

# 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**

Thursday, May 9, 1963

Senate called to order by the President.

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

On motion by Mr. Philbrick of Penobscot, the Journal of yesterday was read and approved.

**House Papers  
Joint Order**

ORDERED, the Senate concurring, that the Members of the 101st Maine Legislature, recalling their interesting trip recently to Andover, extend their sincere congratulations to the staff there of the American Telephone and Telegraph Company on the successful launching of Telstar 2; and be it further

ORDERED, that a copy of this Order be sent to the General Manager for Maine of the American Telephone and Telegraph Company. (H. P. 1086)

Comes from the House, read and passed.

In Senate, read and passed in concurrence.

**Non-concurrent matter**

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

In Senate, May 7, passed to be engrossed as amended by Senate Amendments A and C (S-188) (S-210) and by House Amendment A (H-113) in non-concurrence.

Comes from the House indefinitely postponed in non-concurrence.

Motion to reconsider lost.

In the Senate, on motion by Mr. Stilphen of Knox, tabled pending consideration.

Resolve, Proposing an Amendment to the Constitution Changing the Tenure of Office of Senators to Four-Year Terms. (S. P. 2) (L. D. 2)

In Senate, May 7, passed to be engrossed.

Comes from the House, ought not to pass Report read and accepted in non-concurrence.

In the Senate, on motion by Mr. Stilphen of Knox, the Senate voted to recede and concur.

Bill, "An Act Providing Access Roads to Ski Areas Open to General Public." (S. P. 570) (L. D. 1515)

In Senate, April 17, passed to be engrossed.

Comes from the House, passed to be engrossed as amended by House Amendment A (H-328) in non-concurrence.

In the Senate, on motion by Mr. Cole of Waldo, the Senate voted to recede and concur.

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

In House, March 26, passed to be engrossed.

In Senate, April 30, passed to be engrossed, as amended by Senate Amendment B (S-183)

Comes from the House, that body having insisted, in non-concurrence.

In the Senate, on motion by Mr. Brown of Hancock, the Senate voted to insist and ask for a Committee of Conference, and the President appointed as Senate Conferees, Senators: Wyman of Washington, Brown of Hancock and Kimball of Hancock.

**Communications**

**Office of the Secretary  
Senate of Pennsylvania**

May 6, 1963

Hon. Chester T. Winslow  
Secretary of the Senate  
State Capitol Building  
Augusta, Maine

Dear Mr. Winslow:

At its session of April 29, 1963, the Senate of Pennsylvania unanimously adopted Senate Resolution Serial Number 44, introduced by Senators Israel Stiefel, Charles R. Weiner, Martin Silvert, James S. Berger and Benjamin R. Donolow.

In accordance with the directions contained therein, I am forwarding a certified copy of this resolution to you.

Sincerely yours,  
MARK GRUPELL Jr.  
Secretary

Which was read and ordered placed on file.

### Orders

On motion by Mr. Wyman of Washington

ORDERED, the House concurring, that the Legislative Research Committee is directed to study the taxation of boats as tangible personal property, such study to include, but not be limited to (a) whether boats should be taxed locally where they are kept on the April 1st assessment date, or at the residence of the owner; (b) whether the assessment of valuation should be made by the State with a clarification of the tax situs and assessment date, but with the tax levy made by the municipalities; (c) whether the State should impose an excise tax on boats at a uniform rate 1) to be collected and retained by the municipalities, 2) collected and retained by the State, 3) collected by the State, but distributed to the municipalities of tax situs, 4) collected by the State, but the tax to be shared by the State with the municipalities; (d) whether boats as a class should be exempt from taxation as tangible personal property; and (e) whether or not the status quo should be maintained; and be it further

ORDERED, that the Committee report the results of its study to the 102nd Legislature. (S. P. 593)

Which was read and passed and sent down for concurrence.

On motion by Mr. Wyman of Washington

ORDERED, the House concurring, that the Committee on Towns and Counties be and hereby is authorized to report a Bill in consolidated form relative to the salaries of County Officers and Municipal Court Officers in the several Counties of the State. (S. P. 594)

Which was read and passed and sent down for concurrence.

### Committee Reports — House Ought Not to Pass

The Committee on Highways on Resolve, Relating to Treatment of a Portion of New Meadows Lake to Eliminate Aquatic Growth. (H. P. 11) (L. D. 21)

Reported that the same ought not to pass.

The same Committee on Resolve, Authorizing State Highway Commission to Construct Sidewalk on Oceanside of U. S. Route 1 in York. (H. P. 580) (L. D. 818)

Reported that the same Ought not to pass.

Which reports were read and accepted in concurrence.

The Committee on Appropriations and Financial Affairs on Bill, "An Act Appropriating Moneys for Maine Civil War Commission." (H. P. 408) (L. D. 561)

Reported that the same Ought not to pass.

Comes from the House, Bill Substituted for the Report, and passed to be engrossed.

In the Senate, on motion by Mr. Campbell of Kennebec, tabled pending acceptance of the report and especially assigned for the next legislative day.

The Committee on Municipal Affairs on Bill, "An Act to Increase the Term of Office of the Mayor, City Council, Board of Police and Board of Education, Warden and Ward Clerk for the City of Biddeford." (H. P. 546) (L. D. 762)

Reported that the same Ought not to pass.

Comes from the House, Bill substituted for the Report, and passed to be engrossed as amended by House Amendment A. (L. D. 1557)

In the Senate, the Ought Not to Pass Report was accepted in non-concurrence.

### Ought To Pass

The Committee on Appropriations and Financial Affairs on Bill, "An Act Providing for Repair and Maintenance of State-Owned Dam on Dead River, Androscoggin County." (H. P. 17) (L. D. 42)

Reported that the same Ought to pass.

The same Committee on Bill, "An Act Appropriating Funds to Aid in Dredging the Kennebec River Harbor." (H. P. 18) (L. D. 43)

Reported that the same Ought to pass.

The same Committee on Bill, "An Act Authorizing the Construction of Self-Liquidating Student Dining Facilities for the Maine Maritime Academy and the Issuance of not Exceeding \$475,000 Bonds of the State of Maine for the Financing Thereof. (H. P. 357) (L. D. 531)

Reported that the same Ought to pass.

The same Committee on Resolve, in Favor of Macwahoc Plantation for School Construction Aid. (H. P. 523) (L. D. 740)

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 Resolve, Appropriating Funds for the Block House at Fort Kent. (H. P. 141) (L. D. 193)

Reported that the same Ought to pass.

Comes from the House, passed to be engrossed as amended by House Amendment A (H-338)

In the Senate, the Report was read and accepted, the bill read once; on motion by Mr. Edmunds of Aroostock the bill was tabled pending adoption of House Amendment A.

The same Committee on Resolve, Appropriating Funds for Development of Owl's Head Lighthouse Area. (H. P. 181) (L. D. 250)

Comes from the House, passed to be engrossed as amended by House Amendment A (H-337)

In the Senate, the Report was read and accepted and the bill read once; on motion by Mr. Edmunds of Aroostock, the bill was tabled pending adoption of House Amendment A.

#### **Ought to Pass—As Amended**

The Committee on Appropriations and Financial Affairs on Resolve, for Development of Revenue-Producing Park Facilities on Mt. Battie. (H. P. 414) (L. D. 567)

Reported that the same Ought to pass, as amended by Committee Amendment A (H-330)

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

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

The Committee on Transportation on Bill, "An Act Requiring Persons Seventy-Five Years of Age to take Biennial Examination for Motor Vehicle Driver's License (H. P. 516) (L. D. 718)

Reported that the same Ought to Pass in New Draft under the same title (H. P. 974) (L. D. 1302)

Mrs. CHRISTIE of Aroostook: Mr. President, I have no objection to this bill but I do want to go on record as saying I think something should be done about the teen-agers who are causing most of the accidents in our state. I feel that there should be some legislation which would restrict them to a certain age or do something about it. I do not know as anything can be done at this session, and probably any amendment I might offer would not be germane to this bill, but I do want to go on record as saying I am concerned about the teen-age problem.

Mr. PORTEOUS of Cumberland: Mr. President and members of the Senate: I have long been an advocate of re-examination but mainly on a five-year basis. I think that to subject these people to an examination each time they get a new license is rather unfortunate. I would move that we recede and concur.

On motion by Mr. Campbell of Kennebec, the bill was tabled and specially assigned for the next legislative day, pending the motion of the Senator from Cumberland, Senator Porteous, to accept the Report.

#### **Majority—Ought Not to Pass Minority—Ought to Pass**

The Majority of the Committee on Health and Institutional Services on Bill, "An Act Providing Funds for Treatment, Care and Re-

habilitation of Alcoholics." (H. P. 937) (L. D. 1371)

Reported that the same Ought not to Pass.

(Signed)

Senators:

HINDS of Cumberland  
WHITTAKER of Penobscot  
COUTURE of Androscoggin

Representatives:

CRESSEY of North Berwick  
ROSS of Augusta  
BALDIC of Waterville  
HOBBS of Alfred  
HANSON of Gardiner

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

(Signed)

Representatives:

HENDRICKS of Portland  
RICKER of Wales

Comes from the House, indefinitely postponed.

In the Senate:

Mr. HINDS of Cumberland: Mr. President, I move acceptance of the majority "Ought not to pass report.

Mr. WHITTAKER of Penobscot: Mr. President and members of the Senate: I support the motion but I want to explain my position in this matter.

I feel that the State of Maine should be doing more than it is for those who suffer from alcoholism but I signed the report as I did because I did not feel that revenue from the sale of liquor should be dedicated to this bill.

Thereupon, the Ought not to pass report was accepted.

Mr. LOVELL of York: Mr. President, I would like permission to refer back to Item 6-6 on Page 3. I would like to table this item unassigned.

The PRESIDENT: The Senator from York, Senator Lovell, moves that the Senate reconsider its action whereby it assigned Item 6-6 for second reading.

The motion prevailed and the Senate voted to reconsider its action taken earlier this morning whereby it assigned for second reading, Bill, "An Act Appropriating Funds to Aid in Dredging the Kennebunk

River Harbor" (H. P. 18) (L. D. 43)

Thereupon, on motion by Mr. Lovell of York, the bill was tabled and specially assigned for Thursday next, pending assignment for second reading.

#### COMMITTEE REPORTS—Senate Leave to Withdraw

Mr. Farris from the Committee on Judiciary on Bill, "An Act Relating to Default Under Trustee Process." (S. P. 422) (L. D. 1165)

Reported that the same should be granted leave to withdraw.

Which report was read and accepted.

Sent down for concurrence.

#### Ought to Pass—As Amended

Mr. Campbell from the same Committee on Bill, "An Act Relating to Extending Time on Attachments of Real Estate." (S. P. 296) (L. D. 869)

Reported that the same Ought to pass as amended by Committee Amendment A (S-218)

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

Subsequently, on motion by Mr. Cram of Cumberland, the Senate voted to reconsider its action whereby it assigned the bill for second reading tomorrow, and on motion by the same Senator, the bill was tabled pending assignment for second reading.

#### Majority — Ought to Pass in New Draft

#### Minority — Ought Not to Pass

The Majority of the Committee on Towns and Counties on Bill, "An Act Relating to Loans by Washington County." (S. P. 562) (L. D. 1502)

Reported that the same Ought to pass in New Draft under the same title (S. P. 592) (L. D. 1556)

(Signed)

Senators:

WYMAN of Washington  
CRAM of Cumberland  
PIKE of Oxford

Representatives:

MacPHAIL of Owl's Head

HAMMOND of Paris  
WIGHT of Presque Isle  
SHAW of Chelsea

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

(Signed)

Representatives:

CROMMETT of Millinocket  
POIRIER of Lewiston

On motion by Mr. Wyman of Washington, the Majority Ought to pass report was accepted, the bill read once and tomorrow assigned for second reading.

### Second Readers

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

#### House

Bill, "An Act Relating to Refund of Excise Taxes on Malt Beverages Sold to Maine Army National Guard Training Site." (H. P. 875) (L. D. 1379)

Bill, "An Act Relating to Disposition of Part of Tax on Pari Mutuel Pools on Running Horse Racing." (H. P. 1084) (L. D. 1551)

Bill, "An Act Relating to the Taxation of House Trailers." (H. P. 1083) (L. D. 1550)

Bill, "An Act Relating to Junk Motor Vehicles as Public Nuisances." (H. P. 1078) (L. D. 1545)

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

Bill, "An Act Relating to Mileage and Expenses for Members of Legislature." (H. P. 1065) (L. D. 1531)

Which was read a second time.

Mr. EDMUNDS of Aroostook: Mr. President, I present Senate Amendment A and move its adoption and would just state that this is a technical admendment to put this in proper form.

Which amendment was read and adopted.

Mr. CRAM of Cumberland: Mr. President, I move that the bill be tabled pending passage to be engrossed and that it be specially assigned for one week from today.

Mr. WHITTAKER of Penobscot: Mr. President, I request a division.

A division of the Senate was had. Twenty-two having voted in the affirmative and eleven opposed, the motion prevailed and the bill was tabled and so assigned.

### As Amended

Resolve, Proposing an Amendment to the Constitution Eliminating Requirements Relating to Warrants for Public Money and Publication of Receipts and Expenditures. (H. P. 991) (L. D. 1434)

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

Bill, "An Act to Create a Mount Desert Island Regional School District." (H. P. 475) (L. D. 678)

(On motion by Mr. Lovell of York, tabled pending passage to be engrossed and specially assigned for the next legislative day.)

Bill, "An Act Relating to Compensation of Special Deputy Sheriffs." (H. P. 796) (L. D. 1149)

Resolve, Authorizing the Disposal of Western Maine Sanatorium." (H. P. 401) (L. D. 600)

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

### Senate

Bill, "An Act to Make Allocations from the General Highway Fund for the Fiscal Years Ending June 30, 1964 and June 30, 1945." (S. P. 584) (L. D. 1536)

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

Sent down for concurrence.

### Senate—As Amended

Bill, "An Act to Revise the Boating Law and Extend Boat Registration and Safety Law to Cover Coastal Waters." (S. P. 585) (L. D. 1542)

Which was read a second time.

Mr. PORTEOUS of Cumberland: Mr. President and members of the Senate: I offer an amendment and move its adoption.

Senate Amendment B was read by the Secretary.

Mr. PORTEOUS: Mr. President and members of the Senate: L. D. 1342 which we passed yesterday was amended to provide there could be other identifying numbers on the bow of a boat over 26 feet. This amendment has nothing to do with that amendment but it does make it possible for a boat which is being chartered to have an inspection by the Coast Guard Auxiliary, who affix a sticker to the boat and their examination is a very thorough one. The Coast Guard Auxiliary has been doing this for many years and most boat owners seek an examination by the Auxiliary to be sure they have the various safety devices that are recommended; the proper number of fire extinguishers, life preservers, louvers to ventilate and prevent the collection of any kind of fumes that can be very dangerous on a boat.

Many people who have boats for their own pleasure charter them to other people who may be from the State of Maine or from out-of-state. Many times boatyards are agents for this chartering for say a week or two weeks while the visitor is here in the State of Maine, and this is a thing that goes on many times during the summer months.

The section that this affects in L. D. 1542 is Section 7, which reads as follows: "Motorboats for hire. The following provisions apply to all motorboats for hire as defined in Section 1 except those subject to federal inspection requirements which have or are required to have a current valid federal inspection certificate on board." The word "certificate" is not in there and it does not need to be, and that is not my purpose in rising. This covers all boats which are generally for hire, such as boats that take parties out in Boothbay Harbor and Bar Harbor and many of our coastal areas. These must have a federal certificate of inspection on board showing that they have been inspected by the Coast Guard. The main point of this amendment is to alleviate the problem of coming to Augusta or applying for a permit each time a boat is chartered out to another

party, which is what this bill would do, and coming to the Department of Sea and Shore Fisheries or the Department of Inland Fisheries and Game, who are the people charged with enforcing this law. The inspection by the Coast Guard Auxiliary, in my opinion, and I have seen many of them go on and have had them myself, is and would be much more effective in insuring that the boat was safe and had the proper equipment than anything so far set up and determined by either of the two departments I just named, so while this would be alleviating the person chartering the boat from the trouble of applying for a certificate — and this certificate does not necessarily mean they would get an inspection — it does really take care of the problem of providing insurance of safety by the chartering party much better than the law did before.

This amendment was asked for by the President of the Maine Boat Builders and Boatyard Association and they are very much in favor of it.

I apologize for taking so long to explain it, but I think a change like this should be explained so there will be no misunderstanding about it. I would be glad to answer any questions.

Mr. STITHAM of Somerset: Mr. President, I merely rise in support of the motion of the Senator from Cumberland. I have gone over this matter with him. I have been interested in this boat bill all the way along. I have gone over this amendment with him and I am heartily in favor of it.

Senate Amendment B was adopted and the bill was 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 Providing for Review of Laws of Forestry Department." (H. P. 53), (L. D. 76)

(On motion by Mr. Edmunds of Aroostook, placed on the Special



Appropriations Table pending Enactment.)

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

Bill, "An Act Classifying Certain Tidal Waters in Hancock County." (H. P. 346) (L. D. 501)

(On motion by Mr. Ferguson of Oxford, tabled pending enactment and specially assigned for the next legislative day.)

Bill, "An Act Providing for the Vehicle Equipment Safety Compact." (H. P. 465) (L. D. 669)

Bill, "An Act Permitting Spend-thrift Provisions Applicable to Life Insurance Proceeds." (H. P. 653) (L. D. 909)

Bill, "An Act Relating to Permit to Operate Certain Farm Trucks." (H. P. 857) (L. D. 1244)

Bill, "An Act Relating to Licensing of Children's Homes and Defining Day Care Facilities." (H. P. 800) (L. D. 1247)

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

Bill, "An Act Providing Certain Fees to Registers of Deeds." (H. P. 913) (L. D. 1320)

Bill, "An Act Relating to Liberation of Convicts Unable to Pay Fine or Costs." (H. P. 915) (L. D. 1349)

Resolve, Authorizing Clarkeson Engineering Company to Bring Civil Action Against State of Maine." (H. P. 293) (L. D. 387)

Bill, "An Act Relating to Expenses of Fish and Game Advisory Council." (S. P. 362) (L. D. 1028)

Bill, "An Act Transferring Duties of Commissioner of Agriculture Relating to Shellfish to Commissioner of Sea and Shore Fisheries and Revising Laws Thereto." (S. P. 554) (L. D. 1489)

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

Bill, "An Act Relating to the Dispensing of Flammable Liquids." (S. P. 556) (L. D. 1492)

Bill, "An Act Appropriating Funds for Certain Equipment for Maine Vocational Technical Institute." (S. P. 582) (L. D. 1535)

(On motion by Mr. Edmunds of Aroostook, placed on the Special

Appropriations table pending enactment.)

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

### Emergency

Bill, "An Act Appropriating Funds for Teaching and Maintenance Positions at Maine Vocational Technical Institute." (H. P. 562) (L. D. 802)

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

### Orders of the Day

The President laid before the Senate the 1st tabled and today assigned item, Senate Order Relative to Constitutionality of Cousins Island Causeway Bond Issue tabled on May 3 by Senator Stilphen of Knox pending passage; and on motion by that Senator, the Order was retabled and specially assigned for the next legislative day.

The President laid before the Senate the 2nd tabled and today assigned item (H. P. 1073) (L. D. 1538) Bill, "An Act Relating to Travel Allowance for Jurors"; tabled on May 7 by Senator Brown of Hancock pending passage to be engrossed.

Mr. BROWN of Hancock: Mr. President I offer Senate Amendment A and move its adoption and would like to explain that it is just a technical change in the bill.

Which amendment (S-219) was read and adopted and the bill as amended was passed to be engrossed in non-concurrence.

Sent down for concurrence.

On motion by Mr. Edmunds of Aroostook, the Senate voted to take from the table the 68th tabled and unassigned item (S. P. 100) (L. D. 237) Resolve Proposing an Amendment to the Constitution Pledging Credit of State for Guaranteed Loans for Recreational Purposes; tabled on May 8 by Senator Edmunds of Aroostook pending consideration; and that Senator yielded to Senator Noyes of Franklin who moved that the Senate insist on its former action and ask for a Committee

of Conference. The motion prevailed.

Subsequently, the President appointed as Senate conferees, Senators Lovell of York, Noyes of Franklin and Kimball of Hancock.

On motion by Mr. Campbell of Kennebec, the Senate voted to take from the table the 51st tabled and unassigned item (S. P. 250) (L. D. 319) Bill, "An Act Relating to Requirements, Appointment and Term of the Adjutant General"; tabled on April 30 by Senator Campbell of Kennebec pending consideration; and on further motion by the same Senator, the Senate voted to insist and to join in the Committee of Conference.

Subsequently the President appointed as Senate conferees, Senators Campbell of Kennebec, Edmunds of Aroostook and Brooks of Cumberland.

The PRESIDENT: The Chair is happy to recognize in the Senate gallery 27 pupils from Erskine Academy of South China here in Kennebec County. They are accompanied by Principal Winfred Kenoyer and Paul L. Muder, Director of Guidance and teacher.

The Chair apologizes to the Senator from Lincoln, Senator Sproul, for having failed to recognize until they left a group of students from the 7th and 8th grades of the Franklin School of Newcastle, accompanied by the school principal Joseph Demers.

We are happy indeed to pause in these proceedings, young ladies and gentlemen, to recognize you and make you welcome here. We try to never be too busy to indicate to you that we appreciate your interest in coming here and witnessing what we hope to be democracy in action. Sometimes we make a few remarks about things which pertain to Maine and her people and her products, and we like to think that if we pause momentarily to do this that we are really not impeding the process of the legislature but are in some way keeping some sense of proportion for ourselves, and sometimes we learn a little about Maine at the same time.

I wish the students from Lincoln County particularly were here because that county is one of the great productive lobster counties of this state, and the ugly animal, the lobster, is one of Maine's greatest features.

I wonder if you know that there are 6500 licensed lobstermen in the state, and over 200 licensed lobster dealers. Lobsters are not confined to Maine, of course; they are found all along the North Atlantic Coast, both in America and in Europe. However, seventy-five per cent of all the lobsters consumed in the United States come from Maine, and the word "Maine" generally precedes the word "Lobsters" on the menus from New York to San Francisco. Of course they were not always prized as delicacies. In the olden days if a fisherman was discovered carrying home a sackful of lobsters the observer would shake his head, murmuring, "The poor man must be desperate." Lobsters were everywhere and they had little or no money value.

Lobster eggs, from 10,000 to 100,000 per lobster, ride around and float helplessly in the ocean and are consumed for several weeks by gulls, terns and fish, and they have to survive for nearly half a dozen years before they are of a legal size which can be caught. The legal size is 3-3 sixteenth inches from the eye socket to the beginning of the tail, and some of them grow to weigh 42 pounds.

As long as they live, lobster fishermen and lobster dealers will grumble and complain and be endlessly charmed by their line of work and the cold and quiet dawns will be familiarly shattered by the warming up of thousands of boat engines in the little Maine harbors from the Piscataqua to the St. Croix. The dealers will pause beside their lobster plants, sniffing the weather and surmising what little crises the days will bring; and the constant fascination for all will be the ugly, improbable and utterly delicious Maine lobster.

We are very happy to have you here and we hope you will call again. (Applause)

On motion by Mr. Philbrick of Penobscot, the Senate voted to take

from the table the 12th tabled and unassigned item (S. P. 113) (L. D. 341) Senate Report, Ought Not to Pass, from the Committee on Legal Affairs on Bill, "An Act Relating to Use of Titles by Unregistered Persons in Practice of Architecture"; tabled by that Senator on March 22 pending acceptance of the Report.

On further motion by the same Senator, the bill was substituted for the Ought Not to Pass report and read once.

That Senator presented Senate Amendment A.

Mr. PHILBRICK of Penobscot: Mr. President, I present this amendment and move its adoption. I discussed this matter with the Chairman of the Committee, Senator Atherton of Penobscot, and he concurs with me in this amendment.

Thereupon, the amendment (S-213) was adopted, and the bill as amended was tomorrow assigned for second reading.

On motion by Mr. Ferguson of Oxford, the Senate voted to take from the table the 24th tabled and unassigned item (H. P. 404) (L. D. 603) House Report, Ought Not to Pass, from the Committee on Taxation on Bill, "An Act Relating to Motor Vehicle Excise Tax"; tabled on April 3rd by that Senator pending acceptance of the report; and on further motion by the same Senator, the report was accepted.

On motion by Mr. Wyman of Washington, the Senate voted to take from the table the 39th tabled and unassigned item (S. P. 401) (L. D. 1104) Senate Reports from the Committee on Taxation on Bill "An Act Creating a Permanent Commission on State Tax and Financing Policy"; Report A, Ought to Pass; Report B, Ought not to Pass; tabled by that Senator on April 23 pending acceptance of either report; and on further motion by the same Senator, Report A, Ought to Pass, was accepted and the bill read once.

Mr. WYMAN of Washington: The subject of taxation is so broad and complex and so much has been written about it that it is indeed difficult in a few words to present

properly the many arguments in favor of a permanent commission in state tax and financing policy for the State of Maine.

Few will deny, though, that we do have a problem. No further proof of that is needed when we recall the many studies of taxation ordered by the Maine Legislature during recent years. Through the late forties and early fifties, there was a study of some phase of taxation voted by practically every session of the legislature — and finally there came the study by Dr. Sly and the so-called Sly Report.

However, this did not end the demand for tax studies as evidenced by the proposal for a study of the income tax which is before the present legislature. Additional proof of this is found in the various bills which have been presented to your taxation committee — not always to add a new tax or to increase an old tax, but instead to provide what the sponsors believe to be a more equitable tax. Among these was a proposal to rewrite the law for taxing broilers, another to do the same for swine and another to provide an excise tax for farm animals in lieu of a personal property tax. Again we have had bills to rewrite the tax law on house trailers, another to provide an excise tax on boats and, of course, the proposal to study the income tax. From this it hardly seems that anyone will doubt that we do have a problem.

Now — a good question is why should we have a permanent commission to study tax and financing policy? The answer would seem to be that the interim committees as well as the Legislative Research Committee have neither the time nor the training to do this properly. The turn-over in the committees, like the turn-over in the legislature, is fast and although the members are conscientious and give freely of their time something more is needed than temporary, interim study commissions to resolve the technical and political problems inherent in the formation of policy in such a vital area as that of taxes.

A permanent commission would have the opportunity and time to develop greater insights into state and local problems and to accumulate and have readily available a wealth of information relative to our tax structure. Continuing tax data and records could be established and a substantial library on state and local tax literature from other states could be gradually gathered.

Maine's continuous economic and population changes has definitely increased the need for public services and facilities both in amount and variety. This has resulted in an increased per-capita tax load reflected in tax changes in recent years.

The relationship of revenue and expenditure policies to growth and changes has basically been predicated on the state's economy and the needs of our people. It could be expected, therefore, that certain problems have developed within our tax and financial structure as a whole that need continual attention.

Therefore this commission on state taxation and financing policy would be oriented on a broad base

in which all taxes are examined separately and in relationship to each other — providing information for better public understanding of our overall tax structure, thus facilitating revisions and improvements as a means for meeting both the present and future demands of our state.

The State of Maine is providing many, many millions in state and local taxes and what could be more logical than to spend a few thousand dollars per year in order to provide in a concise form and to have available all possible information as to the fairness of these taxes as well as the impact of new taxes or proposed changes in the old ones?

It is therefore, my sincere hope that you may adopt report "A" — the "Ought to pass" report of the committee.

Thereupon, the bill was tomorrow assigned for second reading.

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On motion by Mr. Edmunds of Aroostook

Adjourned until tomorrow morning at nine-thirty o'clock.