

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

Wednesday, June 19, 1963

Senate called to order by the President.

Prayer by the Rev. Kenneth Brookes of Augusta.

On motion by Mrs. Harrington of Penobscot, Journal of yesterday read and approved.

The **PRESIDENT**: The Chair would request the Sergeant-at-Arms to escort Miss Elaine Piecuch to the rostrum.

This was done amid the applause of the Senate.

The **PRESIDENT**: I am sure that the members of this Senate have heard of Miss Elaine Piecuch, age 14. Winslow, Maine, student at St. John's School. She was second in the National Spelling Bee held in Washington last week. This was quite a feat if you consider that over 6,000,000 youngsters took part in the preliminary contests held all over the country. The winner was a boy from Tennessee, but we are proud of Elaine because she is the best girl speller in the United States.

We are happy to welcome you here, Elaine. We hope you will say a few words to the members of the Senate, and we are proud of you.

Miss **ELAINE PIECUCH**: Thank you very much. I had a most enjoyable trip in Washington but I never expected to visit the capitol of the United States before visiting our own capitol in Maine. Even though we saw so many things in Washington, I think you never could see them all to really appreciate what the capital has in our United States. Thank you. (Applause)

House Papers

Bill, "An Act Relating to Salaries of County Officials and Municipal Court Judges and Recorders (S. P. 628) (L. D. 1589)

In Senate June 17, passed to be engrossed as amended by Senate Amendment B.

Comes from the House, passed to be engrossed as amended by Senate Amendment B and by House Amendments A, B and D in non-concurrence.

In the Senate; House Amendment A was read.

Mr. **WYMAN** of Washington: Mr. President and members of the Senate, this bill as it was engrossed by the Senate is far from being a perfect bill. However, your joint standing Committee on Towns and Counties spent a lot of time on it and felt that they had done as well as they could with it. The members I have talked with don't feel that these amendments are necessary and I move the indefinite postponement of House Amendment A.

The motion prevailed and House Amendment A was indefinitely postponed.

House Amendment B was read and on motion by Mr. Wyman of Washington was indefinitely postponed.

House Amendment D was read and on motion by Mr. Wyman of Washington was indefinitely postponed.

Thereupon, the Senate voted to insist on its former action.

The bill was ordered sent forthwith to the House.

Bill, An Act Establishing an Excise Tax on Livestock. (H. P. 1106) (L. D. 1587)

In House, June 13, indefinitely postponed.

In Senate, June 17, passed to be engrossed as amended by Senate Amendment A.

Comes from the House, that body having insisted.

In the Senate:

Mr. **CRAM** of Cumberland: Mr. President and members of the Senate, I consider this bill a very worthwhile bill and something that may eventually come to pass in Maine. It certainly is in my opinion progress as it would be an influence in keeping livestock farmers on the farm and keeping our agricultural lands in production and maintaining its value. However, the House has now defeated this twice and it seems a little late to try to straighten it out. I move that the Senate recede and concur.

The motion to recede and concur prevailed.

Orders

Mr. Whittaker of Penobscot presented the following Order and moved its passage.

ORDERED, the House concurring, that the Majority and Minority Reports of the Joint Select Committee on Railroad Passenger Service, created under Joint Order S. P. 196, be referred to the Legislative Research Committee for study in connection with Joint Order S. P. 580 directing the Committee to study the transportation needs of the State.

Mr. WHITTAKER of Penobscot: Mr. President and members of the Senate, after the action of the other body yesterday in adopting the majority report, I am resigned to the fact that the State of Maine will be without railroad passenger trains north and east of Portland for the next two years. However, I hope that this order may have passage so that the matter may not be forgotten but referred to the research committee as stated in the order.

Thereupon, the Order received a passage.

Sent down for concurrence.

Joint Order

ORDERED, the Senate concurring, that the Law and Legislative Reference Librarian, Edith L. Hary, be and hereby is authorized, during the current biennium, to attend the conferences of the National Legislative Conference, and that she be reimbursed for her necessary traveling expenses. (H. P. 1115)

Which was Read and Passed in concurrence.

Orders

On motion by Mrs. Harrington of Penobscot,

ORDERED, the House concurring, that the Legislative Research Committee is directed to study the feasibility of amending the Revised Statutes of 1954, Chapter 34, to grant the power of eminent domain to the State Soil Conservation Committee, or any other agency, for the purpose set forth in Chapter 34; and, the granting of the power of levying assessments by either the State Soil Conservation Committee or the local soil conserva-

tion districts, or by both, for the purpose set forth in Chapter 34; and, any other related matters; and be it further

ORDERED, that the Legislative Research Committee report the results of its study to the 102nd Legislature.

Which was Read and Passed.

Sent down for concurrence.

Committee Reports

The Committee on Education on recommitted Bill, "An Act Providing for State Support of Educational Foundation Program and the Financing Thereof" (H. P. 1067) (L. D. 1532) reported that the same ought not to pass, covered by other legislation.

Comes from the House, bill substituted for the report, and subsequently indefinitely postponed.

In the Senate:

Mr. CRAM of Cumberland: Mr. President, this is the bill on which I spent a great deal of time during the winter with the help of the Legislative Research Office, the Legislative Finance Officer whose office did a great deal of work compiling different tables and suggesting different bases for me and also with considerable consultation with the State Department of Education. I won't say that the State Department of Education agreed with me in everything I suggested but during the course of the winter I have changed a number of my ideas to agree with the ideas of a number of the department.

Last Saturday after the debate on education bills last week, my wife went off and left me at home and it was nice and quiet and as I thought about these education bills, I decided that perhaps L. D. 1532 which is a redraft of the bill originally submitted as the Mendes bill, was a better vehicle than anything before the legislature. I certainly didn't go along with the idea of simply whittling away at the Sinclair Act without attempting to make it better so the result of my efforts on Saturday is House Amendment B which is L. D. 1598.

I am hoping that the members of the Senate might at least go along with substituting the bill for the report so that House Amend-

ment B might be adopted and then a subsequent amendment which will correct some technical errors in Amendment B which were discovered after conferring with the Department of Education yesterday afternoon.

This is not a "repeal" bill of the Sinclair Act. It is a redraft of the foundation program and subsidy sections of the Sinclair Act. The main principle of the act is inducing small towns to improve their educational program and joining the school district is foremost. In fact there are stronger reasons for forming districts under this plan than under the present law. At the same time the plan is more flexible than the present law and recognizes the value of the one town 300 pupil high school, and the community school district formed to educate grades seven to twelve. This is accomplished as follows. The bill provides eight criteria; that is, House Amendment B provides eight criteria which towns must meet in order to comply with the foundation program. If they meet the program they will be subsidized at \$20 per pupil more than if not meeting the program.

It will be impossible for many small towns to meet the program and receive higher subsidies unless they form districts under this plan. There is also a payment of \$30 per pupil for transportation of high school pupils if more than 2 miles from school. This was designed to help the country towns and school districts and to induce towns to transport high school pupils, many of whom drop out simply because of a lack of transportation. The high valuation town will receive a minimum of \$40 per pupil which is very close to present law subsidies. Figuring that out, a few towns get a little more and a few get a little less. School administrative districts formed under the Sinclair Act are protected in their present subsidies for four years, 1964 through 1967 and many of them would receive increases under the bill immediately. Construction subsidies are provided for all administrative units with 300 or more pupils in high school, to school administrative districts, to special act

districts and to sending towns who contract for high school education with approved schools and the member towns of community school districts a flat rate of 20 per cent of the annual payments on the loan.

So actually there are three money reasons for towns to go into districts under this plan. One, by meeting the foundation program they gain \$20 per pupil. Two, by transporting their high school pupils, they gain \$30 per pupil. Three, by forming a 300 pupil high school they gain a 20 per cent construction subsidy.

Of course costs per pupil are lower for the same level of education in the large high school.

I believe this bill gives more inducement to the small towns to improve education and also it is more workable for the department of education. In order to have this bill before us a little longer, I move that the bill be substituted for the report.

Mr. HICHBORN of Piscataquis: Mr. President and members of the Senate, when this bill came before the Education Committee, I voted against it. When the final vote is taken I shall vote against it again. However, I do feel that this measure has some very creditable points which are worthy of consideration and as a courtesy measure to the Senator from Cumberland, Senator Cram, I would vote to substitute the bill for the report in order that he might put on this substitute, with the hope that the substance of this bill might be included as a part of the subjects for study by any committee set up to study education in the State of Maine.

Thereupon, the bill was substituted for the report and read once.

The PRESIDENT: The Chair will interrupt proceedings at the moment to introduce to the Senate, Miss Gloria Brody of Jacksonville, Florida, who is the reigning Miss Florida, and the Chair would ask the Sergeant-at-Arms to escort Miss Florida to the rostrum.

This was done amid the applause of the Senate.

The PRESIDENT: Miss Brody is spending a "Boating Holiday" week here as guest of the state. From her headquarters at Migis Lodge, So. Casco, she has been given the

opportunity to enjoy fresh water boating and water sports on Sebago Lake.

Today she will be given a coastal trip out of Boothbay Harbor aboard the Sea & Shore Fisheries boat, The Guardian. This is Miss Florida's first visit to Maine but by no means her first contact with "Maineiacs". Last winter she worked with the DED to help promote the Snowbird Holiday ski exchange tour and she was guest of honor at the Governor's luncheon on Maine Day at the International Boat Show in Miami in February. At that time she accepted an invitation to come to Maine for a Boating Holiday Vacation.

Her visit is further evidence of our continued fine relations with our sister vacation State of Florida. We are happy to have you here, Gloria Brody. We know you will enjoy your visit in Maine and we would be very happy if you would say a few words to the Senate of this state.

Miss Florida, GLORIA BRODY: This is the first chance I have had to tell you how much I have enjoyed being in Maine. I so looked forward to coming here. My reign will soon be over, on the 29th of this month and this closes off my reign as Miss Florida in such a wonderful way. It is just beautiful here in Maine and I hope to come back some day. Thank you. (Applause)

The PRESIDENT: The Chair would like to recognize at this time the lovely daughter of our Senator from Kennebec, Senator Campbell, Sheila Campbell Rhoades of Miami, Oklahoma. Would you rise, Sheila so we can see you? (Applause)

The PRESIDENT: With regard to Item 6-1, the bill has been substituted for the report and has been given its first reading.

On motion by Mr. Cram of Cumberland, House Amendment B was read and adopted; and on further motion by the same Senator, the bill was tabled pending passage to be engrossed and was especially assigned for later in today's session.

The same Committee on recommended Bill, An Act Repealing Supplemental State Aid for Reorganized

School Districts. (H. P. 25) (L. D. 49) reported that the same Ought Not to Pass — covered by other Legislation.

Comes from the House, Bill Substituted for the Report, and Passed to Be Engrossed As Amended by Committee Amendment "A" and by House Amendment "C" (H-464) (H-362)

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

The Committee on Industrial and Recreational Developments on Bill, An Act Providing for Public Facilities for Boats. (H. P. 32) (L. D. 56) reported that the same Ought to Pass in New Draft, under same title (H. P. 1097) (L. D. 1579)

Comes from the House, Passed to Be Engrossed As Amended by House Amendment "A" (H-405)

In the Senate, the report was read and accepted and the bill read once; House Amendment A was read and adopted; and on motion by Mr. Lovell of York, the bill was tabled pending assignment for second reading and was especially assigned for later in today's session.

Majority—ONTP, covered by other legislation

Minority — OTP

The Majority of the Committee on Education on recommended Bill, An Act Relating to the Educational Foundation Program Allowances. (H. P. 862) (L. D. 1249) reported that the same Ought Not to Pass, covered by other legislation. (signed)

Representatives:

CURTIS of Bowdoinham
EASTON of Winterport
SNOW of Jonesboro
BRADEEN of Waterboro
MCGEE of Auburn
TREWORGY of Gorham

The Minority of the same Committee on the same subject matter reported that the same Ought to Pass without amendment. (signed)

Senators:

BROOKS of Cumberland
WHITTAKER of Penobscot
HICHBORN of Piscataquis

Representative:

LEVESQUE of Madawaska

Comes from the House, Passed to Be Engrossed As Amended by House Amendments "A" (H-465) and "B" (H-466)

In the Senate, on motion by Mr. Brooks of Cumberland, the Minority Ought to Pass report was accepted and the bill read once; on further motion by the same Senator, the bill was tabled pending adoption of House Amendment A, and was especially assigned for later in today's session.

**Second Readers
Senate**

Bill, An Act Creating an Allagash River Authority for State of Maine. (S. P. 581) (L. D. 1534)

Which was read a second time and on motion by Mr. Jacques of Androscoggin was tabled pending passage to be engrossed, and was especially assigned for later in today's session.

Enactors

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

Bill, An Act to Incorporate the Town of Waldoboro School District. (H. P. 548) (L. D. 764)

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

Which Bills were passed to be enacted.

Constitutional Amendment

Resolve, Proposing an Amendment to the Constitution Forbidding Discrimination Against Any Person. (S. P. 527) (L. D. 1448)

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

Bond Authorization

Bill, 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. (H. P. 275) (L. D. 369)

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 first tabled and specially assigned matter, (H. P. 52) (L. D. 75) Bill, "An Act Providing for Holding District Court for Western Aroostook at Fort Kent," which was tabled on June 18th by Senator Campbell of Kennebec pending enactment; and on further motion by the same Senator the bill was passed to be enacted.

The President laid before the Senate the second tabled and specially assigned matter, (S. P. 287) (L. D. 860) Senate Report "Ought not to pass" covered by other legislation from the Committee on Appropriations and Financial Affairs on Bill, "An Act to Authorize the Construction of Buildings and Plant Facilities for the University of Maine and the Issuance of not Exceeding Twenty Million Dollar Bonds of the State of Maine for the Financing Thereof," which were tabled on June 18th by Senator Campbell of Kennebec pending acceptance of report; and on further motion by the same Senator the bill was re-tabled until later in today's session pending acceptance of report.

The President laid before the Senate the third tabled and specially assigned matter, (H. P. 313) (L. D. 406) Bill, "An Act Increasing the Sales Tax," which was tabled on June 18th by that Senator pending motion to reconsider; and on further motion by the same Senator the bill was retabled and specially assigned for later in today's session pending motion to reconsider.

The President laid before the Senate the fourth tabled and especially assigned matter, (H. P. 871) (L. D. 1258) Bill, "An Act Relating to Disqualification and Claims for Benefit and Employer's Contribution Rate Under Employment Security Law," which was tabled on June 18th by Senator Edmunds of Aroostook pending passage

to be engrossed, and on further motion by the same Senator the bill was retabled and specially assigned for later in today's session pending passage to be engrossed.

The President laid before the Senate the fifth tabled and specially assigned matter, (H. P. 872) (L. D. 1259) Bill, "An Act Relating to Partial Unemployment Benefits and Experience Rating Record Under Employment Security Law," which was tabled on June 18th by Senator Edmunds of Aroostook pending passage to be engrossed; and on further motion by the same Senator the bill was retabled and specially assigned for later in today's session.

On motion by Mr. Stilphen of Knox, the Senate voted to take from the table the second item recalled from the Governor's office pursuant to Joint Order S. P. 610, (H. P. 1058) (L. D. 1523) Bill, "An Act Relating to Election Recounts," and on further motion by the same Senator the Senate, under suspension of the rules, voted to reconsider its action whereby this bill was passed to be enacted, and on further motion by the same Senator, under suspension of the rules, the Senate voted to reconsider its action whereby the bill was passed to be engrossed. The same Senator presented Senate Amendment "C" and moved its adoption. Senate Amendment "C" was read and adopted, and the bill was passed to be engrossed as amended and sent forthwith to the House for concurrence.

On motion by Mr. Edmunds of Aroostook, the Senate voted to take from the Special Appropriations Table S. P. 83, L. D. 190, Bill, "An Act Providing for Continuance of the Constitutional Commission, and on further motion by the same Senator, under suspension of the rules, the Senate voted to reconsider its action whereby the bill was passed to be engrossed. The same Senator presented Senate Amendment "A" and moved its adoption. Senate Amendment "A" was read by the Secretary.

Mr. EDMUNDS: Mr. President, a word of explanation: this has been cleared with the sponsor and this is merely a move to save \$500 from unappropriated surplus and \$5000 will be adequate to complete the work of the Constitutional Commission.

Thereupon, Senate Amendment "A" was adopted and the bill was passed to be engrossed as amended and sent forthwith to the House for concurrence.

On motion by Mr. Edmunds of Aroostook, the Senate voted to take from the Special Appropriations Table S. P. 85, L. D. 192, Bill, "An Act Relating to Organization of the Maine State Guard," and on further motion by the same Senator, under suspension of the rules, the Senate voted to reconsider its action whereby the bill was passed to be engrossed. The same Senator presented Senate Amendment "A" and moved its adoption. Senate Amendment "A" was read by the Secretary.

Mr. EDMUNDS: Mr. President, again I have cleared this with the sponsor and it is apparent that \$2500 will be sufficient in order to accomplish the intent of this legislative document, and, again, this would merely save money in the unappropriated surplus.

Senate Amendment "A" was adopted and the bill was passed to be engrossed as amended and sent forthwith to the House for concurrence.

On motion by Mr. Edmunds of Aroostook, the Senate voted to take from the Special Appropriations Table S. P. 273, L. D. 787, Bill, "An Act Directing Review of Maine Criminal Statutes and Model Penal Code; and on further motion by the same Senator, under suspension of the Rules, the Senate voted to reconsider its action whereby the bill was passed to be engrossed. The same Senator presented Senate Amendment "B" and moved its adoption. Senate Amendment "B" was read by the Secretary.

Mr. EDMUNDS: Mr. President, again I have checked with the sponsor and we find that \$3500 is adequate to do this job and the in-

tent of the amendment is to save \$4000 in the unappropriated surplus.

Thereupon, the bill was passed to be engrossed as amended and sent forthwith to the House for concurrence.

On motion by Mr. Edmunds of Aroostook, the Senate voted to take from the table S. P. 141, L. D. 418, Resolve in favor of the Town of Arrowsic," and on further motion by the same Senator the Senate voted to reconsider its action whereby the resolve was passed to be engrossed.

Mr. EDMUNDS: Mr. President, I now yield to the Senator from Somerset, Senator Johnson.

Mr. JOHNSON of Somerset: Mr. President, I submit Senate Amendment "A" and would like to say a few words.

The PRESIDENT: The Senator may proceed.

Mr. JOHNSON: This merely makes up a deficiency in the subsidy to the town of Stockton Springs about three years ago at the time they moved their students from one high school to another. This has been cleared with the Claims Committee Chairman.

Senate Amendment "A" was read and adopted and the resolve was passed to be engrossed as amended.

On motion by Mr. Edmunds of Aroostook,

Recessed until 2:00 p.m.

After Recess

Senate called to order by the President.

Papers From The House

(Out of order and under suspension of the rules)

Joint Orders

ORDERED, the Senate concurring, that the Legislative Finance Officer, Frederick Kneeland, be and hereby is authorized, during the current biennium, to attend the conferences of the National Legislative Conference, and that he be reimbursed for his necessary traveling expenses. (H. P. 1119)

Which was read and passed.

ORDERED, the Senate Concurring, that the Legislative Research Committee is directed to study the effect of pesticides upon fish and wildlife and to report its findings to the 102nd Legislature or to any special session of the 101st Legislature. (H. P. 1118)

On motion by Mr. Brown of Hancock, the order was placed on the Special Legislative Research Table.

Committee Reports — House

Report A—OTP in New Draft "A"

Report B—OTP in New Draft "B"

Report C—ONTP

Three members of the Committee on Appropriations and Financial Affairs on Resolve, Appropriating Moneys for Vocational Educational Institute in Androscoggin County. (H. P. 522) (L. D. 739) reported in Report A that the same Ought to Pass in New Draft "A" (H. P. 1113) (L. D. 1596) (signed)

Representatives:

JALBERT of Lewiston
EDWARDS of Raymond
PIERCE of Bucksport

Three members of the same Committee on the same subject matter reported in Report B that the Resolve Ought to Pass in New Draft "B" under new title (H. P. 1114) (L. D. 1597) (signed)

Senators:

CAMPBELL of Kennebec
EDMUNDS of Aroostook

Representative:

SMITH of Falmouth

And four members of the same Committee on the same subject matter reported in Report C that the same Ought Not to Pass. (signed)

Senator:

PORTEOUS of Cumberland

Representatives:

MINSKY of Bangor
HUMPHREY of Augusta
BRAGDON of Perham

Comes from the House, Report A — Ought to Pass in New Draft A Read and Accepted and the Bill Passed to Be Engrossed As Amended by House Amendment "A" (H-483)

In the Senate:

Mr. BROOKS of Cumberland: Mr. President, due to the absence of Senator Porteous who signed one of these reports, I move that the bill and reports be tabled until the next legislative day.

The motion prevailed and the bill was tabled pending acceptance of any report and was especially assigned for the next legislative day.

Conference Committee Report

The Committee of Conference on the disagreeing action of the two branches of the Legislature, on Bill, An Act Relating to Eligibility of Trustees, Executors and Administrators as Directors of Trust Companies. (H. P. 657) (L. D. 913) ask leave to report: that the House Recede from its action whereby the Bill was Passed to Be Engrossed As Amended by Senate Amendment "A" and its action whereby Senate Amendment "A" was Adopted; Indefinitely Postpone Senate 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 the Bill was Indefinitely Postponed and its action whereby Senate Amendment "A" was adopted; Indefinitely Postpone Senate Amendment "A"; Adopt Conference Committee Amendment "A" and Pass the Bill to Be Engrossed As Amended by Conference Committee Amendment "A" in concurrence. (H-484)

Comes from the House, Conference Committee Report Accepted and the Bill Passed to Be Engrossed As Amended by Conference Committee Amendment "A".

Which report was read and accepted, Conference Committee Amendment A was read and the Senate voted to recede and concur.

The President laid before the Senate Item 6-1 bill, "An Act Providing for State Support of Educational Foundation Program and the Financing Thereof" (H. P. 1067) (L. D. 1532) tabled earlier in today's session by Senator Cram of Cumberland pending assignment for sec-

ond reading, and that Senator presented Senate Amendment A to House Amendment B.

Thereupon, the Senate voted to reconsider its former action whereby it adopted House Amendment B. Senate Amendment A to House Amendment B was read and adopted, House Amendment B as amended by Senate Amendment A was adopted; and on further motion by the same Senator, the bill was tabled pending assignment for second reading and was especially assigned for the next legislative day.

The President laid before the Senate Item 6-3, bill, "An Act Providing for Public Facilities for Boats" (H. P. 32) (L. D. 56) tabled earlier in today's session by Senator Lovell of York; the same Senator presented Senate Amendment A to House Amendment A;

Thereupon, the Senate voted to reconsider its former action whereby it adopted House Amendment A. Senate Amendment A to House Amendment A was read and adopted, House Amendment A as amended by Senate Amendment A was adopted and under suspension of the rules, the bill was given its second reading and passed to be engrossed as amended.

Ordered sent forthwith to the House.

The President laid before the Senate Item 6-4, bill, "An Act Relating to the Educational Foundation Program Allowances" tabled earlier in today's session by Senator Brooks of Cumberland pending adoption of House Amendment A; and on further motion by the same Senator, the bill was retabled and especially assigned for the next legislative day.

The President laid before the Senate Item 7-1, bill, "An Act Creating an Allagash River Authority for the State of Maine" tabled earlier in today's session by Senator Jacques of Androscoggin; and that Senator yielded to the Senator from Aroostook, Senator Cyr.

Mr. CYR of Aroostook: Mr. President and members of the Senate: Yesterday, after the episode that we had, my heart was rather heavy because I felt that I had let down

my constituents. However, after quite a few of my friends and supporters came to me and asked me to carry on the fight I thought it over very carefully all yesterday afternoon and it was on my mind all night. I tried to weigh the information which was available to us and find out if really my fears were groundless, as some of the Senators mentioned in their debate yesterday. The more I thought it over the more I was convinced that the people that are so anxious to see this bill passed have chosen the battleground; they have chosen the battleground for the fundamental project which is involved in this case, and that is the power project, and I will explain to you my appraisal of the project.

If this bill is passed under the condition that it is now under it means that we are giving the death kiss to Rankin Rapids and the Cross Rock power project, and this is what I mean by that:

If the full development of the river which would be offered by Cross Rock is not economical as it is being attacked by the utilities how can you make Dickey economical and feasible to carry a seventy-five million transmission line to carry this power to the market?

They have chosen this bill, as I said before, as their battleground. Apparently they want this so bad that they are willing to stoop to anything. My stomach just turned last Friday and last Tuesday when I saw these people teamed up in the hall here lobbying every Senator that came in this door. My stomach just turned over, and the only example I could think of at the time was the example of instant car wash, and this is instant brain-washing that we were subjected to.

Now I will grant you that lobbyists are necessary in the governmental function. I concede that point. They are supposed to offer information that may not be available to busy legislators that do not have time to research some of this information, but when they stoop as low as they have done in this case, when they stoop so low and pressurize and tell a Senator "You either vote my way or I will have your bill

killed" I think they have gone beyond the bounds of propriety.

Now you may think that I am exaggerating, but let me tell you that last Monday of this week the sponsors of Cross Rock asked for the courtesy of tabling their bill in the other body because there were only seventy-four legislators available. After going over to several legislators asking for tabling they finally landed with the majority leader and asked him for the courtesy of tabling their project because of the low attendance, and the majority told these gentlemen "Let's check with the opposition." They walked out in the hall and they asked Mr. Schnurle whether they should table this bill or not, give them the courtesy to table this bill, and the answer was "No, we have had enough of this, we have heard enough of it in the papers. I don't want to hear one more thing". Now is that proper? I claim it is not. Some of these lobbyists have approached some of these senators here and scared them away.

Now you might say that I am prejudiced and probably I am, but last night I was presented with this magazine, *The Nation*, and I am going to take your time to read you the first page of this article, "The Trouble with Maine," and I think it will open your eyes the same as it did mine.

"In these enlightened times when all good Shahs parcel out their royal hunting preserves to the peasants we have in our country a state so oligarchical in character as to suggest that the Chief Executive may one day be forced to flee to Miami. Dismiss those that come first to mind: Montana and the Anaconda Copper Company omnipotent atop its Butte Hill throne; Virginia, and the dedication of moldy First Family aristocracy to the Byrd Barons. Turn instead to the far Northeast, to that spread of magnificent wilderness offering what is perhaps the last refuge from the oppressive busyness of the East Coast, and a unique opportunity for power development — Turn to Maine.

"It has become good sport for outsiders to take potshots at Maine; to rewrite the old political saw as

Jim Farley once did, and have it read, 'As Maine goes, so goes Vermont', to keep the Reader's Digest posted on the quips of the natives; to suspect that the old sea dog who poses for pictures on a pier at Boothbay Harbor doesn't really know a lobster pot from a double boiler. Maine accepts these gentle knocks in good humor because with Yankee individuality having disappeared with the last clipper ships, the state has to settle for being merely 'quaint'.

"To look beyond this facade of simplicity, however, is to see a state gasping for breath, bogged down in the mush of supreme depression — a state dedicated, seemingly, to the humiliation of its own people. Substandard living conditions are wide spread; wages are appallingly low; mills are shuttered and farm machinery stands abandoned in fields no longer worth working. In the tidy villages with their white churches banked in clusters of Cape Cods, people gather on the streets not only to talk about yesterday's Grange meeting or tomorrow's Rebekah Lodge social, but also to wait for allotments of government surplus food.

"And yet, not many people in Maine are exercised about the situation; indeed, they give all indications of being content with their unenviable lot. Since this is so, it is understandable that the controls of government in the state are entrusted to persons who are more or less sworn to oppose major changes. Thus, — (Deletion)

The PRESIDENT: The Chair will interrupt the debate and declare a five minute recess.

After Recess

Senate called to order by the President.

Thereupon, it was voted that certain remarks contained in the previous speech would be deleted from the record.

The PRESIDENT: The Senator will kindly refrain in his debate from making any reference to the Executive Department, any legislative agent by name or to the motive of any Senator in this body for

voting as he has in the past. The Senator may now proceed.

M. CYR of Aostook: Mr. President, I will continue reading. "To feast on the enchantment of mountains pressing against the sea is to forget that those caught in the middle are having to exist on a per capita income of \$1,843 a year. This hardship is compounded by the fact that living expenses in Maine are fairly high. It is true that a man can buy a ten room farmhouse, a massive barn and 250 acres of land for less than he would pay for a new Thunderbird. It is also true that he can get his hair cut for as little as seventy-five cents in many of the towns and villages. What strangles him is the cost of such basic essentials as fuel, electricity and food.

"In a way, the high utility rates in Maine represent everything that is wrong with the state. They tell off old line reactionary legislators who, in their empirical wisdom, regard the development of cheap, public power as too sweet a taste of honey for their constituents. Just as Ezra Pound expressed fear at what would happen if the classics had a wide circulation among the masses, so do these government figures fear the possible effects on the state's political structure in event that the people are given what should be theirs.

"Lobbyists representing the private utilities command considerable influence in Augusta" I think maybe I had better skip the rest. (Laughter)

"Typical of the power company executives who kept the reins of government in their hands for so many years was a director of Central Maine Power who died in 1953, had interest in banks, the state's largest department store, and paper and textile companies. Because his influence seemed to spread to all corners of the largest of the New England states, he was sometimes referred to as 'The Spiderman'. Naturally, this director's economic power overlapped into the political field and he was responsible in great measure for putting various individuals in high state offices. However, the decline of Maine had its beginning long be-

fore this director died. He simply did what others are doing today, and that is to prolong the survival of a few at the expense of many."

I am reading this for one purpose. I have been accused of being biased, I have been accused of have fears ungrounded. There is an article by a Maine writer which expresses many of the same arguments I have expressed to you during the winter. That is my only purpose of reading parts of this article to you. If I had been able to read it just as it is, I think you might have been impressed a lot differently, as I have been.

However, coming back to this project, it is very definite that the fundamental reason they have for opposing this project is that there is in their minds no intention whatsoever of having any power project. Now it has come down to the proposition of choosing between Allagash River and the people. I have expressed to you that the St. John River was a sleeping giant with a capacity of 900,000 kilowatts down river and 740,000 kilowatts if Cross Rock is built or 460,000 if Rankin Rapids is built. It has tremendous potential. Now if this wouldn't be a natural site for a dam location, it would be easy to say, "Let's change the location; let's save the Allagash," or "Let's save the St. John" or "Let's save the Big Black or the Little Black" but it is not that easy. I maintain that a natural dam site is as much a natural resource as an oil field, a forest or a coal mine. These potentials are known and they are also accepted by everyone whether it is the opposition or not. If there is that much potential up there, a project that would bring \$45,000 a day in payrolls for five years, a project that would control flooding, a project that would create a great tourist industry, then why is it that my colleagues from the same county have been fighting me all winter on this?

I think we would like to know the reason. I think the people of Aroostook County would like to know the reason also. Why they have been fighting me all along and haven't voted one time with me. These resources if they are developed will

change the picture of the State of Maine as much as the advent of the railroad and in my conclusion I am saying this, that this is the battleground right here. These fellows have been acting like big bullies, and you know what happens when you bring a big bully to his knees—he becomes your best supporter. So bring these big bullies to their knees on this bill and they will become our best supporters and you will see the economy of Maine advance with the development of these resources.

Mr. EDMUNDS of Aroostook: Mr. President and members of the Senate: It was not my intention to speak on this issue at all but I believe it is now necessary for me to rise and defend myself.

Senator Cyr has mentioned that he is standing here speaking for his constituents. I would point out that I speak for the same constituents, as I think it is true that I represent the same county as he does. He questions why I have voted as I have on the Allagash Authority bill. I would like to point out my reasons, but first I would like to correct the record. He says I have consistently voted against him. I would remind the Senate that I voted for reconsideration on the Cross Rock proposal and voted to support the Cross Rock proposal when it was before us, I believe this past week. It is true I have opposed him on this particular bill, but to the best of my knowledge — and we have served two terms in the Senate together—with this one exception Senator Cyr and I have never been very far apart on any legislation.

Now Cross Rock is apparently dead. The next alternative, I believe, is the one which he has espoused and talked on at great length, and I might say very capably, both here in the corridors, in the Augusta House and throughout Aroostook County, and that is the prospect of a dam at Rankin Rapids. The other alternative, as I understand it, is the possibility of a combination project at Lincoln School and at Dickey.

Now I think there have been enough leaks so far from Washing-

ton, D.C. to indicate that the report of the Secretary of the Interior will not be in favor of a high-level dam at Rankin Rapids but rather in favor of the combination proposal at Lincoln School and at Dickey.

I took the time this past Saturday to fly over this area, which I very frankly had not visited in the past other than driving into the township of Allagash in my car, and I asked some questions and became convinced that the two projects, one at Lincoln School and one at Dickey, would not in any way flood the Allagash and that they would be an acceptable substitute for the proposed project at Rankin Rapids.

I would point out that we have not had an official report but I think these leaks have been so many and from so many sources that I feel they will almost undoubtedly be confirmed when we do get a report from the Department of the Interior. When that report comes out many people think the problem is solved. I would merely point out to you that when that report is received it will next become necessary for legislation to be introduced as a vehicle in the national Congress. This, of course, will be no problem. It will then be necessary for the national Congress to fund this project. This project, should it include Quoddy—and I feel there is very good likelihood that it will — will vary in cost, in my opinion from half a billion to possibly one billion or more dollars. I am not enough of an idealist to feel that that legislation is automatically going to pass the national Congress in favor of a state with four electoral votes and which, at least at present, does not hold a majority position as far as most of its elective representatives are concerned. But I would repeat to you: I am going on the information I have received from Washington that they will suggest implementing Lincoln School and Dickey, but this would not flood the Allagash, and for that reason I see no harm in this Authority as is proposed to us by this legislative document.

I realize how much effort Senator Cyr has put into his project and I commend him for his efforts.

I think perhaps single-handedly he has upset the so-called industrial or the timber and power lobby here in the State of Maine. Perhaps after the vote is taken he will find he has upset them.

I would like to rise, just very briefly, in defense of these people. It is not my feeling, and I would state it publicly, that the timber interests here in this state or the power interests have ever abused the State of Maine. So far as I know, these two interests have contributed far more to the economy of the State of Maine than any other industries we have. Literally thousands of people work for these industries. So far as I know, the wage rates that they pay are higher than the state average. They do not have too much labor trouble and everybody seems to be reasonably happy. So I am not going to stand here and say that they have abused this state because I just cannot agree that they have. I think they have been good to this state on balance over the past hundred years.

Now so far as the lobby is concerned, I have a good many friends in this lobby and I think most people here know that I have a lot of friends in the lobby, and I would like to say, at least as far as I am concerned those are sincere friendships, built up over more than three sessions in this legislature. I respect these people but I would also like to say I have no knowledge of any occasion when any of my friends, my close friends in the lobby or my casual friends in the lobby, have tried to dictate to me as to how I should vote. I have gone to them on numerous occasions with questions, as we all have, and I do not recall of one instance when anybody ever came and said to me "You do this. You do that. You do something else." I have always weighed the arguments that they present and I think I am perfectly capable of making up my own mind. Now these lobbyists have a job to do, they do it, and, in my opinion, they do an excellent job. I certainly would much rather work with a lobby of the character of the lobby we have here in the State of Maine than the lobby

that perhaps exists in some other states if what I read occasionally is correct. I think the same is true with respect to Senator Cyr. He is very sincere on this project; he has done an excellent job. But I wish to state that my vote here is based on my convictions, it is not based on any lobbying efforts that have been done upon me, and I vote as I do for one reason only. I anticipate that the federal decision will be in favor of Lincoln School and Dickey. Should that be the position of the federal government and it is still a long ways from reality, but should that be the decision it will not flood the Allagash, and therefore I see no harm in the Allagash Authority bill.

The PRESIDENT: The pending question before the Senate is on the engrossment of this bill.

Mr. FARRIS of Kennebec: Mr. President, before any vote is taken I would certainly like to clear the atmosphere for the record and subscribe to the remarks just made by the Senator from Aroostook, Senator Edmunds, in his reference to the lobby. As it happens on this particular bill I have consistently voted against it, and if the matter comes to a head whereby there is a proper motion on the floor to vote against it I will vote against it again, and not for many of the reasons that have been stated by other opponents to this particular bill. I certainly want it to show on the record, particularly where we had a roll call vote yesterday, that as one who has consistently been against this bill on the merits of the bill itself and one who has been contacted probably by every segment of legislative agents who are interested in this legislation, that they have at all times been absolute gentlemen. There has been no undue pressure whatsoever brought upon me as a senator or as an individual, and I certainly feel we are fortunate in the State of Maine to have the high caliber of legislative agents which we do have in practically all matters where legislative agents are needed. And I certainly feel that the power companies in this particular bill have been taking a rather undue beating. If only people would

stop and realize that if private utility companies did not have to pay the extreme high cost for fuel which all of us as individuals have to pay to live in the State of Maine and if they did not have to pay the heavily-graduated income taxes certainly it is only commonsense and logical to believe that our power rates would be more favorable compared to the power rates in other parts of the nation.

As I said, I certainly want the record to be very clear that I have absolutely no criticism whatever and never have had, after three sessions in the Maine State Senate, of the activities of any of our lobbyists.

Mr. CYR of Aroostook: Mr. President, first of all I would like to express my sentiments and my fine feeling toward my colleague. I am glad that I did ask him that question for the record and I am glad that he put it on the record. He certainly did honor himself in doing that. I had opposite information in regard to it and I am very happy that it is recorded in the record as to his stand and his reason for it. I admire him for it.

In regard to my remarks on these lobbyists, naturally I did not cover all lobbyists, but I still feel that a few of them have gone beyond the bounds of propriety. However that is a thing of the past. Now I would like to make the motion for indefinite postponement of this bill and the accompanying papers.

The PRESIDENT: The question before the Senate is the motion of the Senator from Aroostook, Senator Cyr, that the bill be indefinitely postponed and that Senator has asked for a division.

Mr. BOARDMAN of Washington: Mr. President and members of the Senate, consistent with my agreement with the good Senator from Oxford, Senator Pike, I would at this time request permission to pair my vote. If Senator Pike were here, he would vote against indefinite postponement; I would vote in favor of indefinite postponement.

Thereupon the Senator was granted permission to abstain from voting and his vote was paired.

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

Thereupon, the bill was passed to be engrossed as amended.

The President laid before the Senate the 2nd tabled and today assigned item (S. P. 287) (L. D. 860) bill, "An Act to Authorize the Construction of Buildings and Plant Facilities for the University of Maine and the Issuance of not Exceeding Twenty Million Dollar Bonds of the State of Maine for the Financing Thereof"; retabled earlier in today's session by Senator Edmunds of Aroostook; and on further motion by the same Senator, the bill was retabled and especially assigned for the next legislative day.

The President laid before the Senate the 4th tabled and today assigned item (H. P. 871) (L. D. 1258) bill, "An Act Relating to Disqualification and Claims for Benefit and Employer's Contribution Rate Under Employment Security Law"; retabled earlier in today's session by Senator Edmunds of Aroostook; and on further motion by the same Senator, the bill was retabled and especially assigned for the next legislative day.

The President laid before the Senate the 5th tabled and today assigned item (H. P. 872) (L. D. 1259) bill, "An Act Relating to Partial Unemployment Benefits and Experience Rating Record Under Employment Security Law"; retabled earlier in today's session by Senator Edmunds of Aroostook; and on further motion by the same Senator, the bill was retabled and especially assigned for the next legislative day.

Mr. COUTURE of Androscoggin: Mr. President and members of the Senate, I have a motion to make. I now move that we cut the legs off the table and put it upside down so we can go to work here.

Mr. PHILBRICK of Penobscot: Mr. President, I would like to call your collective attention to Item Number 1 on the bottom of page 4 under title of Recalled from the Governor's Office Pursuant to Joint Order S. P. 610. For the purpose of offering an amendment which is of a technical nature, I ask that the rules be suspended whereby this bill was passed to be enacted.

The motion prevailed and under suspension of the rules the Senate voted to reconsider its former action whereby the bill was passed to be enacted, and on further motion by the same Senator, the Senate voted to reconsider its former action whereby the bill was passed to be engrossed.

The same Senator presented Senate Amendment A to H. P. 240, L. D. 308, and moved its adoption.

The Secretary read the amendment.

Which amendment was adopted and the bill as amended was passed to be engrossed and ordered sent forthwith to the House.

On motion by Mr. Edmunds of Aroostook

Recessed to the sound of the gong.

After Recess

Senate called to order by the President.

On motion by Mr. Edmunds of Aroostook

Adjourned until tomorrow morning at ten o'clock.