) (L. D. 801)

In House, January 30, referred to Committee on Judiciary.

In Senate, March 29, referred to Committee on Municipal Affairs in non-concurrence.

Comes from the House, that body having insisted.

In the Senate, on motion by Mr. Jacques of Androscoggin, the Senate voted to insist and ask for a Committee of Conference.

The President appointed as Senate conferees on such Committee: Senators: Jacques of Androscoggin, Couture of Androscoggin and Boisvert of Androscoggin.

Bill, "An Act Relating to Sunday Sales of Liquor by Hotels and Class A Restaurants. (S. P. 6) (L. D. 6)

In Senate on March 29, passed to be engrossed as amended by Senate Amendment C, as amended by Senate Amendment A thereto.

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

In the Senate:

Mrs. CHRISTIE of Aroostook: Mr. President, I move that the Senate recede and concur.

Mr. CAMPBELL of Kennebec: Mr. President, I move that the bill be tabled until Wednesday, April 10.

Mr. WHITTAKER of Penobscot: Mr. President, I request a division on the motion to table.

A division of the Senate was had. Twenty-two having voted in the affirmative and seven opposed, the motion prevailed and the bill was tabled so assigned pending motion by Mrs. Christie to recede and concur.

Bill, "An Act Providing for Safety Seat Belts for Automobiles and School Busses. (H. P. 996) (L. D. 1437)

In Senate, March 27, passed to be engrossed, as amended by House Amendment A, in concurrence.

Comes from the House indefinitely postponed in non-concurrence.

In the Senate:

Mr. PHILBRICK of Penobscot: Mr. President, I move that the Senate insist and ask for a Committee of Conference.

Thereupon, on motion by Mr. Johnson of Somerset, the bill was tabled pending motion by Mr. Philbrick of Penobscot to insist.

Resolves for Reference

Resolve, Proposing an Amendment to the Constitution Affecting the Election, Powers and Apportionment of the House of Representatives. (H. P. 1030) (L. D. 1495)

Resolve, Proposing an Amendment to the Constitution Relating to the Apportionment, Election and Powers of the House of Representatives. (H. P. 1029) (L. D. 1494)

Which were referred to the Committee on Constitutional Amendments and Legislative Reapportionment in concurrence.

The following two bills, having the approval of the majority of the Committee on Reference of Bills, appear on the calendar pursuant to Joint Rule 19C:

Mr. CYR of Aroostook presented Bill, "An Act to Permit Towns to Choose Single Assessors and to Permit Certain Cities and Towns to Create Boards of Assessment Review. (S. P. 561)

Which was referred to the Committee on Municipal Affairs and ordered printed.

Sent down for concurrence.

Mr. BOARDMAN of Washington presented Bill, "An Act Relating to Loans by Washington County." (S. P. 562)

Which was referred to the Committee on Towns and Counties and ordered printed.

Sent down for concurrence.

ORDERS

Mr. NOYES of Franklin: Mr. President, I have an order and I would like to speak to the order before I make a motion for its passage.

I feel, Mr. President, a little bit like Will Rogers: all I know sometimes is what I read in the papers, and this morning I was very disturbed to read the headlines pertaining to our committee which was studying the functioning of the Department of Economic Development.

From what I see in the various headlines, apparently the Governor of Maine does not think that a shake-up or a revising of this committee is necessary.

I would like to take a few moments, if I might, and read to you—it is only four pages—the findings of this committee.

I would say before I read the report of this committee that I myself have served on two other committees in the past two sessions of the legislature to study the functioning of this department, and also I have served for two years on the Committee on Industrial and Recreational Development. So have other members of this committee, and later on I will cite to you their qualifications. But this report which was submitted on March 6th of this year was the result, perhaps of over forty-three meetings, and, as I recall we have some thirty hours of recorded tape. I do not know how many pages we have of secretarial recording but I would like to impress upon this Senate that this committee has been working not only through this committee but through other committees for a long time towards the end that the Department of Economic Development could be made more efficient and better serve the people of the State of Maine.

As a result of the last committee report, we reported to the Legis-

lature on March 6th eight basic recommendations. The first was: "That the Department of Economic Development be reorganized and revised by rewriting Chapter 38-A."

By that we meant — and by all the testimony we received and even by the testimony of the Commissioner himself, who said "It is necessary that the law be rewritten so that the objectives and the duties of this department be better understood by all."

Recommendation No. 2: "That a Department of Industrial Promotion be established, to be headed by a director appointed by the Governor with the consent of the Council and to serve a concurrent term with the Governor." And we recommended and said, "The specific duties will be forthcoming in a separate bill."

Recommendation No. 3: "That a Department of Tourist Promotion be established, to be headed by a director appointed by the Governor with the consent of the Council, to serve a concurrent term with the Governor." And there again we went on to say that specific bills would be presented by this committee.

Recommendation No. 4: "That the Department of Economic Development, the Department of Industrial Promotion and the Department of Tourist Promotion shall not come under the provisions of the Personnel Law, with the exception of clerical employees therein." And there we considered that anyone above the status of a clerk would not be under Personnel and therefore could be required perhaps to do more work, to be more efficient, and also that better men could be hired.

Recommendation No. 5. We recommended that a Governor's Advisory Committee be established, which meant also that the old Advisory Committee would be abolished. It was the opinion of everyone, including a majority of the present advisory board, that that be abolished. There was testimony that they had not met except two or three times in the last three or four years, and the members themselves were very strong that this be abolished. So we came out with Recommendation No. 5: "That a Governor's

Advisory Committee on Economic Development be established, consisting of the following members: The Commissioner of Agriculture, the Commissioner of Inland Fisheries and Game, the Forestry Commissioner, the Commissioner of Sea and Shore Fisheries, the Director of the Department of Maine Parks and Recreation, the Director of the Department of Economic Development, the Director of the Department of Industrial Promotion, the Director of the Department of Tourist Promotion, and twelve members of the public, to be appointed by the Governor as representing a cross-section of the economy of this State. The public members shall be appointed for a term of four years, to serve concurrently with the Governor's term." And we said that the specific duties of this committee would be defined in a separate bill to be presented by this committee.

Recommendation No. 6: "That the Museum be transferred to the Maine State Park and Recreation Department."

Recommendation No. 7: "That the Eastern States exhibit building be transferred to the Department of Tourist Promotion."

Recommendation No. 8: "That no contractual employees shall be employed in any of the above departments."

That which I have quoted is directly from the report, and there are other remarks, and in the order in which I am presenting them I ask that the entire report be reproduced for each and every member of the legislature.

I am very concerned, I suppose, because the only reason that I ever came down to the Senate after retiring from politics some ten or twelve years ago was because I felt that the economic development of Maine was and is and will be in the future the most important thing that we can consider.

We know that we have to upgrade our roads, our education, and we need more institutions, and we are always reciting that Maine is 37th or 47th or 50th place in about everything, and I submit to you that we are in 50th place in considering

economic development in Maine. So it has been more or less my feeling that someone should try to do something with our present Department of Economic Development, not tear it apart, but try to revise it, try to improve it; and for that reason I am very disturbed and, as I say, all I know is what I read in the papers. I did not read President Marden's communication to the Governor; I did not read his reply; but apparently, as has happened for the past two years, this looks to me as if this is a white-wash on the part of the press or somebody. For that reason, I will request, Mr. President, if I may, from time to time that this committee or at least the Senate members of this committee be allowed to bring in some of the testimony. After all, we have quite a bit. I think we can prove our point. This is not a question of proving our point or defending ourselves as members of this committee, but it is a question of doing something which is good and proper for the State of Maine.

Now, Mr. President, I present this order and move its passage.

The PRESIDENT: The Secretary will read the order.

ORDERED, that 300 copies of the report of the Joint Select Committee to Study the Functioning of the Department of Economic Development submitted on March 6th to the 101st Legislature be duplicated and distributed to the members of the Legislature.

Mr. LOVELL of York: Mr. President, I request unanimous consent to address the Senate.

The PRESIDENT: The Chair would advise the Senator that he need not ask unanimous consent, that he may still speak to the order before it receives passage.

Mr. LOVELL of York: Mr. President and members of the Senate: Senator Noyes has briefly explained to you his feeling on the work of this committee. I might also tell you the the Committee on Industrial and Recreational Development, at their own expense, has traveled from Kittery to Aroostook County. We have heard and listened to the complaints of the various cit-

izens of the State of Maine on what they felt needed to be done in the State of Maine.

I do not need to remind you here that our per capita income is the lowest in New England and our per capita taxes are the highest of any state in New England. I do not need to tell you that our population increase in the last ten years was only 6.1 per cent as against a national average of 18 per cent, showing that one per cent of our population are leaving the state every year to find jobs outside of the State of Maine. Our loss of jobs has been a net loss in manufacturing jobs every year for the past ten years. We have lost some 17,000 textile jobs and we have lost some 3,000 jobs in the shoe industry, and, without question, with the European common market we will lose a great deal more. If you noted yesterday's paper, it was stated that at the present time the Maine Employment Security Commission states that there are 25,900 people who are jobless and who are drawing unemployment compensation. In addition to that there are many thousands of others who have drawn all their compensation. Consequently we need a hard-hitting, driving, selling program to bring new industry into the State of Maine and to bring more tourists into the State of Maine. We need to get new jobs, new industry and new payrolls and broaden our tax base so that we do not need to raise the taxes every two years when we come up here. If we can do this then we can have the needed services that we need throughout the State of Maine.

Now we have been having a soft-sell program in the State of Maine. I definitely think that the Sanford situation where we lost 4,000 jobs in Goodall-Sanford we had no soft-sell program; we had a hard-hitting, hard-driving, hard-sell program and got in fifteen new industries as a result of it. And one of our leaders, the late Carl Broggi, was Commissioner of the Department of Industry and Commerce at that time, and he died in his efforts to put the State of Maine in the position that it should be.

Competition at the present time throughout the nation is such that

there are some fifteen thousand different organizations seeking new industry. The competition is very, very great. Maine must meet competition with other states. We have talked our livability and our good climate for a long time, and we have it, but so do a lot of other states. It comes down to the hard fact that we have got to meet the competition of the various states, and if we don't we are going to be in trouble. And we are in trouble now because half of the counties of the State of Maine at the present time are distress areas and are under the ARA. We do not mind accepting government help, but, on the other hand, we in the State of Maine would like to have the jobs so that our citizens do not have to leave the state to go to some other state which maybe is a lot less worth while to live in; we want to keep our children in the State of Maine when they get through school.

With the present set-up of the Department of Economic Development they are so diversified and have so many functions to handle that no one department could handle all these functions from the 701 program and the ARA program down through to the State Museum.

The program that this DED Study Committee has worked out over a period of time is, I think, very progressive. I think we will show progress in the State of Maine in the coming years. The State of Maine in fact got in some twenty-five new industries last year, and to my knowledge the Department of Economic Development was responsible for five of them.

The program that Maine needs if we are going to keep our economy on the level, our standards on the level that Maine wants, our program needs a change. And I am sure that the gentleman in the front office is not satisfied with the conditions in the State of Maine at the present time, and I am sure that the members of this Senate are not satisfied with conditions in the State of Maine. And if you go into an area that is a distress area you will see many people out of work. Just briefly, the tourist business in Maine increased 6 per cent last year as compared to New Hamp-

shire's 16 per cent and higher averages throughout the New England States. We need a hard-hitting, concentrated tourist program to bring more tourists into the State of Maine. I certainly hope that this Senate will realize from time to time the importance of bringing new dollars into the State of Maine to spread around in the State, because if you don't, in another two years you are either going to raise the sales tax another one cent or you are going to have to have a State income tax. If you don't want that, and I am sure you don't, then the time has come when we must have a program that is strong, and as hard-hitting as this DED study committee has suggested. I thank you.

Mr. KIMBALL of Hancock: Mr. President, I have been a member of this study committee since its inception two years ago. I traveled widely over the state, I talked with all groups of people, business people, industrialists, recreational people, and have made a pretty general study. In fact, just as an example to show you, without delving into it, this particular brief-case is filled with notes that I have picked up from the various meetings that we have attended. They bear out the theory that we have discovered that the present DED is doing a wonderful job as far as they are able under the present law. We have become convinced ourselves, very largely through the testimony that we picked up that the present law is an unworkable law. It needs alteration to let them continue the good work they are trying to do when they are so badly handicapped under present circumstances. Frankly, I would like to see the present DED continued as it is if I thought it was doing the job. I have become convinced that it is not at the moment. When we run across headlines such as we ran across today, about the feeling that there are no radical changes needed, I am very upset. I do not think that is the case. I do not think that most members of this legislature have that feeling.

I sincerely hope that consideration will be given to the time and work that we put into this study and that you will consider it thor-

oughly before any decision is arrived at. I simply submit to you that I hope that judgment is deferred on the entire subject until all angles have been disclosed to the legislature. Give them a chance to think it over and talk it over. I sincerely hope that in the end we are going to come out with a workable program that will improve matters both industrially and vacation-wise and in general for the State. I ask that this Senate consider it very carefully, as well as the other body when it comes their turn, and give full consideration to the work that has been put into it. Let's not just throw that away. Thank you.

Thereupon the order received passage.

Sent down for concurrence.

The PRESIDENT: The Chair is happy to recognize in the Senate Chamber today 24 visiting students from the Bowdoin Central School in Bowdoin, Maine, accompanied by Mr. Clarence Fickett their teacher.

We are always happy to pause in the deliberations of this Senate to recognize the presence of young people whose interest in state government should consistently continue.

Did you ever wonder where the State of Maine got its name? Of course this area has had the name "Maine" from the earliest times; as early as 1622 the word "Maine" was used to distinguish the mainland from the offshore islands. Some people have said it was a compliment to Henrietta Maria, who was the Queen of King Charles the 1st, because she owned the Province of Maine in France. But as far as Massachusetts was concerned we were known as Yorkshire County. So there was a court case regarding the naming of this particular piece of real estate, and in 1677 it was decided that "Maine" would be the name for this area instead of "Yorkshire," and therefore it was fixed as the name in 1667. But when the people of this area met in Portland in 1819 to frame a constitution for the new state there was a contest for the name and many people suggested that it be named Columbus and many other people suggested that it be named Lagonia, but finally they compromised in some

manner and Maine was the preference of the great majority of the delegates.

We hope you young people will be proud of the name of your State, proud of your State and of those people who represent you here in the Senate of the State of Maine.

May I introduce to you the Senator from Sagadahoc, Senator Reed, who represents your area. (Applause)

Committee Reports — House Referred to 102nd Legislature

The Committee on Health and Institutional Services on Bill, "An Act to Provide for the Control of Air Pollution." (H. P. 832) (L. D. 1061)

Reported that the same should be referred to 102nd Legislature

Leave to Withdraw

The Committee on Health and Institutional Services on Bill, "An Act Relating to Definition of Narcotic Drug and Exemptions." (H. P. 31) (L. D. 55)

Reported that the same should be granted Leave to Withdraw.

The Committee on Taxation on Bill, "An Act Relating to Payment of Excise Tax on Farm Tractors." (H. P. 845) (L. D. 1232)

Reported that the same should be granted Leave to Withdraw.

Ought Not to Pass

The Committee on Health and Institutional Services on Bill, "An Act Relocating Boys Training Center at Hebron." (H. P. 98) (L. D. 142)

Reported that the same Ought not to Pass.

The same Committee on Bill, "An Act Relating to Reciprocal Registration for Pharmacists." (H. P. 766) (L. D. 1120) reported that the same Ought not to Pass.

The same Committee on Resolve, in Favor of Town of Pembroke, Washington County. (H. P. 207) (L. D. 276) reported that the same Ought Not to pass.

The same Committee on Bill, "An Act to Authorize the Issuance of Bonds in the Amount of Fifty Million Dollars on Behalf of the State of Maine to Build State Highways." (H. P. 274) (L. D. 368) reported that the same Ought Not to Pass.

The same Committee on Resolve, Requiring State Highway Commission to Construct Overhead Directional Sign on Interstate Highway in Kittery Indicating "U. S. Route 1, Coastal Areas York to Portland." (H. P. 444) (L. D. 649) reorted that the same Ought Not to Pass.

Which reports were Read and Accepted in concurrence.

The Committee on Highways on Bill, "An Act Providing Free Use of Maine Turnpike by Members of Executive Council and Legislature." (H. P. 102) (L. D. 146) reported that the same Ought not to Pass.

Mr. LOVELL: Mr. President, I would like to move to substitute the bill for the report and speak on it briefly.

The PRESIDENT: The Senator may proceed.

Mr. LOVELL: Mr. President and members of the Senate: Route 95, as you well know, the plans have now been completed to carry it through to the Canadian border. Route 95 is the Federal Highway Program that, as you well know, goes across the entire State of Maine. At the present time a good portion of it is on the Maine Turnpike, and consequently the representatives and senators from upstate are able to travel Route 95, or will eventually, all the way from Bangor to Aroostook County at no charge. Now the representatives and senators in the lower part of the state on traveling on Route 95 and going down to the lower part of the state in York County — and incidentally we have passed a bill for a free bridge across the Piscataqua River — the representatives and senators have to pay the toll on the Maine Turnpike.

Now we are hard-pressed in the Senate and in the House — at least I am and I think a number of others are — to pay our expenses here in Augusta. Now we have an expense bill in — I don't know whether it will pass or not — but this is not going to cost the state any money for the representatives and senators to travel on the Maine Turnpike, as well as the members of the Governor's Council. Consequently it seems only fair to me. You have already passed a bill

that when the bonds are paid off on the Maine Turnpike it will be for free, so this bill then will be just like that bill because you can then travel for free, but I feel that in all fairness to the senators in the lower part of the state that the senators in the lower part of the state to travel home without having to pay a toll as you gentlemen do not have to pay a toll from the upper part of the state; and I am sure that this honest, fair Senate will go along with this motion of mine.

The PRESIDENT: The question before the Senate is on the Senator from York, Senator Lovell, that the bill be substituted for the report.

Mr. COLE of Waldo: Mr. President and members of the Senate: I disagree with the Senator from York, Senator Lovell, that the members of the legislature are so ill-paid, underpaid, that they cannot afford to pay their fee on the turnpike. The committee considered this very thoroughly, and naturally we feel that sometime in the future the members of the legislature who cannot afford to pay the tolls, that eventually the salary increases will take care of it.

Mr. President, I move that this bill be indefinitely postponed.

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

Mr. LOVELL of York: Mr. President, I never win when I oppose the chairman of the Highway Committee. I didn't quite get his offer. I think he mentioned something about the Highway Department paying our tolls if we couldn't afford it, so I will be very happy to submit a bill to the Highway Department. It costs \$1.65 every time I go up and down the turnpike. I, for one, know that the good Senator from Waldo has a very excellent business and plenty of money, but I have seven children and I don't. So I thank the Senate and I hope the Senate will be very fair.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Waldo, Sena-

tor Cole, that the bill be indefinitely postponed.

Mr. COLE of Waldo: Mr. President, I move that when the vote is taken it be taken by a division.

The PRESIDENT: All those in favor of the motion of the Senator from Waldo, Senator Cole, that the bill be indefinitely postponed will rise and stand in their places until counted.

A division was had.

Twenty having voted in the affirmative and six in the negative, the motion prevailed and the bill was indefinitely postponed.

The PRESIDENT: The Chair is happy to recognize in the Senate Chamber today 33 students from North Berwick High School in York County. They are chaperoned by Mrs. Daker, Mr. Stanton, Mrs. Harry Guptill and Mrs. John Keohan.

Everything that the Chair has indicated as having applied to the students from Bowdoin shall, of course, equally apply to you people. We are glad to have you here and you are most welcome.

May I introduce to you the Senators from your county: Senator Lovell, Senator Letourneau and Senator Brewster. (Applause)

The Committee on Taxation on Bill, "An Act Relating to Motor Vehicle Excise Tax." (H. P. 404) (L. D. 603) reported that the same Ought not to Pass.

Comes from the House indefinitely postponed.

In the Senate, on motion by Mr. Ferguson of Oxford, tabled pending acceptance of the report.

Ought to Pass

The Committee on Inland Fisheries and Game on Bill, "An Act Providing for Life Preservers for Boats for Hire." (H. P. 35) (L. D. 58) reported that the same Ought to Pass.

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

The same Committee on Bill, "An Act Relating to Equipment and Safe Operation of Boats." (H. P. 283) (L. D. 377) reported that the same Ought to Pass.

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

The Committee on Judiciary on Bill, "An Act Empowering the Supreme Judicial Court of Maine to Prescribe Rules in Criminal Cases." (H. P. 654) (L. D. 910) reported that the same Ought to Pass.

The Committee on Legal Affairs on Bill, "An Act Relating to Transmittal to Secretary of State of Court Record of Appeal from Conviction relative to Motor Vehicles." (H. P. 926) (L. D. 1360) reported that the same Ought to Pass.

The Committee on Public Utilities on Bill, "An Act Relating to Territorial Limits, Quorum and Powers of South Freeport Water District." (H. P. 550) (L. D. 765) reported that the same Ought to Pass.

The Committee on State Government on Bill, "An Act Relating to Duty of State Historian in Submitting Names for Designating Memorial Bridges or Highways." (H. P. 831) (L. D. 1218) reported that the same Ought to Pass.

The Committee on Towns and Counties on Bill, "An Act Providing for Fire Protection for Certain Townships in Franklin County." (H. P. 73) (L. D. 35) reported that the same Ought to Pass.

The same Committee on Bill, "An Act Relating to Fee for Sheriff's Service in Hand and Attachment of Personal Property or Writ of Replevin." (H. P. 848) (L. D. 1235) reported that the same Ought to Pass.

The same Committee on Resolve, to change the Name of Crockertown, Franklin County, to Sugarloaf Township." (H. P. 973) (L. D. 1412) reported that the same Ought to Pass.

Which reports were Read and Accepted in concurrence, the Bills Read Once and tomorrow assigned for second reading.

The same Committee on Bill, "An Act Providing for Public Dumps for Jerusalem and Crockertown, Franklin County." (H. P. 74) (L. D. 36) reported that the same Ought to Pass.

Comes from the House, Passed to be Engrossed, as amended by House Amendment "A" (H-189)

Which report was Read and Accepted in concurrence, and the Bill, as amended, Read Once and tomorrow assigned for second reading.

Ought to Pass — As Amended

The Committee on Judiciary on Bill, "An Act Relating to Appointment of Clerks of Courts and Clerks Pro Tempore." (H. P. 816) (L. D. 1203) reported that the same Ought to Pass, As Amended by Committee Amendment A (H-174).

Comes from the House Passed to be Engrossed, As Amended by Committee Amendment A and House Amendment A which were Read and Adopted in concurrence, and the Bill, As Amended, was Read Once and tomorrow assigned for second reading.

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

The Committee on Judiciary on Bill, "An Act Relating to Proceedings in Adoption of Children." (H. P. 57) (L. D. 80) reported that the same Ought to Pass in New Draft under Same Title (H. P. 1024) (L. D. 1485)

(On motion by Mr. Cram of Cumberland, tabled pending acceptance of the report.)

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

The Committee on State Government on Bill, "An Act Regulating Archaeological Excavation." (H. P. 399) (L. D. 598) reported that the same Ought to Pass in New Draft under New Title: An Act Relating to Archaeological Excavations. (H. P. 2028) (L. D. 1491)

Which reports were Read and Accepted in concurrence; the Bills Read Once in New Draft, and tomorrow assigned for second reading.

**Majority — ONTP
Minority — OTP**

The Majority of the Committee on Agriculture on Bill, "An Act Relating to Apportionment of Stipend to Agricultural Societies." (H. P. 892) (L. D. 1414) reported that the same Ought Not to Pass.

(signed)
Senators:

PIKE of Oxford
CYR of Aroostook

Representatives:

MOWER of Bangor
COULTHARD of Scarborough
BOOTHBY of Livermore

MEISNER

of Dover-Foxcroft

The Minority of the same Committee on the same subject matter, reported that the same Ought to Pass.
(signed)

Senator:
HARRINGTON

of Penobscot

Representative:
DENBOW of Lubec

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

In the Senate, on motion by Mr. Brown of Hancock, tabled pending acceptance of either report.

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

The Majority of the Committee on Claims on Resolve, to Reimburse Town of Woolwich for Loss of Tax Revenue of Property Owned by State. (H. P. 194) (L. D. 263) reported that the same Ought to Pass in New Draft under New Title: Resolve in Favor of Town of Woolwich for Rent of Certain Property Owned by State. (H. P. 1026) (L. D. 1487)
(signed)

Senators:
CRAM of Cumberland
BOISVERT
of Androscoggin

Representatives:
SUSI of Pittsfield
BREWER of Bath
LIBBY of Portland
HUTCHINS of Kingfield
LINCOLN of Bethel
BOURGOIN of Fort Kent
GALLANT of Eagle Lake

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

(Signed)
Senator:
HICHBORN of Piscataquis

Comes from the House, Majority — Ought to Pass in New Draft Report Accepted, and the Bill, As Amended, Passed to be Engrossed.

In the Senate, on motion by Mr. Hichborn of Piscataquis, tabled pending acceptance of either report.

Majority — ONTP
Minority — OTP

The Majority of the Committee on Sea and Shore Fisheries on Bill, "An Act Repealing the Tax on Quahogs." (H. P. 791) (L. D. 1144) reported that the same Ought Not to Pass.

(signed)

Senator:

BREWSTER of York

Representatives:

LOWERY of Brunswick
 MacGREGOR of Eastport
 YOUNG of Gouldsboro
 MADDOX of Vinalhaven
 RANKIN of Southport
 RICHARDSON of Stonington

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

(signed)

Senators:

CRAM of Cumberland
 REED of Sagadahoc

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

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

Report A — OTP
Report B — ONTP

Five members of the Committee on Industrial and Recreational Development on Bill, "An Act Establishing a Division of Foreign Trade in the Department of Economic Development." (H. P. 907) (L. D. 1315) reported in Report A that the same Ought to Pass.

(signed)

Senators:

LOVELL of York
 NOYES of Franklin
 KIMBALL of Hancock

Representatives:

KILROY of Portland
 JOBIN of Rumford

Five members of the same Committee on the same subject matter reported in Report B that the same Ought Not to Pass.

(signed)

Representatives:

LITTLEFIELD of Hampden

HARDY of Hope
 OSGOOD of Corinna
 NORTON of Caribou
 GILBERT of Eddington

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

Mr. LOVELL of York: Mr. President, I would like to move that Report A "Ought to pass" be accepted and I would like to speak briefly on the motion.

The PRESIDENT: The Senator may proceed.

Mr. LOVELL: Mr. President and members of the Senate: I have not done very well here this morning on getting anything through and I probably won't on this. I note another body in this building — I won't say a progressive body like ours — but another body in this building has accepted the "Ought not to pass" report. But I will tell the ladies and gentlemen of the Senate that with the European common market and the importing of goods from throughout the world into the United States all the way from Japan to West Germany, that we are facing calamity in the State of Maine unless we are able to sell some of our goods abroad too. The chicken industry has been fairly successful as well as has the potato industry, but there are many, many small industries in the State of Maine — and most of them are small industries in the State of Maine — and they need help. They do not have the funds or the money to send a man abroad or open an office or even to make contracts. The State needs to help these small firms if they are going to stay in business. Certainly, ladies and gentlemen of the Senate, I am sure you do not want to see any more bankruptcies in the State of Maine than we are having right now because we are one of the tops in the United States.

The PRESIDENT: The question before the Senate is on the motion of the Senator from York, Senator Lovell, that the Senate accept the "Ought to pass" report of the Committee in non-concurrence. Is this the pleasure of the Senate?

The motion prevailed and the "Ought to pass" report of the Com-

mittee was accepted in non-concurrence and the bill was given its first reading. On further motion by Mr. Lovell the bill was tabled pending second reading.

**Committee Reports — Senate
Leave to Withdraw**

Mr. PORTEOUS from the Committee on Appropriations and Financial Affairs on Resolve, Appropriating Funds for Advisory Committee on Education. (S. P. 204) (L. D. 514) reported that the same should be granted Leave to Withdraw — covered by other legislation.

Mr. CAMPBELL from the same Committee on Resolve, Appropriating Moneys to Match Federal Funds Provided Under the National Public Health Service Act. (S. P. 199) (L. D. 509) reported that the same should be granted Leave to Withdraw.

Which reports were Read and Accepted.

Sent down for concurrence.

Ought to Pass

The same Senator from the same Committee on Resolve, for Purchase of Copies of "Maine Province and Court Records, Volume V." (S. P. 169) (L. D. 468) reported that the same Ought to Pass.

Which report was Read and Accepted, the Bill Read Once and tomorrow assigned for second reading.

Ought to Pass — As Amended

Mr. CAMPBELL from the Committee on Appropriations and Financial Affairs on Resolve, Reimbursing Certain Municipalities on Account of Property Tax Exemptions of Veterans. (S. P. 97) (L. D. 234) reported that the same Ought to Pass, As Amended by Committee Amendment A (S-129).

Mr. COLE from the Committee on Highways on Bill, "An Act Providing for Area Directional Sign on Maine Turnpike for Rumford." (S. P. 360) (L. D. 1026) reported that the same Ought to Pass As Amended by Committee Amendment A (S-130).

Mrs. HARRINGTON from the Committee on Public Utilities on Bill, "An Act to Clarify Granting of Water Pipe Location Permits." (S. P.

432) (L. D. 1175) reported that the same Ought to Pass, As Amended by Committee Amendment A (S-127)

Which reports were Read and Accepted.

Committee Amendments A were Read and Adopted, and the Bills and Resolve, As Amended, Read Once and tomorrow assigned for second reading.

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

Mr. PIKE from the Committee on Agriculture on Bill, "An Act to Create Water Conservation Districts and to Expand Powers of Soil Conservation Districts." (S. P. 45) (L. D. 125) reported that the same Ought to Pass in New Draft, under same title. (S. P. 553) (L. D. 1490)

(On motion by Mr. Farris of Kennebec, tabled pending acceptance of the report.)

Mr. EDMUNDS from the Committee on Appropriations and Financial Affairs on Resolve, Relating to Research and Experimental Work in Relation to the Culture of Sugar Beets in Maine. (S. P. 222) (L. D. 610) reported that the same Ought to Pass in New Draft, under same title. (S. P. 559)

Mr. COLE from the Committee on Natural Resources on Bill, "An Act to Provide Marine or Tidal Water Classifications." (S. P. 82) (L. D. 224) reported that the same Ought to Pass in New Draft, under same title. (S. P. 558)

(On motion by Mr. Cole of Waldo, the report was accepted, the bill in new draft read once and the bill tabled pending assignment for second reading.)

Which reports were Read and Accepted, and the Bills, in New Draft, Read Once and tomorrow assigned for second reading.

Mr. HINDS from the Committee on Relocation of Boys Training Center, pursuant to Joint Order, S. P. 197, reported as follows:
Members of the 101st Legislature:

The Committee on Relocation of Boys' Training Center, after due consideration, has found that by relocating the North-South runway of the Portland Municipal Airport by swinging the south end approximately 15 degrees to the east, the Boys'

Training Center could remain and could be expanded at its present location.

We also recommend that the plot of land bounded by Westbrook Street and the school property be purchased. This will help make up for the loss of land used in relocating the north-south runway.

The Committee has considered several other sites but due to recent developments expansion at the present school site would be in the best interests of the State of Maine.

Senators:

HINDS of Cumberland
HARRINGTON of Penobscot
FERGUSON of Oxford

Representatives:

BENSON of Hancock
CRESSEY of York
HENDRICKS of

Cumberland

ROSS of Kennebec
WOOD of Waldo
NIRAN C. BATES,
State Director of Public
Improvements
WALTER F. ULMER,
Commissioner, Department
of Mental Health and Cor-
rections

(Signed)

SAMUEL A. HINDS
Chairman

(S. P. 560)

Which was Read and Accepted.
Sent down for concurrence.

Second Readers

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

Resolve, Providing a World War I Bonus for George E. Maroon of Lewiston. (H. P. 966) (L. D. 1305)

Bill, "An Act Providing for Voting by New Residents in Presidential Election." (H. P. 803) (L. D. 1190)

Bill, "An Act Granting Full Pension Benefits to Lillian Watson of Bangor." (H. P. 499) (L. D. 701)

Bill, "An Act Relating to Requirements, Appointment and Term of the Adjutant General." (H. P. 250) (L. D. 319)

(On motion by Mr. Edmunds of Aroostook, tabled pending passage to be engrossed and especially assigned for later today.)

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

Bill, "An Act Increasing Salaries of Members of Council of City of Portland." (H. P. 604) (L. D. 839)

Comes from the House indefinitely postponed.

In Senate, read a second time and passed to be engrossed in non-concurrence.

In the Senate, on motion by Mr. Cram of Cumberland, tabled pending passage to be engrossed and especially assigned for Wednesday next.

As Amended

Bill, "An Act Clarifying the Maine Milk Law." (H. P. 172) (L. D. 241)

Bill, "An Act Relating to Fee for Tags in Registering Deer." (H. P. 40) (L. D. 63)

Bill, "An Act Relating to Disposal of Certain Municipal Records." (H. P. 746) (L. D. 1075)

Bill, "An Act Repealing Charter of Pittsfield Water Company and Transferring Assets to the Town of Pittsfield." (H. P. 609) (L. D. 844)

Bill, "Providing for a New Charter for the City of Waterville." (H. P. 383) (L. D. 582)

Bill, "An Act to Grant a New Charter to the City of South Portland." (H. P. 344) (L. D. 529)

(On motion by Mr. Hinds of Cumberland, tabled pending passage to be engrossed and especially assigned for Wednesday next.)

Bill, "An Act Relating to Retirement of Employee Option by Local Districts Under Maine State Retirement System." (H. P. 789) (L. D. 1142)

Bill, "An Act Increasing Compensation of Members of Maine Employment Security Commission." (H. P. 682) (L. D. 938)

Bill, "An Act Increasing Salary of Insurance Commissioner." (H. P. 752) (L. D. 1081)

Bill, "An Act Increasing Salary of Director of Legislative Research." (H. P. 836) (L. D. 1223)

Bill, "An Act to Authorize the Municipalities of Corinna and Newport to Form a School Administrative District." (H. P. 367) (L. D. 540)

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

New Draft — New Title

Bill, "An Act Increasing Salary of Reporter of Decisions." (H. P. 1023) (L. D. 1479)

New Draft — Same Title

Bill, "An Act Clarifying the Inland Fish and Game Laws." (H. P. 1022) (L. D. 1478)

(Mr. Brown of Hancock presented Senate Amendment A and moved its adoption and on motion by Mr. Stilphen of Knox, the bill was tabled pending Mr. Brown's motion to adopt Senate Amendment A.) (S-122)

Bill, "An Act Relating to Fees of Tax Collector of Town of Dedham in Collecting Lucerne-in-Maine Village Corporation Taxes." (H. P. 1018) (L. D. 1473)

Which Bills were read a second time in New Draft, and passed to be engrossed, in concurrence.

Senate

Bill, "An Act Relating to Attendance Officers of Passamaquoddy Indian Tribe." (S. P. 311) (L. D. 977)

Bill, "An Act Relating to Qualifications for Voting on Indian Reservations." (S. P. 449) (L. D. 1278)

Bill, "An Act Relating to Indian Tribal Elections." (S. P. 310) (L. D. 976)

Bill, "An Act Relating to Disposition of Convicts and Persons Detained in County Jails Alleged to be Mentally Ill." (S. P. 385) (L. D. 1088)

(On motion by Mr. Farris of Kennebec, the bill was read a second time and tabled pending passage to be engrossed.)

Bill, "An Act Providing Area Directional Sign for Damariscotta-Pemquid Region." (S. P. 312) (L. D. 978)

Bill, "An Act Relating to the Organization of the Maine State Guard." (S. P. 85) (L. D. 192)

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

Sent down for concurrence.

As Amended

Bill, "An Act Relating to Definition of and Educational Assistances for Orphans of Veterans." (S. P. 466) (L. D. 1293)

Which was read a second time and passed to be engrossed, as amended. Sent down for concurrence.

Enactors

Bill, "An Act to Create the Van Buren Sewer District." (H. P. 493) (L. D. 695)

Bill, "An Act Relating to Quorum of Cumberland Water District." (H. P. 396) (L. D. 698)

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

Bill, "An Act Revising Laws on Dogs in Unorganized Territory." (H. P. 798) (L. D. 1185)

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

Bill, "An Act relating to How Motor Vehicle Number Plates are Fastened." (H. P. 858) (L. D. 1245)

Resolve, Providing for a Pension for Jennie A. George of Orrington. (H. P. 553) (L. D. 768)

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

Bill, "An Act Prohibiting a General Contractor to Bid Unless Able to Perform Part of Work." (S. P. 523) (L. D. 1438)

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

The PRESIDENT: The Chair is happy to recognize in the Senate gallery a group of 7th and 8th grade students from Athens, Maine, and a group of 8th grade students from Palermo, Maine, accompanied by Mr. Hamilton and Mr. Hill.

These students are welcome here and we hope you enjoy your stay and that you find it educational. Some of you may be interested enough so that some day you will take our place.

May I introduce to you the senators from Somerset County, your county, Senator Stitham and Senator Johnson. (Applause)

The PRESIDENT: The Chair recognizes in the rear of the Senate Chamber a former senator from Somerset County, known to the Senate as "Duffy" Lewis. Will you stand and be recognized, please? (Applause)

And the Chair also notes the presence of a former senator from this county, Senator Foster T a b b. (Applause)

Orders of the Day

On motion by Mr. Edmunds of Aroostook, the Senate voted to take from the table Item 7-4 Bill, "An Act Relating to Requirements, Appointment and Term of the Adjutant General" (H. P. 250) (L. D. 319) tabled by that Senator earlier in today's session pending passage to be engrossed.

Thereupon, the Senator from Kennebec, Senator Campbell, presented Senate Amendment A and moved its adoption.

The Secretary read Senate Amendment A (S-125)

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

Sent down for concurrence.

The President laid before the Senate the 1st tabled and today assigned item (H. P. 299) (L. D. 393) Bill, "An Act Relating to Definition of Hotel Under Liquor Law"; tabled on March 29 by Senator Christie of Aroostook pending consideration; and on further motion by the same Senator, the bill was substituted for the Ought Not to Pass report of the committee in concurrence, the bill was then read once, and on motion by Mr. Jacques of Androscoggin was tabled pending assignment for second reading.

The President laid before the Senate the 2nd tabled and today assigned item (H. P. 942) (L. D. 1376) Bill, "An Act to Create a Commission on Intergovernmental Relations"; tabled on March 29 by Senator Cram of Cumberland pending passage to be engrossed; and that Senator presented Senate Amendment A and moved its adoption.

The Secretary read the amendment (S-128)

Mr. WHITTAKER of Penobscot: Mr. President and members of the Senate, I rise to oppose the adoption of this amendment. This matter was carefully considered by the Committee on State Government. The sponsor of the bill has drawn it very carefully so that there would be seven members on the Commission on

Intergovernmental Relations, four of these members representing the legislature and three representing other interests including municipal and the public at large.

At the public hearing there was no suggestion that County representation be given on this Commission and it is the feeling of the sponsor and on behalf of the State Government Committee unanimously Ought to Pass in its original form, that the bill should not be amended at this time. I hope therefore that this amendment will not be adopted.

Mr. EDMUNDS of Aroostook: Mr. President, I rise to support the remarks made by the Senator from Penobscot, Senator Whittaker. I think this is a very important piece of legislation. I think the committee has given it a good deal of attention, and I think at the present time it is very well balanced and I would hope that the motion to amend it would not prevail.

Mr. CRAM of Cumberland: Mr. President, I certainly would agree that this is a very worthwhile piece of legislation and I hope it will be passed. However, I would like to point out that under Section 4 of the bill, there are several places where the bill is broad enough so that counties are certainly contemplated and the work of the counties is certainly contemplated.

Under Section 4 VI — these are the things that are to be studied—"Allocation of governmental functions, responsibilities and revenues among the several levels of government".

Now certainly counties are a level of government.

VII. "Tax laws. To recommend methods of coordinating and simplifying tax laws and administrative practices to achieve a more orderly and less competitive fiscal relationship between the levels of government and to reduce the burden of compliance for taxpayers."

There is nothing more close to my heart than that, but certainly again counties are a level of government and are constantly being criticized and if we are to correct the situation, they have to be considered and if they are to be considered why should not they be represented on this commission and

why should not their organizations, the Maine Counties Association and the National Association of Counties which I believe is equal in prestige and value to the American Municipal Association or the United States Conference of Mayors, be included in Section 9. Counties are with us and we may have mixed feelings as to whether they are going to stay with us or not but in a bill like this I think they should be represented.

I don't think the addition of one member to the Commission making it eight is going to unbalance that set-up at all and I certainly am in favor of the bill and I think it should be amended so there is some representation of county government on the bill.

Mr. WHITTAKER of Penobscot: Mr. President, I suggest that the bill in its original form is broad enough to include county interests in that one of the seven members according to the bill will represent the public at large.

With regard to section 9, there is a provision here that there shall be cooperation with other agencies and included there is an omnibus clause "and other public and private organizations", which certainly could include county government if that is desirable.

Mr. President, I move that the amendment be indefinitely postponed and I request a division.

Mr. LOVELL of York: Mr. President and members of the Senate, I am wholeheartedly in support of this bill and so showed on my vote on the State Government Committee. However, I can see no objection to having one county official on there and as I understand — it is not quite clear but maybe the Senator from Cumberland County could explain. This is not taking away the two members from the municipalities and one at large but simply adding one more person to the committee and being a county official—it would seem to me — well I can see no harm in putting a county official on this committee. So I wonder if Senator Cram could tell me through the Chair. This simply adds one more and leaves the two municipal officials in?

The PRESIDENT: The Senator from York, Senator Lovell poses a

question, through the Chair, to the Senator from Cumberland, Senator Cram who may answer if he so desires?

Mr. CRAM of Cumberland: The Senator is correct. It simply adds one member.

Thereupon, a division of the Senate was had.

Sixteen having voted in the affirmative and fourteen opposed, the motion prevailed and Senate Amendment A was indefinitely postponed.

Thereupon the bill was passed to be engrossed.

The President laid before the Senate the 3rd tabled and today assigned item (S. P. 218) (L. D. 527) Bill, "An Act Relating to Transfer of Certain Land to the State by the City of Portland"; tabled on March 29 by Senator Jacques of Androscoggin pending motion by Senator Cyr of Aroostook to indefinitely postpone.

Mr. JACQUES of Androscoggin: Mr. President, in looking over the Senate Chambers I do not see Mr. Porteous or Mr. Brooks of Cumberland and I would therefore move that this bill be retabled and especially assigned for Wednesday next.

The bill was so tabled and assigned.

The President laid before the Senate the 4th tabled and today assigned item (S. P. 462) (L. D. 1289) Senate Reports from the Committee on State Government on Bill, "An Act Relating to Salaries Fixed by Governor and Council": Majority report, Ought not to pass; Minority report, Ought to pass; tabled on March 29 by Senator Johnson of Somerset pending acceptance of the Majority Ought not to pass report.

Mr. JOHNSON of Somerset: Mr. President, we heard yesterday morning a great many remarks by two gentlemen here in this Body in relation to lobbying the Senate. I did a little work late yesterday afternoon and figured I'd lobby the Senate in favor of this bill and I notice to my chagrin that the one gentleman that I lobbied is not here. I would like to bring to your attention that this bill points to a very inequitable and embarrassing setup to the legislature.

I will be very brief. There are salaries set by the legislature and another group set by the Governor and Council and we have a very few department heads who set their subordinates' salaries subject to approval by the Governor and Council and of course we have the Department of Personnel that regulates the salaries under the Jacobs Plan that we adopted two years ago. I would like to point out that at the hearing the only ones that were in opposition to this bill were Representatives of the Savings Banks and Trust Companies and regular banks. Their argument was that they want a man to be the bank commissioner and inasmuch as his salary is paid for by funds that accrue to the Banking Department through the inspection of the banks, that they should have some voice in determining the amount of the salary he gets. Apparently over the years they have worked hard to increase his salary.

They have apparently by taking it away from the legislature to get the salary up by putting it under the control of the Governor and Council. The Governor and Council have been over the years very lenient, much more so than the legislature has been. I would like to present to you, ladies and gentlemen here. The top fourteen salaries of the department division heads that are appointed by the Governor and Council, the average salaries are \$2,600 higher than those department head salaries set by the legislature or by statute which if you break each one down and make comparisons — and the only one here that I would compare would be the Commissioner of Sea and Shore Fisheries and the Commissioner of Inland Fisheries and Game. One, the Sea and Shore Fisheries is set by the Governor and Council and the other is set by statute or the legislature. The difference is \$600 but when you compare the two jobs there is just almost no comparison. To my way of thinking, the Inland Fisheries and Game should receive a great deal more salary. The department is bigger and there is more work to it.

I realize there will be a Joint Order forthcoming to make a study of these salaries but nevertheless I

feel that the powers that set the salaries of these department heads and officials should be with the governing Body, the Body that makes the laws, that raises the money to pay these salaries.

Without any further to-do I would oppose the motion of the Senator from Penobscot, Senator Whittaker to accept the Majority report and I would request a division.

Mr. WHITTAKER of Penobscot: Mr. President, may I take a moment to explain the position of the State Government Committee on this matter. The question of salaries is a very complex one and we spent a goodly number of hours discussing the various bills presented to us. The committee is well aware of the fact as I am sure you are, that a large number of the salaries are set by the legislature,— there is one page of them here. There is also another page of salaries set by the Governor and Council.

It was the opinion of the majority of the Committee on State Government that no change in procedure should be made at the present time. If this bill should pass, it would be a major change. The committee, however, recognized that a study should be made of the total salary question and there is to be introduced today in the other Chamber by the House Chairman of the State Government Committee a Joint Order which among other things, will do the following: That the legislative research committee be directed to study the salaries of state officials to determine whether there are discrepancies in the salaries paid in relation to the demand and the ability required; whether inequities exist between those salaries fixed by the Governor and Council and those by the legislature; whether the policies, if any, which determine the compensation of state officials should be unified and made of general application to all such officials and whether the responsibility for fixing and apportioning such salaries could be more efficiently handled by other means; and to consider such other matters relating to salaries as it deems necessary, the Committee to report to the 102nd Legislature.

It is the feeling of the majority of the Committee on State Government that in view of this Joint Order, no change should be made in the present arrangements. I therefore hope that the motion to accept the Ought Not to Pass report will prevail.

Mr. HINDS of Cumberland: Mr. President, ladies and gentlemen of the Senate, I heartily endorse the remarks made by Senator Johnson. I was a member of the 100th Legislature and I watched that body kill off all department head pay raises that came under their control and then after the end of the session, the Governor and Council raised all the department heads pay that were under their control and I think it is unfair and I concur with Senator Johnson's remarks.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Penobscot, Senator Whittaker that the Majority Ought not to pass report be accepted, and a division has been requested.

A division of the Senate was had. Fifteen having voted in the affirmative and sixteen opposed, the motion did not prevail.

Thereupon, on motion by Mr. Johnson of Somerset, the Minority Ought to Pass report was accepted, the bill read once and tomorrow assigned for second reading.

The President laid before the Senate the 5th tabled and today assigned item (S. P. 183) (L. D. 482) Senate Reports from the Committee on Labor on Bill, "An Act Revising the Minimum Wage Law"; tabled on March 29 by Senator Hinds of Cumberland pending motion by that Senator to accept the Majority Ought to Pass as amended report.

Mr. HINDS of Cumberland: Mr. President, ladies and gentlemen of the Senate, I would imagine that a minimum wage bill would probably require quite a bit of debate but this minimum wage bill started out as a department bill to correct some inconsistencies in the labor laws and then after hearing in the Labor Committee of a minimum wage to \$1.15 and removing all exemptions under this other bill that we had before us and have killed,

and putting an escalator clause increasing the minimum wage five cents per hour from here to eternity I decided that it might be well that we came out with a lesser minimum wage, one not so radical in changes and removing exemptions.

This bill before you simply sets our minimum wage from \$1.00 to \$1.15 per hour. It removes no exemptions of any type, all present exemptions would continue as they are now. No escalator clause is on it. The federal minimum wage is \$1.15 an hour at the present time and this September will be going to \$1.25 an hour.

I feel that it would be very wise for the 101st Legislature to go on record as being in favor of increasing the minimum wage from \$1.00 to \$1.15 an hour and I move the pending question.

The PRESIDENT: The pending motion is on the acceptance of the Majority Ought to Pass as amended report of the Committee.

Mr. EDMUNDS of Aroostook: Mr. President, I request a division.

A division of the Senate was had.

Eight having voted in the affirmative and twenty-three opposed the motion did not prevail.

Mr. STITHAM of Somerset: Mr. President, I now move that the Ought to pass report of the committee be accepted.

The PRESIDENT: The Senate hears the motion. The Chair will advise the Senate that the Committee reported "Ought to Pass as amended" in one report, and "Ought to Pass" in another report. The Senate has just defeated the motion to accept the Ought to Pass as amended report. The Senator from Somerset, Senator Stitham now moves acceptance of the ought to pass report.

The motion prevailed, the ought to pass report was accepted, the bill read once, and on motion by Mr. Johnson of Somerset was laid upon the table pending assignment for second reading and was especially assigned for Friday, April 12.

The President laid before the Senate the 6th tabled and today assigned item (H. P. 719) (L. D. 1048) Bill, "An Act Prohibiting Discrimination Among Licensed Optometrists"; tabled on March 29 by Sen-

ator Porteous of Cumberland; and on motion by Mr. Cram of Cumberland, the bill was retabled and especially assigned for Wednesday next.

The President laid before the Senate the 7th tabled and today assigned item (H. P. 569) (L. D. 807) House Report, Ought Not to Pass, from the Committee on Claims on "Resolve, in Favor of Everett L. Scott of Calais"; tabled on April 2 by Senator Jacques of Androscoggin pending acceptance of the report; and on further motion by the same Senator, the Ought not to pass report was accepted.

The President laid before the Senate the 8th tabled and today assigned item (H. P. 570) (L. D. 808) House Report, Ought Not to Pass, from the Committee on Claims on Resolve in Favor of Harold Thompson of Calais; tabled on April 2 by Senator Jacques of Androscoggin pending acceptance of the report, and on further motion by the same Senator, the Ought Not to Pass report was accepted.

The President laid before the Senate the 9th tabled and today assigned item (H. P. 967) (L. D. 1406) House Report, Ought Not to Pass, from the Committee on Claims on Resolve in Favor of Reed Plantation, tabled on April 2 by Senator Jacques of Androscoggin pending acceptance of the report; and on further motion by the same Senator, the Ought Not to Pass report was accepted.

The President laid before the Senate the 10th tabled and today assigned item (H. P. 384) (L. D. 583) House Report, Ought to Pass, with Committee Amendment A, from the Committee on Municipal Affairs, on

Bill, "An Act Relating to Appointment of Chief Engineer of Fire Department of City of Westbrook"; tabled on April 2 by Senator Cram of Cumberland pending acceptance of report; and on further motion by the same Senator, the bill was retabled and especially assigned for Wednesday next.

The President laid before the Senate the 11th tabled and today assigned item (H. P. 683) (L. D. 939) Bill, "An Act Providing an Additional Reporter for Industrial Accident Commission"; tabled on April 2 by Senator Edmunds of Aroostook pending adoption of House Amendment A; and on further motion by the same Senator, House Amendment A was adopted.

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

The Secretary read the amendment. (S-123).

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

On motion by Mr. Wyman of Washington, the Senate voted to take from the table the 40th tabled and unassigned item (S. P. 554) (L. D. 1489) Bill, "An Act Transferring Duties of Commissioner of Agriculture Relating to Shellfish to Commissioner of Sea and Shore Fisheries and Revising Laws Thereto; tabled on March 29 by Senator Wyman of Washington; and on further motion by that Senator the bill was read once and tomorrow assigned for second reading.

On motion by Mr. Edmunds of Aroostook

Adjourned until Friday morning at ten o'clock.