

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Fourth
Legislature*

OF THE

STATE OF MAINE

1969

KENNEBEC JOURNAL
AUGUSTA, MAINE

SENATE

Friday, April 11, 1969

Senate called to order by the President.

Prayer by The Rev. Robert A. Merrill of Gardiner.

Reading of the Journal of yesterday.

Joint Order

Out of Order and Under Suspension of the Rules:

On motion by Mr. Hoffses of Knox,

ORDERED, the House concurring, that when the House and Senate adjourn, they adjourn to Tuesday, April 15, at 10 o'clock in the morning. (S. P. 431)

Which was Read and Passed.

Sent down forthwith for concurrence.

Papers From the House Non-concurrent Matter

Bill, "An Act Relating to Tuberculosis Sanatoriums." (H. P. 686) (L. D. 885)

In the Senate March 28, 1969, Passed to be Engrossed in concurrence.

Comes from the House, Recommended to the Committee on Appropriations and Financial Affairs in non-concurrence.

Thereupon, the Senate voted to Recede and Concur.

Which was Recommended to the Committee on Appropriations and Financial Affairs in concurrence.

Joint Order

ORDERED, the Senate concurring, that the Joint Standing Committee on Taxation be and is hereby authorized to report a Bill or Bills providing at a minimum, sufficient revenue to fund the so-called Current Services and School Subsidy Bills now before this Legislature. It is further authorized to do this by proposals to increase existing taxes or proposals for new taxes, or both. (H. P. 1120)

Comes from the House, Read and Passed.

Which was Read and Passed in concurrence.

Committee Reports House

Leave to Withdraw

The Committee on Taxation on Bill, "An Act Relating to Abatement of Real Estate Taxes on Housing for the Aged and Low Income Housing." (H. P. 582) (L. D. 767)

Reported that the same be granted Leave to Withdraw.

The Committee on Inland Fisheries and Game on Bill, "An Act Relating to Open Season for Fishing." (H. P. 664) (L. D. 851)

Reported that the same be granted Leave to Withdraw.

The Committee on Taxation on Bill, "An Act Providing for a Head Tax." (H. P. 969) (L. D. 1257)

Reported that the same be granted Leave to Withdraw.

Come from the House, the reports Read and Accepted.

Which reports were Read and Accepted in concurrence.

Ought Not to Pass

The Committee on Inland Fisheries and Game on Bill, "An Act Relating to Hunting on Sunday." (H. P. 432) (L. D. 556)

Reported that the same Ought Not to Pass.

The Committee on Inland Fisheries and Game on Bill, "An Act Relating to Hunting Migratory Game Birds on Sunday East of U. S. Route 1." (H. P. 859) (L. D. 1101)

Reported that the same Ought Not to Pass.

Come from the House, the reports Read and Accepted.

Which reports were Read and Accepted in concurrence.

Ought to Pass In New Draft

The Committee on Legal Affairs on Bill, "An Act Relating to Sick Leave Under Lewiston City Charter." (H. P. 697) (L. D. 897)

Reported that the same Ought to Pass in New Draft, Under Same Title. (H. P. 1116) (L. D. 1435)

The Committee on Election Laws on Bill, "An Act to Revise Ballot Inspection and Recount Procedures Under the Maine Election Laws." (H. P. 806) (L. D. 1045)

Reported that the same Ought to Pass in New Draft under Same Title. (H. P. 114) (L. D. 1433)

Comes from the House, the reports Read and Accepted and the Bills, in New Draft, Passed to be Engrossed.

Which reports were Read and Accepted in concurrence, the Bills, in New Draft, Read Once and tomorrow assigned for Second Reading.

Senate

Leave to Withdraw

Mr. Barnes for the Committee on Agriculture on Bill, "An Act to Create a State-wide Milk Marketing and Producer Pool." (S. P. 323) (L. D. 1085)

Reported that the same be granted Leave to Withdraw.

Which report was Read and Accepted.

Sent down for concurrence.

Ought Not to Pass

Mr. Beliveau for the Committee on State Government on Bill, "An Act Revising County Government." (S. P. 353) (L. D. 1218)

Reported that the same Ought Not to Pass.

Which report was Read and Accepted.

Sent down for concurrence.

Ought to Pass

Mr. Beliveau for the Committee on State Government on Bill, "An Act Relating to Expenses of State Liquor Commission." (S. P. 152) (L. D. 433)

Reported that the same Ought to Pass.

Mr. Letourneau for the Committee on State Government on Bill, "An Act Revising the Form of New Bonds and the Procedure for Cremation of Old Bonds." (S. P. 362) (L. D. 1226)

Reported that the same Ought to Pass.

Which reports were Read and Accepted, the Bills Read Once and tomorrow assigned for Second Reading.

Ought to Pass In New Draft

Mr. Beliveau for the Committee on State Government on Bill, "An

Act Revising the State Purchasing Law." (S. P. 253) (L. D. 793)

Reported that the same Ought to Pass in New Draft Under Same Title. (S. P. 430) (L. D. 1440)

Which report was Read and Accepted and the Bill, in New Draft, Read Once and tomorrow assigned for Second Reading.

Second Readers

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

House

Resolve, in Favor of Town of Haynesville for Development of a Recreational Area. (H. P. 423) (L. D. 547)

Bill, "An Act Entering Into the Interstate Agreement on Qualifications of Educational Personnel and for Related Purposes." (H. P. 984) (L. D. 1268)

Bill, "An Act Amending the Charter of the City of Portland Relating to Rotation of Names on Ballots." (H. P. 957) (L. D. 1238)

Bill, "An Act Relating to Privately Owned Business, Trade and Technical Schools." (H. P. 1112) (L. D. 1432)

Which were Read a Second Time and Passed to be Engrossed in concurrence.

House - As Amended

Bill, "An Act Relating to Temporary Loans by State." (H. P. 85) (L. D. 94)

Bill, "An Act Relating to Incurables at Juvenile Training Centers." (H. P. 1104) (L. D. 1422)

Which were Read a Second Time and Passed to be Engrossed, as Amended, in concurrence.

Senate - As Amended

Bill, "An Act to Change the Name of Eastern Maine General Hospital to Eastern Maine Medical Center." (S. P. 361) (L. D. 1225)

Which was Read a Second Time and Passed to be Engrossed, as Amended.

Sent down for concurrence.

Enactors

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

An Act Providing for a Seven Member Council for the City of Westbrook. (S. P. 217) (L. D. 673)

An Act to Authorize Cumberland County to Raise Money for Court House Capital Improvements. (S. P. 307) (L. D. 1000)

An Act Relating to Sunday Sale of Liquor. (H. P. 289) (L. D. 365)

(On motion by Mr. Wyman of Washington, temporarily set aside.)

An Act Relating to Biennial Elections of Penobscot Indians. (H. P. 415) (L. D. 526)

An Act to Exempt Seamen from the Payment of Overtime Wages. (H. P. 693) (L. D. 893)

An Act Revising the State Board of Pesticides Control Law. (H. P. 1097) (L. D. 1415)

(On motion by Mr. Sewall of Penobscot, placed on the Special Appropriations Table.)

Which, except for the tabled matters, were Passed to be Enacted and, having been signed by the President, were by the Secretary presented to the Governor for his approval.

On the matter previously set aside at the request of Mr. Wyman of Washington, An Act Relating to Sunday Sale of Liquor, (H. P. 289) (L. D. 365), the same Senator then moved Indefinite Postponement and requested a roll call.

The PRESIDENT: Is the Senate ready for the question? In order for the Chair to order a roll call, under the Constitution, it requires the affirmative vote of at least one-fifth of the Senators present and voting. All those in favor of a roll call will rise and remain standing until counted.

Obviously more than one-fifth having arisen, a roll call is ordered. The question before the Senate is the motion of the Senator from Washington, Senator Wyman, that Bill, An Act Relating to Sunday Sale of Liquor, Item 8-3 on your calendar, Legislative Document 365, be indefinitely postponed. A "Yes" vote will mean you are in favor of indefinite postponement of the Bill; a "No" vote will mean you are opposed.

The Secretary will call the roll.

Roll Call

YEAS: Senators Anderson, Barnes, Dunn, Greeley, Hanson, Hoffses, Peabody, Reed, and Wyman.

NAYS: Senators Beliveau, Bernard, Berry, Boisvert, Cianchette, Conley, Duquette, Gordon, Katz, Kellam, Letourneau, Levine, Logan, Martin, Mills Minkowsky, Moore, Sewall, Stuart, Tanous, Violette, and President MacLeod.

ABSENT: Senator Quinn.

A roll call was had. Nine Senators having voted in the affirmative, and twenty-two Senators having voted in the negative, with one Senator absent, the motion did not prevail.

Thereupon, the Bill was Passed to be Enacted and, having been signed by the President, was by the Secretary presented to the Governor for his approval.

Resolve, in Favor of Dan S. Webb of Wilton. (H. P. 57) (L. D. 59)

Resolve, in Favor of Robert Huntington and Floyd Richardson of Turner for Damage by Bears. (H. P. 717) (L. D. 935)

Which were Finally Passed and, having been signed by the President, were by the Secretary presented to the Governor for his approval.

Emergency

An Act Increasing Maine Forestry District Taxes. (H. P. 875) (L. D. 1118)

On motion by Mr. Martin of Piscataquis, tabled and specially assigned for April 16, 1969, pending Enactment.

Emergency

An Act to Clarify School Construction Aid for Certain Units. (S. P. 288) (L. D. 930)

(On motion by Mr. Sewall of Penobscot, placed on the Special Appropriations Table.)

Orders of the Day

The President laid before the Senate the first tabled and specially assigned matter:

RESOLVE, proposing an Amendment to the Constitution to Reduce the Voting Age to Eighteen Years. (H. P. 12) (L. D. 12)

Tabled — April 4, 1969 by Senator Wyman of Washington.

Pending — Passage to be Engrossed.

On motion by Mr. Wyman of Washington, retabled and specially assigned for April 13, 1969, pending Passage to be Engrossed.

The President laid before the Senate the Second tabled and specially assigned matter:

Bill, "An Act Relating to Secondary School Tuition." (H. P. 373) (L. D. 482)

Tabled — April 4, 1969 by Senator Katz of Kennebec.

Pending — Passage to be Engrossed.

On motion by Mr. Katz of Kennebec, retabled and tomorrow assigned, pending Passage to be Engrossed.

The President laid before the Senate the third tabled and specially assigned matter:

Bill, "An Act Increasing Compensation of Members of Board of Hairdressers." (H. P. 227) (L. D. 233)

Tabled — April 4, 1969 by Senator Quinn of Penobscot.

Pending — Passage to be Engrossed.

On motion by Mr. Stuart of Cumberland, retabled and specially assigned for April 16, 1969, pending Passage to be Engrossed.

The President laid before the Senate the fourth tabled and specially assigned matter:

HOUSE REPORT — Ought Not to Pass from the Committee on Highways on Bill, "An Act Relating to Access Driveway from Route 1 to Certain Properties in Stockton Springs." (H. P. 1028) (L. D. 1337)

Tabled — April 8, 1969 by Senator Barnes of Aroostook.

Pending — Acceptance of Report.

On motion by Mr. Greeley of Waldo, the Ought Not to Pass Report of the Committee was Accepted in concurrence.

The President laid before the Senate the fifth tabled and specially assigned matter:

HOUSE REPORT — Ought Not to Pass from the Committee on

Judiciary on Bill, "An Act to Provide for Forfeiture of Vehicles Used to Transport Narcotics." (H. P. 734) (L. D. 952)

Tabled — April 8, 1969 by Senator Quinn of Penobscot.

Pending — Motion by Senator Mills of Franklin to Accept the Ought Not to Pass Report.

The PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Berry.

Mr. BERRY of Cumberland: Mr. President, in the absence of the good Senator from Penobscot, Senator Quinn, I would hope somebody would table this until the next legislative day.

The PRESIDENT: The Chair recognizes the Senator from York, Senator Logan.

Thereupon, on motion by Mr. Logan of York, retabled and specially assigned for April 16, 1969, pending the motion by Mr. Mills of Franklin to Accept the Ought Not to Pass Report of the Committee.

The President laid before the Senate the sixth tabled and specially assigned matter:

HOUSE REPORTS — from the Committee on Election Laws on Bill, "An Act Relating to Application for and Marking of Absentee Ballots." (H. P. 224) (L. D. 274) Majority Report, Ought to Pass in New Draft with New Title, Bill, "An Act Relating to Delivery of Absentee Ballots." (H. P. 1064) (L. D. 1233) Minority Report, Ought Not to Pass.

Tabled — April 8, 1969 by Senator Letourneau of York.

Pending — Motion by Senator Anderson of Hancock to Accept the Majority Ought to Pass Report.

The PRESIDENT: The Chair recognizes the Senator from York, Senator Letourneau.

Mr. LETOURNEAU of York: Mr. President and Members of the Senate: In regards to this L.D., I can only assume that this is going to increase the work of the clerks to a considerable extent. If you read your L.D. you will notice it says: "That an applicant, within three days of the election, notifies the clerk that he is incapacitated and desires an absentee ballot

... Well, if my memory is correct, at the hearing a lot of these clerks complained that this would be an undue hardship on them, and three days doesn't give them too much time. Now, going beyond to a partisan election: "The ballot shall be delivered to the applicants by persons representing at least two political parties who shall be designated by the clerk." Well, that creates more work for the clerk, and also you have got to find a member of the opposite party to go along with this person.

Now, these elderly persons, especially those who are restricted, they must make an application to get a ballot, and this ballot has to be delivered to them by First Class Mail, they must fill out the application and return it to the clerk, and this also causes a tremendous hardship on these people.

Another thing I would say is that this only makes it harder for especially the elderly and restricted persons to vote. These people have voted and are highly interested in voting, and I don't think we should make it any more difficult for them. So, I would move that this bill and all accompanying papers be indefinitely postponed, and when the vote is taken I ask for a division.

The PRESIDENT: The Senator from York, Senator Letourneau, moves that Bill, "An Act Relating to Delivery of Absentee Ballots," Legislative Document 1233, be indefinitely postponed.

The Chair recognizes the Senator from Hancock, Senator Anderson.

Mr. ANDERSON of Hancock: Mr. President and Members of the Senate: There is no question but what this privilege that we have of absentee balloting has been grossly abused.

Now, I am a Justice of the Peace, and even as honest as I am, I probably have made quite a few mistakes in this. Of course, they were committed subconsciously. But I can't see where it will place much more of a burden on the clerks. I think it is a fair bill; it is fair to both parties. In the primary election the clerk designates just one person to

deliver the absentee ballots, but in the partisan election ballots must be delivered by a member of both parties, which I think is very fair, and I would certainly hope that you will accept the Ought to Pass Report on this Bill.

The PRESIDENT: The Chair recognizes the Senator from Washington, Senator Wyman.

Mr. WYMAN of Washington: Mr. President and Members of the Senate: I agree that this law has been abused, and it probably has been abused very badly, but I think many of the laws are abused also. It seems to me in a measure we will disenfranchise a lot of people from voting, and to me it is like burning the barn to get rid of the rats. As much as I dislike to disagree with my good friend from Hancock County, Senator Anderson, I feel that I must, in all fairness to these old people and sick people that enjoy voting, and for whom this will make it very difficult to vote, I must go along with the Senator from York, Senator Letourneau.

The PRESIDENT: Is the Senate ready for the question? The question before the Senate is the motion of the Senator from York, Senator Letourneau, that Legislative Document 1233, Bill, "An Act Relating to Delivery of Absentee Ballots," be indefinitely postponed. As many as are in favor of the motion to indefinitely postpone will rise and remain standing until counted. All those opposed will rise and remain standing until counted.

A division was had. Twenty Senators having voted in the affirmative, and eleven Senators having voted in the negative, the motion prevailed and the Bill was Indefinitely Postponed in non-concurrence.

Sent down for concurrence.

The President laid before the Senate the seventh tabled and specially assigned matter:

Bill, "An Act Relating to Solicitation of Eye Services and Appliances." (S. P. 265) (L. D. 869)

Tabled — April 8, 1969 by Senator Hoffses of Knox.

Pending — Passage to be Engrossed

Thereupon, the Bill was Passed to be Engrossed.
Sent down for concurrence.

The President laid before the Senate the eighth tabled and specially assigned matter:

Bill, "An Act Exempting Sales to Certain Children Treatment Centers from the Sales Tax." (H. P. 182) (L. D. 221)

Tabled — April 9, 1969 by Senator Wyman of Washington.

Pending — Motion by Senator Martin of Piscataquis to Indefinitely Postpone Bill.

The PRESIDENT: The Chair recognizes the Senator from Piscataquis, Senator Martin.

Mr. MARTIN of Piscataquis: Mr. President and Members of the Senate: I would like to voice again my opposition to this bill because of the fact that it is going to create a precedent for exemptions. There is no doubt in my mind that this bill is warranted by the organization that requested it, but I feel that we have to use our heads rather than our hearts and indefinitely postpone this bill to prevent the precedent and other borderline cases from making the same application.

The PRESIDENT: The Chair recognizes the Senator from Washington, Senator Wyman.

Mr. WYMAN of Washington: Mr. President and Members of the Senate: I would like to read this bill, which is short and I am sure you have all read it but, in case you haven't read it this morning, I would like to remind you of what it says: "Treatment Centers of Children. Sales to incorporated, private, non - profit, residential treatment centers for children with emotional disturbances and adjustment difficulties, which are licensed by the Department of Health and Welfare as child - caring institutions, shall be exempt from the sales tax." It is estimated the act will result in a loss of revenue to the State of about \$3,000 a year.

I am in agreement generally with the good Senator from Piscataquis on many of these exemptions, and he also says that we will be establishing a precedent. I can't see where the precedent

is because already we have maybe too many exemptions and the precedent is already established.

Now, this home is taking care of these children, and they tell me that it costs them approximately \$400 a year to take care of a child, whereas the State is paying them \$180 per child. It seems to me that, while they are not a branch of the State, they are very close to it. They are being licensed by the Department of Health and Welfare as child - caring institutions, and if they didn't do the work the State would have to. I think for this small amount that we should go along with this bill, and I hope you will oppose the motion of the good Senator from Piscataquis, Senator Martin. I think this came out of Committee nine to one Ought to Pass.

THE PRESIDENT: The Chair recognizes the Senator from Piscataquis, Senator Martin.

Mr. MARTIN of Piscataquis: Mr. President and Members of the Senate: I would like to point out that we already have two other similar bills that are borderline cases such as this one. I feel there should be a stop some place. We already have exemptions, as the good Senator from Washington says, Senator Wyman, but I feel that we should make a stop to these exemptions and possibly try to eliminate some others that might not be justified. I ask for a division on this vote.

The PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Katz.

Mr. KATZ of Kennebec: Mr. President and Members of the Senate: I find myself in agreement with the Senator from Piscataquis, Senator Martin. My orientation is for this Senate to do all it can to aid and assist in the promotion of services to these less fortunate people but, in principle, I feel that this is not the proper vehicle. I understand that there is pending a bill before Appropriations that would essentially accomplish the same thing of putting some more money behind the State's effort, and I think it is on that bill that we should debate the availability of money.

The PRESIDENT: Is the Senate ready for the question? The question before the Senate is the motion of the Senator from Piscataquis, Senator Martin, that Legislative Document 221, Bill, "An Act Exempting Sales to Certain Children Treatment Centers from the Sales Tax," be indefinitely postponed. As many as are in favor of the motion to indefinitely postpone the bill will rise and remain standing until counted. Those opposed will rise and remain standing until counted.

A division was had. Twenty - two Senators having voted in the affirmative, and eight Senators having voted in the negative, the motion prevailed and the Bill was Indefinitely Postponed in non - concurrence.

Sent down for concurrence.

The President laid before the Senate the ninth tabled and specially assigned matter:

Bill, "An Act Repealing the Bounty on Bobcat." (H. P. 34) (L. D. 35)

Tabled — April 10, 1969 by Senator Hoffses of Knox.

Pending — Motion by Senator Anderson of Hancock to Recede and Concur.

The PRESIDENT: The Chair recognizes the Senator from Knox, Senator Hoffses.

Mr. HOFFSES of Knox: Mr. President and Members of the Senate: I will not belabor this bill any longer, except to say that I hope that some legislature in the future will abolish this archaic method of paying bounties on this one particular wild animal. I realize that it is impossible to get this bill through the other body at the other end of the hall, and it is with great reluctance that I bow to the good Senator from Hancock, Senator Anderson, and that I hope that this Senate will reluctantly move to recede and concur with the House.

The PRESIDENT: Is it now the pleasure of the Senate to recede and concur with the House?

The motion prevailed.

The President laid before the Senate the tenth tabled and specially assigned matter:

HOUSE REPORTS — from the Committee on Towns and Counties on Bill, "An Act Relating to Appropriating Money by Municipalities for Ambulance Service." (H. P. 534) (L. D. 705) Majority Report, Ought to Pass; Minority Report, Ought Not to Pass.

Tabled — April 10, 1969 by Senator Reed of Sagadahoc.

Pending — Acceptance of Either Report.

The PRESIDENT: The Chair recognizes the Senator from Piscataquis, Senator Martin.

Mr. MARTIN of Piscataquis: Mr. President and Members of the Senate: L. D. 705 is again going to create a precedent that the municipalities, and especially the small municipalities, might be obligated in the future to follow.

The municipalities, as they understand at this time, most of them, do have appropriations when needed for this purpose, and I feel that the statute is well covered, and I don't think that these new words should be incorporated in the statutes to make it possible for ambulance services or funeral directors in different towns to request subsidies from towns for this service, and I move indefinite postponement of this L. D.

The PRESIDENT: The Senator from Piscataquis, Senator Martin, moves that House Paper 534, Legislative Document 705, Bill, "An Act Relating to Appropriating Money by Municipalities for Ambulance Service," be indefinitely postponed.

The Chair recognizes the Senator from York, Senator Logan.

Mr. LOGAN of York: Mr. President and Members of the Senate: I would beg to differ with my distinguished colleague, Senator Martin. There are many towns, including some, I might add, in my district, that are having a real problem in this area. We need this ambulance service; there is no question about it, but there is not frequently sufficient other business to support it. Now, if these people don't get help of some kind I don't precisely know what we are going to do, particularly up in areas such as Lebanon and Acton and places of that nature.

Unlike the other tax relief measure, which we just voted down, to my knowledge, there is no other vehicle for assisting these people. And when I say "these people" I mean all of us. I would certainly hope that the Legislature would decline to indefinitely postpone what I believe is a very much needed measure. Thank you very much, Mr. President.

The PRESIDENT: The Chair recognizes the Senator from Washington, Senator Wyman.

Mr. WYMAN of Washington: Mr. President and Members of the Senate: I must admit that I am not very well versed on this bill, and probably others feel the same as I do, that it should be tabled. But I do know that we have a situation in our town and an adjoining town where the undertakers have just quit the ambulance service. They say they are not interested in it, they can't afford to do it, they have too many cases where they don't get any pay, and it leaves a pretty rough situation. I am not sure whether this is the answer, or what it is, but I would hate to see this bill die at this moment. I hope that the Senate will oppose the motion of the Senator from Piscataquis, Senator Martin.

The PRESIDENT: The Chair recognizes the Senator from Piscataquis, Senator Martin.

Mr. MARTIN of Piscataquis: Mr. President and Members of the Senate: A great many towns take advantage of the existing law and do have an appropriation in their town warrants. However, the existing law can be questioned and, in some cases, when the request is made to the board of selectmen to have such an article placed in the town warrant, the boards are reluctant to use the existing law. I feel that this existing law is a safeguard to the public of the towns and I feel that in some cases this would mean a great deal of money to various towns, and those who really want this ambulance service can do so under the existing law.

The PRESIDENT: The Chair recognizes the Senator from York, Senator Logan.

Thereupon, on motion by Mr. Logan of York, retabled and specially assigned for April 16, 1969, pending the motion by Mr. Martin of Piscataquis that the Bill be Indefinitely Postponed.

The President laid before the Senate the eleventh tabled and specially assigned matter:

Bill, "An Act Relating to Accepting Gratuities by Liquor Commission Members and Employees." (H. P. 774) (L. D. 1007)

Tabled — April 10, 1969 by Senator Katz of Kennebec.

Pending — Motion by Senator Katz of Kennebec to Indefinitely Postpone the Bill.

The PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Berry.

Mr. BERRY of Cumberland: Mr. President, I hope the members of the Senate would oppose the motion of Senator Katz. This was a unanimous Ought to Pass Committee Report, and it will take a little of the sting away from the onus of being on the Commission or an employee of the Liquor Commission. It certainly is not putting the law back where it was before the law was put on two years ago. I hope you will oppose the motion, and I request a division.

The PRESIDENT: Is the Senate ready for the question? The question before the Senate is the motion of the Senator from Kennebec, Senator Katz, that Legislative Document 1007, Bill, "An Act Relating to Accepting Gratuities by Liquor Commission Members and Employees," be indefinitely postponed. As many as are in favor of the motion to indefinitely postpone the bill will rise and remain standing until counted. All those opposed will rise and remain standing until counted.

A division was had. Four Senators having voted in the affirmative, and twenty-six Senators having voted in the negative, the motion did not prevail.

Thereupon, the Bill was Passed to be Engrossed in concurrence.

The PRESIDENT: The Senate is proceeding under Orders of the Day.

The Chair recognizes the Senator from Oxford, Senator Beliveau.

Mr. BELIVEAU of Oxford: Mr. President, is the Senate in possession of L.D. 508, Bill, "An Act Relating to Length of Certain Motor Vehicles"?

The PRESIDENT: The Chair would answer in the affirmative, the bill being held at the request of the Senator.

Mr. BELIVEAU: Mr. President and Members of the Senate: I move that we reconsider our action of yesterday whereby this bill was indefinitely postponed, and I would speak very briefly to my motion. I will preface my remarks with the statement that I hope that the members who voted to indefinitely postpone this will oppose the motion to reconsider because I believe the arguments advanced yesterday as to the objections to extending the length of these trucks an additional five feet are just as meaningful today as they were yesterday.

Yesterday I discussed some of the so - called technical problems, highway safety problems, that the lengthy vehicles create. Today I want to comment very briefly on some of the practical problems that confront us every day as we are traveling the rural roads in our State. Commuting between Augusta and Rumford I, of course, use a two - lane secondary state road, and it is not unusual for me to pass or meet several of these large vehicles. Of course, in trying to comply with our motor vehicle code, occasionally I am required to pass these vehicles, they are going so slow, and I usually try to go at least the speed limit. In any event, we have all had that experience of attempting to pass a fifty-five foot truck on these narrow winding Maine roads, and I know on several occasions I have been somewhat apprehensive, as I find myself parallel to the box and approaching the tractor of the truck, to observe an on-coming vehicle, and at times you wonder whether you will ever get by. You

have committed yourself to such an extent that it is too late to brake and return behind the vehicle, and then you are wondering if you have enough power in your slow - moving vehicle to pass this truck. But, at any rate, it is a very real practical problem. Now, only too often I hear people say that in the wintertime and other times of the year these trucks create some very real problems.

Yesterday I cited the great percentage of fatalities that are directly related to these vehicles, and the connection between the length and size of a vehicle and highway fatalities. No argument was presented to us why this extension is so badly needed. Are we to suggest that the failure to grant this extension would result in an economic loss to a certain interest group in this State? If that is the case, I don't believe that we should consider it in that light. I don't believe the people in this State want us to pass this legislation which again would add an additional five feet - I don't care how you look at it; there is no other way of cutting it - the net result is an additional five feet to these tractors and trailers. Again, without belaboring this any further, I trust that you will vote against my motion to reconsider.

The PRESIDENT: The Senator from Oxford, Senator Beliveau, moves that the Senate now reconsider its action whereby House Paper 398, Legislative Document 508 was indefinitely postponed.

The Chair recognizes the Senator from Kennebec, Senator Levine.

Mr. LEVINE of Kennebec: Mr. President, I move that this L.D. lie on the table until Tuesday, April 15th.

On motion by Mr. Hoffses of Knox, a division was had. Eighteen Senators having voted in the affirmative, and twelve Senators having voted in the negative, the motion prevailed, and the Bill was tabled and specially assigned for April 15, 1969, pending the motion by Mr. Beliveau of Oxford that the Senate reconsider its previous action whereby the bill was Indefinitely Postponed.

On motion by Mr. Martin of Piscataquis, the Senate voted to take from the table the tenth tabled and unassigned matter:

SENATE REPORTS — from the Committee on Taxation on Bill, "An Act Exempting Sales to Certain Institutions from Sales Tax." (S. P. 240) (L. D. 715) Majority Report, Ought to Pass; Minority Report, Ought Not to Pass.

Tabled — March 20, 1969 by Senator Martin of Piscataquis.

Pending — Acceptance of Either Report.

The same Senator moved Acceptance of the Ought Not to Pass Report of the Committee.

Thereupon, on motion by Mr. Bernard of Androscoggin, retabled and specially assigned for April 17, 1969, pending the motion by Mr. Martin of Piscataquis to Accept the Ought Not to Pass Report of the Committee.

On motion by Mr. Sewall of Penobscot, the Senate voted to take from the Special Appropriations Table Bill, An Act Relating to Fees for Transcripts of Evidence Furnished by Official Court Reporters, Legislative Document 784.

The same Senator then moved Passage to be Enacted.

Thereupon, on motion by Mr. Beliveau of Oxford, tabled and specially assigned for April 16,

1969, pending the motion by Mr. Sewall of Penobscot that the Bill be Passed to be Enacted.

On motion by Mr. Moore of Cumberland, the Senate voted to take from the table the second tabled and unassigned matter:

Bill, "An Act to Amend the Charter of the Fryeburg Water Company by Granting Certain Additional Powers and Ratifying and Confirming Certain Acts of said Corporation." (H. P. 94) (L. D. 103)

Tabled — February 19, 1969 by Senator Moore of Cumberland.

Pending — Enactment.

The same Senator moved the pending question.

Thereupon this being an Emergency Measure and having received the affirmative votes of 31 Senators, was Passed to be Enacted and, having been signed by the President, was by the Secretary presented to the Governor for his approval.

(Off Record Remarks)

The Adjournment Order having been returned from the House, Read and Passed in concurrence, on motion by Mr. Hoffses of Knox, adjourned until Tuesday, April 15, at 10 o'clock in the morning.