

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One Hundred and First Legislature

OF THE

STATE OF MAINE

VOLUME II

MAY 10 - JUNE 22, 1963

and

SPECIAL SESSION

JAN. 6 - JAN. 17, 1964

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

SENATE

Tuesday, May 14, 1963

Senate called to order by the President.

Prayer by Rev. A. Christopher Ives of Hallowell.

On motion by Mr. Pike of Oxford, the Journal of yesterday was read and approved.

House Papers

Non-concurrent matter

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

In House, April 30, passed to be engrossed as amended by House Amendment A (H-271)

In Senate, May 9, passed to be engrossed as amended by Senate Amendment A (S-194) in non-concurrence.

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

In the Senate, on motion by Mr. Whittaker of Penobscot, the Senate voted to insist and join in the Committee of Conference.

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)

In House, May 8, passed to be engrossed as amended by House Amendment A (L. D. 1557)

In Senate the Ought not to pass Report of the Committee read and accepted in non-concurrence.

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

In the Senate, on motion by Mr. Lovell of York, the rules were suspended and the Senate voted to reconsider its action whereby it accepted the ought not to pass report; and on further motion by the same Senator, the bill was substituted for the report, read once, House Amendment A read and adopted and the bill as amended was tomorrow assigned for second reading.

Bill, "An Act Relating to Definition of "Hotel" Under Liquor Law." (H. P. 299) (L. D. 393)

In Senate, April 5, Indefinitely Postponed in Non-concurrence.

Comes from the House passed to be engrossed as amended by House Amendment B (H-345) in non-concurrence, House Amendment A (H-146) having been indefinitely postponed.

In the Senate, on motion by Mrs. Christie of Aroostook, tabled pending consideration and especially assigned for Thursday next.

Bill, "An Act Relating to Chiropractic Treatment Under Workmen's Compensation Law." (S. P. 180) (L. D. 479)

In Senate, May 7, indefinitely postponed.

Comes from the House, passed to be engrossed in Non-concurrence.

In the Senate:

Mr. BROOKS of Cumberland: Mr. President, I move that the Senate adhere.

Thereupon, on motion by Mr. Whittaker of Penobscot, the bill was tabled pending motion by Mr. Brooks of Cumberland to adhere, and was especially assigned for the next legislative day.

Bill, "An Act Authorizing Forest Commissioner to Permit and Regulate Dredging in Great Ponds." (H. P. 1015) (L. D. 1469)

In House, April 9, passed to be engrossed as amended by House Amendments A (H-187) and B (H-204)

In Senate, May 8, passed to be engrossed as amended by Senate Amendment B (S-202) and by House Amendments A and B, in non-concurrence.

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

In the Senate, on motion by Mr. Ferguson of Oxford, the Senate voted to insist and join in the Committee of Conference.

Bill, "An Act Relating to Proceedings in Adoption of Children." (H. P. 1024) (L. D. 1485)

In House, April 2, passed to be engrossed.

In Senate, May 8, passed to be engrossed as amended by Senate Amendment A (S-187) in non-concurrence.

The House, on May 10th, receded and concurred with adoption of House Amendment C (H-355) in non-concurrence.

In the Senate, on motion by Mr. Campbell of Kennebec, the Senate voted to recede and concur.

Mr. Cole of Waldo presented the following order and moved its passage:

WHEREAS, on January 8, 1963, certain petitions were presented to the Secretary of State under the provisions of Article IV, Part 3, Section 18 of the Constitution of the State, to initiate an Act to Authorize the Construction of a Causeway Connecting Cousins Island with Littlejohns Island and a Bridge and Causeway connecting Littlejohns with Chebeague Island at an estimated cost of \$3,000,000. A true copy of said petition is attached hereto, marked Exhibit A, and incorporated herein; and

WHEREAS, after due consideration of said petitions and the signatures thereon the Committee on Judiciary reported that there were 34,183 valid signatures on said petitions and that a total of 29,273 valid signatures were required under the provisions of the Constitution and, therefore, there were a sufficient number of valid signatures and that the proposed Act be submitted to the electors of the State at the next regular or special election; and

WHEREAS, both branches of the 101st Legislature have accepted the report of said Committee and the Secretary of State has been instructed as aforesaid; and

WHEREAS, doubts now exist and questions have arisen as to the propriety of the Legislature's accepting the petitions which contain the initiation of a bond issue as proposed in said petitions and doubt now exists and questions have arisen as to the constitutionality of the initiation of a bond issue as proposed; and

WHEREAS, it appears to the Senate of the 101st Legislature that the following are important ques-

tions of law and that the occasion is a solemn one, be it therefore

ORDERED, that in accordance with the provisions of the Constitution of the State that the Justices of the Supreme Judicial Court are hereby respectfully requested to give the Senate their opinion on the following questions:

1. Is Article IX, Section 14, of the Constitution of Maine an exclusive method of issuing bonds?

2. Is it constitutional to initiate a bond issue under the provisions of Article IV, Part 3, Section 18 of the Constitution of Maine?

Which was read and passed.

Mr. Porteous presented the following Order and moved its passage.

WHEREAS, the Campobello home of Franklin D. Roosevelt was purchased by the Hammer family in 1952; and

WHEREAS, the Hammer family has donated the home as a memorial to Franklin D. Roosevelt; and

WHEREAS, the gift has been accepted by both the United States and Canada as such a memorial; now, therefore, be it

ORDERED, the House concurring, that the people of Maine, through their duly elected representatives, express their thanks and appreciation to Armand Hammer and the Hammer family for their generosity in giving the Roosevelt estate on Campobello Island to the governments of United States and Canada; and be it further

ORDERED, that attested copies of this joint order be immediately transmitted by the Clerk of the House to Armand Hammer and the Hammer family (S. P. 597)

Mr. PORTEOUS of Cumberland: Mr. President and members of the Senate: The reason that I have presented this order is to call attention to this very generous gift. I think it is of particular importance to the State of Maine because of its location across the water from Lubec, across the bridge that was built a couple of years ago and dedicated as the Franklin D. Roosevelt Memorial Bridge.

This part of the State of Maine, as you know, is a beautiful area in which to drive, and the great vistas that you get from the high-

way are certainly worthwhile for every motoring family to go over there. This gift and the presence of this house on Campobello Island and the possibility of it being developed into an international shrine enhances the area a great deal. I would call on all of you who hear me today to call this to the attention of friends in the State of Maine as well as visitors from the outside, and let them know that we have one more place for them to visit in this very beautiful and scenic area of the State.

Thereupon the order received passage.

Committee Reports — House

Conference Committee Reports

The Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill, "An Act to Authorize the Municipalities of Detroit, Etna, Plymouth and Stetson to Form a School Administrative District." (H. P. 435) (L. D. 640) ask leave to report that the House Recede from its action whereby the Bill was Passed to be Engrossed as amended by House Amendment A, and whereby House Amendment A was adopted; Indefinitely postpone House Amendment A; Adopt Conference Committee Amendment A, and pass the bill to be engrossed as amended by Conference Committee Amendment A.

That the Senate Recede from its action whereby it passed the bill to be engrossed as amended by Committee Amendment A and Senate Amendment A, and whereby Committee Amendment A and Senate Amendment A were adopted; indefinitely postpone Committee Amendment A and Senate Amendment A; Adopt Conference Committee Amendment A, and pass the bill to be engrossed as amended by Conference Committee Amendment A in concurrence.

Comes from the House read and accepted.

In the Senate, the report was read and accepted and the Senate voted to recede and concur.

The Committee of Conference on the disagreeing action of the two

branches of the Legislature on Bill, "An Act Relating to Purchase of Lands by Atlantic Sea Run Salmon Commission." (H. P. 63) (L. D. 87) report that the Senate Recede from its former action, Indefinitely postpone Senate Amendment A, and concur with the House in passing the bill to be engrossed, as amended by Committee Amendment A.

Comes from the House, read and accepted.

In the Senate, the report was read and accepted and the Senate voted to recede and concur.

Ought to Pass — As Amended

The Committee on Judiciary on Bill, "An Act Establishing the Uniform Commercial Code." (H. P. 79) (L. D. 95) reported that the same Ought to pass as amended by Committee Amendment A (L. D. 1552)

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

Ought to Pass in New Draft — New Title

The Committee on Towns and Counties on Bill, "An Act Relating to Certain Per Diem Fees of Deputy Sheriffs." (H. P. 136) (L. D. 179) reported that the same Ought to pass in New Draft under new title: "An Act Relating to Compensation of and Per Diem Fees of Deputy Sheriffs." (H. P. 1082) (L. D. 1549)

Which report was read and accepted in concurrence, and the Bill, in New Draft, read once and tomorrow assigned for second reading.

Subsequently assignment was reconsidered, Committee Amendment A read and adopted and the bill tomorrow assigned for second reading.

Majority — Ought Not to Pass Minority — Ought to Pass

The Majority of the Committee on Legal Affairs on Bill, "An Act Relating to Operating Business on the Lord's Day and Certain Holidays." (H. P. 931) (L. D. 1365)

reported that the same Ought not to pass.

(Signed)

Sensors:

SPROUL of Lincoln
STITHAM of Somerset
ATHERTON of Penobscot

Representatives:

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

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

(Signed)

Representative:

GILBERT of Eddington

Comes from the House Indefinitely postponed.

In the Senate, on motion by Mr. Atherton of Penobscot, the Majority Ought Not to Pass report was read and accepted.

Committee Reports — Senate

Leave to Withdraw

Mr. Porteous from the Committee on Appropriations and Financial Affairs on Bill, "An Act to Create a Recess Committee to Study All Phases of the Maine State Retirement System and Related Titles of the Social Security Act." (S. P. 171) (L. D. 470) reported that the same should be granted Leave to Withdraw.

Ought Not to Pass

Mr. Campbell from the same Committee on Bill, "An Act to Provide Funds to Establish an Experimental Program of Handcraft Development as a Source of Supplementary Income to the People of Maine." (S. P. 226) (L. D. 721) reported that the same Ought not to pass.

Which reports were read and accepted.

Sent down for concurrence.

Mr. Edmunds from the same Committee on Bill, "An Act Providing Funds for Economic Research Projects for Industrial Expansion." (S. P. 133) (L. D. 495) reported that the same Ought Not to Pass.

Mr. LOVELL of York: Mr. President, I move that the bill be substituted for the report and I would like to speak on it briefly.

The PRESIDENT: The Senator may proceed.

Mr. LOVELL: Mr. President and members of the Senate: For some years we have needed a definite fund for research work in the State of Maine which would enhance and greatly help us in getting new industries. I would cite just one example that happened about a year ago. That was a company that wanted to build a plant in the State of Maine which would amount to three-quarters of a million dollars, but in locating that plant they needed to know where the particular type of seaweed that they needed was most prevalent and easily collectable, so they appealed to the Department of Economic Development to find this particular spot. It was actually quite a program as we have some three thousand miles of seacoast in the State of Maine. Consequently the Department of Economic Development went before the Governor and Council and asked for some six thousand dollars from the Governor and Council to match funds with this company so that Maine could show that they were interested at least in getting this particular industry to build a three-quarter million dollar building in Maine and to employ a considerable number of people. However, the Governor and Council, after hearing the Commissioner of Sea and Shore Fisheries and the Commissioner of the Department of Economic Development and the Industrial and Recreational Development Committee, voted against this sum of six thousand dollars. The Governor and Council stated that this was something they had never done before and it would be a precedent, although they did have funds in their emergency fund they felt they did not want to establish a precedent.

Now to me, if a matter of six thousand dollars would bring an industry into Maine, with the industry matching funds and building a three-quarter of a million dollar building and employing fifty odd people, it certainly was a worthy project, and many other such proj-

ects have developed. Two years ago we passed a somewhat similar bill and it lost in the other body.

Now this bill calls for a matter of fifty thousand dollars, to be administered by the Governor and Council. In other words, the department that needed the work to be done to help get this new industry established in Maine would have to get permission from the Governor and Council. I think everybody here realizes that the more industry we get the better off we are as far as broadening our tax base, with more people working and more jobs and more payrolls.

Now \$50,000 is not a great deal of money but it could well mean a great deal to the future of the State in bringing in certain specified new industries. Now we do not expect to pay all of this research program that might be asked by some particular industry, but I think the State should at least show that they are interested enough to help out on the program.

I will not go into further detail because I think everyone realizes the importance of getting new industry in all areas of the State unless we are going to keep on increasing taxes all the time every two years we come down. I think that we have got to do something progressive such as this, and I hope that the Senate will go along with my motion.

Mr. EDMUNDS of Aroostook: Mr. President, I note the absence of the sponsor of this particular L. D. in the Senate chamber this morning. For that reason, I would move that this bill lie upon the table unassigned pending the motion of the Senator from York, Senator Lovell, to substitute the bill for the report.

The motion prevailed and the bill was so tabled.

Ought to Pass

Mr. Campbell from the same Committee on Resolve, Appropriating Moneys to Promote and Advertise Maine's Ski Business. (S. P. 96) (L. D. 233) reported that the same Ought to pass.

Which report was read and accepted, and the Bill read once and tomorrow assigned for second reading.

Majority — Ought Not to Pass Minority — Ought to Pass

The Majority of the same Committee on Bill, "An Act Providing for the Study of a State Building Code and Anti-Shack Statute." (S. P. 202) (L. D. 512) reported that the same Ought not to pass.

(Signed)

Senators:

CAMPBELL of Kennebec

Representatives:

SMITH of Falmouth
HUMPHREY of Augusta
BRAGDON of Perham
PIERCE of Bucksport
JALBERT of Lewiston

The Minority of the same Committee on the same subject matter reported that the same Ought to pass as amended by Committee Amendment A

(Signed)

Senators:

EDMUNDS of Aroostook
PORTEOUS of Cumberland

Representatives:

MINSKY of Bangor
EDWARDS of Raymond

Mr. CAMPBELL of Kennebec: Mr. President, I move that the Senate accept the Majority Ought Not to Pass report.

Mr. PORTEOUS of Cumberland: Mr. President and members of the Senate: This bill was proposed by the Executive Secretary of the Maine Municipal Association with the very strong feeling that we have a tremendous problem in this State along our highways in country areas. This does not affect the cities so much as they have their building codes generally. The problem arises from two angles: one is the hazard that it is to some of the families living in these shacks. You read about it quite frequently especially in the wintertime, where the stove overheats, blows up, and children are trapped up in their little balcony and are suffocated or burned to death. The desperate attempts of the fathers and mothers to rescue them make very pathetic reading. The problem is pretty widespread throughout the State and I feel there needs to be a study made to determine what kind of legislation can be enacted to take care of this problem.

Now this bill originally carried an appropriation of \$25,000, and perhaps this was more than necessary for what I am about to propose. My proposal, in proposing the adoption of the minority "Ought to pass" report as amended by Committee Amendment "A" — Committee Amendment "A" merely cuts the appropriation to \$2000.

This bill in its original form called for the Department of Economic Development to do this work. I would propose that the part having to do with the families living in these shacks, the sociological problems involved, be eliminated at this time but at least a start be made on the impact of the economic aspects of this act on the State.

In testimony before the Appropriations Committee, it was stated that when visitors from out-of-state are brought in here to examine sites for possible industrial expansion that they are considering that those people in the Department of Economic Development or in the local development authorities go to a great deal of trouble to route them around areas in which there are these shacks. These are a depressing sight to people from out-of-state and they do not particularly want to move into an area that has them. It certainly is detrimental to our attempt to attract new industry.

With this appropriation of \$2000 to the Department of Economic Development I think that a start can be made, and in the normal course of their operation with the people that they have that this money would provide for a certain amount of travel into some of the particular areas, and they could come up with proposals that the 102nd Legislature could act upon, they might find it advisable to pass legislation or to continue this study to get this problem taken care of. It is not an awful lot of money and I think it gets us started on a road we ought to follow, I would move that when the vote is taken that it be taken by a division.

Mr. CAMPBELL of Kennebec: Mr. President and members of the Senate: I propose to give you some of the thinking of the majority of the Appropriations Committee and why we recommended that this not

pass. I was going to give a \$25,000 speech but I suppose I should give a \$2,000 speech now in view of the fact that this is going to be cut down.

I think basically the Committee on Appropriations feel that we are having too many study groups to begin with. The last time we counted them up the cost of them was \$635,000. It is our feeling that so many of these study groups are not designed really to study anything but to give some public acceptance to that which has been studied. In other words, the sponsors of these study bills know already what the thing is going to show and have probably made a study themselves, but what they want is some money to be spent by the State so they can come back in another session and say, "We have spent some money to study this and this is our recommendation. Therefore, you ought to do something about it."

We felt that the Department of Economic Development was on trial and probably fighting to survive and this was no time to give them something new, certainly something as vast as the sociological problems of those living in shacks. It just did not seem to us to be within the things that they should be doing. We felt that this was a local problem. And as far as drafting a code to regulate shacks, I think perhaps I could go down to the library and in half an hour I could get you one. I think this has been done many times over. If it costs \$25,000 to do it why waste \$2,000 and do nothing? You just cannot do anything for \$2,000. Probably the only other reason that we felt it should not pass was that it had been presented two years ago and killed.

Mr. CRAM of Cumberland: Mr. President and members of the Senate: I do not think this is something we should forget in two years. It would seem to me that with \$2000 at least the magnitude of the problem could be presented, and this might surprise the Senate.

Mr. PORTEOUS of Cumberland: Mr. President and members of the Senate: The Senator from Kennebec, Senator Campbell, has indicated this is a local problem. It

may be a local problem for each shack in its particular location but these locations are in such places that the local people have not chosen to take any particular action, and this affects not only that local area but the whole State in its attempt to improve itself industrially. I would feel that the sociological aspect of this could be dropped at least for the time being. I think the DED is on trial, but I think in helping them to solve some of the problems they have to solve they could do a good job with this and for this minimum amount of money.

Mrs. CHRISTIE of Aroostook: Mr. President and members of the Senate: It seems to me that if we spent this \$2000 we would then find that we had to spend millions in order to correct this situation, because many of these shacks house people who could not find any better place because of lack of money; they haven't the income to provide any better place to live than the places where they do live. I deplore the fact that there are too many of these shacks in the State of Maine, and yet I feel that this investment would do nothing but pinpoint the fact that we must either take over the problem of housing these people or let the shacks remain.

Mr. WHITTAKER of Penobscot: Mr. President, I rise simply to support the point of view of the Senator from Cumberland, Senator Porteous. It seems to me we are now on the road to improvement of our cities in the State of Maine by urban renewal and that we have to be concerned, at least to this extent, with rural renewal.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Kennebec, Senator Campbell, to accept the Majority Ought Not to Pass Report. 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, the Minority Ought to Pass report was accepted, the bill read once, Committee Amendment A read and adopted.

Subsequently, on motion by Mr. Edmunds of Aroostook, the bill was

tabled pending assignment for second reading.

The PRESIDENT: The Chair in behalf of the Senate is pleased to recognize in the Senate gallery a group of students from Lincoln Academy, which of course is in Lincoln County. They are accompanied by their teacher, Mr. Boynton.

You have been observing a debate and a vote of the Senate of the State of Maine. There are thirty-four Senators in all; there is at least one Senator from each of the sixteen counties in the State and additional Senators depending on the population in that county based upon the Federal census. The scene which you see before you is not unusual in this respect: Nearly every Senator is in his seat and in attendance. At this day's session there is only one Senator actually absent, although others may be temporarily outside of the chamber. I would point out to you that this is the 61st legislative day, and this type of attendance in this hall and this type of decorum is not at all unusual. These people come from all over the State of Maine, from the St. John Valley in the north-eastern part of Maine down to Kittery. They have varied interests and are of various ages. Their problems are now coming into focus as we hopefully near the end of this session. We hope that you may be interested by these proceedings and that you will be sufficiently interested and educated so that some day you will want to take our places. May I introduce to you the Senator from Lincoln County, your county, Senator Sproul. (Applause)

Second Readers

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

House

Bill, "An Act to Authorize the Issuance of Bonds in the Amount of Seven Million Dollars on Behalf of the State of Maine to Build State Highways." (H. P. 1072) (L. D. 1537)

Bill, "An Act Relating to Tax Exemption of Property of Veterans

Not Located in Place of Residence.” (H. P. 1079) (L. D. 1546)

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

House—As Amended

Bill, “An Act Relating to Weight Tolerances of Vehicles Loaded with Construction Materials. (H. P. 1085) (L. D. 1558)

Bill, “An Act to Incorporate the Baileyville Water District.” (H. P. 972) (L. D. 1411)

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

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

Bill, “An Act Relating to a Tax Assessor for City of Bath and Amending Payment of Bonds by City of Bath” (H. P. 543) (L. D. 760)

Which was read a second time.

The PRESIDENT: The Chair will point out to the Senate with reference to Item 7-6 that the Committee on Bills in the Second Reading has reported a technical error in the bill and a conflict of language therein. For that reason, the Senator from Sagadahoc, Senator Reed, moves that we reconsider our action whereby we adopted Committee Amendment “A”.

The motion prevailed. Committee Amendment “A” was indefinitely postponed and the bill was passed to be engrossed in concurrence.

Bill, “An Act Appropriating Monies for Maine Civil War Commission.” (H. P. 408) (L. D. 561)

Bill, “An Act Requiring Persons Seventy-five Years of Age to Take Biennial Examination for Motor Vehicle Driver.” (H. P. 974) (L. D. 1302)

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

Senate — As Amended

Bill, “An Act to Pay School Subsidies on the Basis of Uniform Local Effort.” (S. P. 416) (L. D. 1159)

Which was read a second time and on motion by Mr. Porteous of Cumberland was tabled pending

passage to be engrossed, and was especially assigned for Friday next.

Bill, “An Act Relating to Extending Time on Attachments of Real Estate.” (S. P. 296) (L. D. 869)

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

Sent down for concurrence.

The PRESIDENT: The Chair on behalf of the Senate would like to recognize twelve students from Coburn Classical Institute which happens to be in Waterville, Maine. Would these students please rise and be recognized? They are here with their instructor, Mrs. Fullam. Waterville, they tell me, is in Kennebec County and the Kennebec Senators ought to be recognized. They are Senator Farris, Senator Campbell and myself. It is nice to have you here. (Applause)

Enactors

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

Bill, “An Act Amending the Time Limitation on Statute Repealing the Two Inch Clam Law.” (H. P. 309) (L. D. 402)

Bill, “An Act Transferring South Portland Sewerage District to City of South Portland.” (H. P. 610) (L. D. 845)

Bill, “An Act Relating to Release of Spouse’s Right by Decent.” (H. P. 775) (L. D. 1129)

Bill, “An Act Clarifying the Labeling of Packaged Food.” (H. P. 1076) (L. D. 1543)

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) (L. D. 1501)

Bill, “An Act Relating to Inspection of Motor Vehicles.” (S. P. 586) (L. D. 1541)

Bill, “An Act Relating to Use of Credit Cards.” (S. P. 587) (L. D. 1540)

Which Bills were passed to be enacted.

Constitutional Amendments

Resolve, Proposing an Amendment to the Constitution Relative to Examination of Returns for Senators

and to Provide for Election of Senators to Fill Vacancies. (H. P. 990) (L. D. 1433)

Resolve, Proposing an Amendment to the Constitution to Provide for Taking Oaths of Senators and Representatives in Absence of Governor and Council. (H. P. 988) (L. D. 1431)

Resolve, Proposing an Amendment to the Constitution Eliminating the Requirement that the Governor Communicate Pardons to the Legislature. (H. P. 987) (L. D. 1430)

Resolve, Proposing an Amendment to the Constitution Relating to Authority of Governor as Commander-in-Chief. (S. P. 528) (L. D. 1449)

On motion by Mr. Edmunds of Aroostook, the above Constitutional Amendments were laid on the Special Appropriations Table pending passage to be enacted.

Orders of the Day

The President laid before the Senate the 1st tabled and today assigned item (H. P. 163) (L. D. 212) House Report from the Committee on Natural Resources on Bill, "An Act Repealing Law Allocating Moneys from Organized Township's Fund for Managing Public Reserved Lots in Plantations"; Ought to Pass in New Draft under Title of "An Act Relating to Allocating Moneys from Organized Township's Fund for Managing Public Reserved Lots in Plantations" (H. P. 1037) (L. D. 1503); tabled on May 7 by Senator Ferguson of Oxford pending acceptance of the report; and on further motion by the same Senator, the Ought to Pass report was accepted, the bill read once and tomorrow assigned for second reading.

The President laid before the Senate the 2nd tabled and today assigned item (S. P. 477) (L. D. 1329) Senate Report, Ought to Pass in New Draft same title from the Committee on Labor on Bill, "An Act Revising Certain Laws Under the Workmen's Compensation Law"; (S. P. 583) (L. D. 1548) tabled on May 7 by Senator Johnson of Somerset pending acceptance of the report; and on further motion by the same Senator, the bill was retabled and especially assigned for one week from tomorrow.

The President laid before the Senate the 3rd tabled and today assigned item (H. P. 414) (L. D. 567) Resolve for Development of Revenue-Producing Park Facilities on Mt. Battie tabled on May 10 by Senator Edmunds of Aroostook pending passage to be engrossed; and on further motion by the same Senator, the resolve was passed to be engrossed.

The President laid before the Senate the 4th tabled and today assigned item (S. P. 298) (L. D. 871) Senate Reports from the Committee on Judiciary on Bill, "An Act Shortening the Period of Real Estate Mortgage Foreclosure" (Majority Report, Ought to Pass in New Draft under same title; Minority Report, Ought Not to Pass) tabled on May 10 by Senator Christie of Aroostook pending motion by Senator Farris of Kennebec to accept the Majority Ought to Pass in New Draft Report.

Mrs. CHRISTIE of Aroostook: Mr. President and members of the Senate, I am still concerned about this bill. I feel that it might be damaging to people in my area. And so, I shall ask for a division when the vote is taken on the pending motion.

A division of the Senate was had.

Twenty having voted in the affirmative and eleven opposed, the motion prevailed, the Majority Ought to Pass in New Draft report was accepted, the bill in new draft read once and tomorrow assigned for second reading.

The President laid before the Senate Item 1-4 Bill, "An Act Relating to Chiropractic Treatment Under Workmen's Compensation Law" (S. P. 180) (L. D. 479) tabled earlier in today's session by Mr. Whittaker of Penobscot, pending motion by Senator Brooks of Cumberland that the Senate adhere.

On motion by Mr. Whittaker of Penobscot, the bill was retabled and especially assigned for tomorrow.

On motion by Mr. Edmunds of Aroostook, the Senate voted to take from the table Item 6-10 Committee reports from the Committee on Appropriations and Financial Affairs, Majority Report, Ought Not to Pass; Minority Report, Ought to

Pass; on Bill, "An Act Providing for the Study of a State Building Code and Anti Shack Statute" (S. P. 202) (L. D. 512) tabled by that Senator earlier in today's session pending assignment for second reading; and on further motion by the same Senator, the bill was tomorrow assigned for second reading.

On motion by Mr. Edmunds of Aroostook, the Senate voted to take from the table the 63rd tabled and unassigned item (H. P. 181) (L. D. 250) Resolve Appropriating Funds for Development of Owl's Head Lighthouse Area tabled on May 9 by that Senator pending adoption of House Amendment A; and on further motion by the same Senator, House Amendment A was read and adopted and the bill was tomorrow assigned for second reading.

On motion by Mr. Farris of Kennebec, the Senate voted to take from the table the 15th tabled and unassigned item (S. P. 309) (L. D. 975) Senate Report, Ought to Pass as amended with Committee Amendment A, from the Committee on Health and Institutional Services on Bill, "An Act Relating to Reporting of Divorces to State Registrar of Vital Statistics"; tabled on March 29 pending consideration.

Mr. FARRIS of Kennebec: Mr. President, I move the indefinite postponement of Committee Amendment A, which is S-73 and not S-13 as noted in the calendar. To explain, I might say that this is merely a technical proposition would be incorporated in Senate Amendment A which I propose to offer.

Thereupon, the rules were suspended and the Senate voted to reconsider its former action whereby the bill was passed to be engrossed; Committee Amendment A was indefinitely postponed.

Mr. Farris presented Senate Amendment A (S-229) and moved its adoption.

Which amendment 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. Cram of Cumberland, the Senate voted to take from the table the 42nd tabled and unassigned item (H. P. 689) (L. D. 945) Bill, "An Act Relating to Coun-

ty Taxes in Places Not Incorporated"; tabled on April 25 by Senator Cram of Cumberland pending enactment; and on further motion by that Senator, the rules were suspended and the Senate voted to reconsider its former action whereby the bill was passed to be engrossed.

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

Mr. CRAM of Cumberland: Mr. President and members of the Senate, the purpose of this amendment is to correct a situation which has arisen quite unexpectedly in the City of Portland. The state valuation of the City of Portland is \$223,000,000 and this is supposed to be 50 per cent of current value. This would make a current value of the city as shown by the State Board of Equalization of \$446,000,000. Sometime during the month of March a revaluation by a professional firm was completed and the current valuation shown by this professional revaluation of the city where they analyzed the value of every piece of property within the city as well as the inventory, came to a little less than \$310,000,000, so we have a discrepancy of almost 50 per cent. The city valuation was \$310,000,000 and the state valuation \$446,000,000 on current value. Therefore this amendment proposes that the Board of Equalization be ordered to revalue the city in 1963 and place a new valuation on the city as of December 1, 1963, which is a year in advance of the regular revaluation which would take place as of December 1, 1964. It seems only fair to me that the city be revalued at this time. Of course this would affect substantially the amount of county tax the city would pay and probably the amount of school subsidies they might receive.

Thereupon, on motion by Mr. Brooks of Cumberland, the bill was tabled pending motion by Mr. Cram of Cumberland to adopt Senate Amendment A, and was especially assigned for Thursday next.

On motion by Mr. Edmunds of Aroostook

Adjourned until tomorrow morning at ten o'clock.