

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Fourth
Legislature*

OF THE

STATE OF MAINE

Volume II

May 9, 1969 to June 17, 1969

**KENNEBEC JOURNAL
AUGUSTA, MAINE**

SENATE

Monday, May 19, 1969

Senate called to order by the President.

Prayer by the Rev. Robert Canfield of Gardiner.

Reading of the Journal of yesterday.

Papers From the House Non-concurrent Matter

Bill, "An Act Relating to Agricultural Roads." (S. P. 403) (L. D. 1355)

In the Senate May 9, 1969, Passed to be Engrossed.

Comes from the House, Passed to be Engrossed as Amended by House Amendment "A" (H-319) in non - concurrence.

Thereupon, the Senate voted to Recede and Concur.

Non-concurrent Matter

Bill, "An Act Increasing Salaries and Duties of Liquor Commissioners Other Than the Chairman." (S. P. 151) (L. D. 432)

In the Senate May 14, 1969, Minority Ought to Pass report Read and Accepted and the Bill on May 15, 1969, Passed to be Engrossed.

Comes from the House, the Majority Ought Not to Pass Report Read and Accepted, in non - concurrence.

On motion by Mr. Berry of Cumberland, the Senate voted to Insist.

Non-concurrent Matter

Bill, "An Act Relating to Installation of Sprinkler Systems in Hotels." (H. P. 260) (L. D. 336)

In the House May 1, 1969, Passed to be Engrossed as Amended by Committee Amendment "A" (H-186), House Amendment "A" (H-214) and House Amendment "B" (H-235).

In the Senate May 13, 1969, Passed to be Engrossed as Amended by Committee Amendment "A" (H-186) in non - concurrence.

Comes from the House, that Body having Insisted and asked for a Committee of Conference.

On motion by Mr. Logan of York, the Senate voted to Insist and Join in a Committee of Conference.

House Papers

Bill, "An Act to Validate Proceedings and Certain Action Taken by Baileyville School District." (H. P. 1194) (L. D. 1521)

Comes from the House, referred to the Committee on Education and Ordered Printed.

Which was referred to the Committee on Education and Ordered Printed in concurrence.

Senate Papers

Towns and Counties

Mr. Dunn of Oxford presented Bill, "An Act Creating Oxford County Commissioner Districts." (S. P. 462)

(Approved for appearance on the calendar pursuant to Joint Rule No. 10.

Signed:

JERROLD B. SPEERS
Secretary of the Senate)

Which was referred to the Committee on Towns and Counties and Ordered Printed.

Sent down for concurrence.

Joint Order

Mr. Logan of York presented the following Order and moved its Passage:

ORDERED, the House concurring, that a special commission shall be constituted and appointed to supervise the preparation, in final legislative draft form, of a proposed Consumer Credit Code for the State of Maine, such proposed Code to be presented to the regular session of the 105th Maine Legislature. Such proposed Code may, without limitation, incorporate such necessary repealers, amendments and modifications of existing law as, in the judgment of such commission, are necessary and appropriate to accomplish such purposes. Such proposed Code may include such new or modified provisions as, in the judgment of the commission, will best serve the interests of the people of the State. Such commission shall employ counsel to perform the necessary research and drafting of such Code. Such commission shall hold such public hearings as may be deemed necessary to acquaint persons interested with its proposals and recommendations; and be it further

ORDERED, that the membership of the commission shall be constituted and appointed as follows: Two members shall be members of the Senate in the 104th Maine Legislature, to be appointed by the President of the Senate; 3 members shall be members of the House of Representatives in the 104th Maine Legislature, to be appointed by the Speaker of the House and 4 additional members to be appointed by the Governor, with the advice and consent of the Executive Council.

The Bank Commissioner shall serve on the commission in an advisory capacity only. Each member shall serve until the commission shall have completed its work, or until his prior death or resignation. In the event of the death or resignation of any member, his place shall be filled, upon written notice thereof from the commission, by the then President of the Senate, Speaker of the House or Governor, as the case may be, in the same manner as with respect to the original appointment; and be it further

ORDERED, that the said commission shall be appointed promptly upon enactment hereof, and the Governor shall notify all members of the time and place of the first meeting. At that time the commission shall organize, elect a chairman and secretary-treasurer, adopt rules as to the administration of the commission and its affairs which rules shall require a minimum of 30 days' notice of any public hearing to consider one or more aspects of the laws or prospective laws to be considered by the commission and which rules shall require that all proposals shall be transmitted to each person who shall have recorded his desire to receive and willingness to pay for the costs of printing and mailing same, and thereafter shall meet as often as necessary until its work is completed. In all matters as to which there is disagreement, a majority vote shall prevail, and a quorum shall consist of at least 5 members. The commission shall maintain minutes of its meetings and such

financial records as may be required by the State Auditor; and be it further

ORDERED, that the commission shall contract for the services of counsel, who need not be a resident of this State, who shall have the responsibility for legal research and drafting required in connection with the preparation of the proposed Code, under the direction and supervision of the commission. No person shall be employed as counsel who shall not, by virtue of prior training, experience, ability and reputation, have clearly demonstrated the ability to perform the tasks to be assigned to him by the commission; and be it further

ORDERED, that the members of the commission shall serve without compensation, but may be reimbursed for their reasonable expenses in attending meetings, procuring supplies, correspondence and other related and necessary expenditures; and be it further

ORDERED, that \$15,000 be appropriated from the Legislative Appropriation to carry out the purposes of this Order.

(S. P. 465)

Which was Read.

Thereupon, on motion by Mr. Katz of Kennebec, tabled and tomorrow assigned, pending Passage.

Committee Reports House

Leave to Withdraw

The Committee on Business Legislation on Bill, "An Act Relating to Motor Vehicle Liability Insurance Policies." (H. P. 798) (L. D. 1112)

Reported that the same be granted Leave to Withdraw.

The Committee on Judiciary on Bill, "An Act Relating to Jurisdiction of Courts in Domestic Relations Matters." (H. P. 861) (L. D. 1103)

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 Business Legislation on Bill, "An Act Relating to Powers of Attorney on Accounts in Savings Banks." (H. P. 660) (L. D. 847)

Reported that the same Ought Not to Pass.

The Committee on Business Legislation on Bill, "An Act Relating to Exempted Transactions and Definition of Dealer Under Dealers in Securities Law." (H. P. 678) (L. D. 877)

Reported that the same Ought Not to Pass.

The Committee on Legal Affairs on Bill, "An Act Reestablishing a Passageway for Boats Across the Dam on the Kennebec River at Augusta." (H. P. 899) (L. D. 1160)

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.

The Committee on Appropriations and Financial Affairs on Bill, "An Act to Provide Funds to Supplement Federal Grants for School Food Service Programs." (H. P. 917) (L. D. 1178)

Reported that the same Ought Not to Pass.

Comes from the House, the report Read and Accepted.

Which report was Read.

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

Mr. KATZ of Kennebec: Mr. President and Members of the Senate: L. D. 1178 was sponsored by Mr. D'Alfonso from Portland. I call it to the attention of the Senate today as one of the things this Senate and this Legislature is not going to be doing. It attempts to be absolutely certain in the State of Maine that when youngsters go to school that they receive an adequate diet in school. It is true that many youngsters in Maine come to school without adequate breakfast, and don't have adequate lunches. The relationship between mental retardation and poor diet has been proven so conclusively, I certainly wish that this could have been one of the things this legislature attempted to do.

I move the pending question.

The PRESIDENT: The Chair recognizes the Senator from Franklin, Senator Mills.

Mr. MILLS of Franklin: Mr. President and Members of the Senate: I would like to remind the good Senator that if he was so concerned about the diet of the children, and the way they eat, he would have supported my bill in his committee which would have required them to have a half - hour to eat their lunch and not be turned through like a factory eating lunch in ten and fifteen minutes.

The PRESIDENT: Is it the pleasure of the Senate to Accept the Ought Not to Pass Report of the Committee in concurrence?

Thereupon, the Report of the Committee was Accepted in Concurrence.

The Committee on Claims on Resolve, to Reimburse Frederick C. Adams of Steep Falls for Loss of Turkeys by Raccoons. (H. P. 921) (L. D. 1182)

Reported that the same Ought Not to Pass.

Comes from the House, the report Read and Accepted.

Which report was Read and Accepted in concurrence.

Ought to Pass

The Committee on Appropriations and Financial Affairs on Bill, "An Act Increasing Mileage Allowance for State Employees on State Business." (H. P. 308) (L. D. 395)

Reported that the same Ought to Pass.

The Committee on Natural Resources on Bill, "An Act Revising the Maine Mining Law." (H. P. 339) (L. D. 448)

Reported that the same Ought to Pass.

The Committee on Judiciary on Bill, "An Act Relating to Husband or Wife of the Accused as a Witness in Criminal Cases." (H. P. 468) (L. D. 605)

Reported that the same Ought to Pass.

The Committee on Legal Affairs on Bill, "An Act Reallocating Certain Bond Issue Funds for Norridgewock Airport." (H. P. 939) (L. D. 1200)

Reported that the same Ought to Pass.

The Committee on Appropriations and Financial Affairs on Bill, "An Act Providing a Bond Issue in the Amount of Two Hundred and Thirteen Thousand Dollars for Construction of Necessary Added Facilities at Camp Waban, York County." (H. P. 949) (L. D. 1227)

Reported that the same Ought to Pass.

The Committee on Legal Affairs on Bill, "An Act Increasing Salary of Selectmen of Town of Mount Desert." (H. P. 1110) (L. D. 1431)

Reported that the same Ought to Pass.

The Committee on Legal Affairs on Bill, "An Act Relating to Sick Leave Under Lewiston City Charter." (H. P. 1160) (L. D. 1481)

Reported that the same Ought to Pass.

Come from the House, the reports Read and Accepted and the Bills Passed to be Engrossed.

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

The Committee on Inland Fisheries and Game on Bill, "An Act Redefining the Bounds of Merry-meeting Bay Game Sanctuary." (H. P. 815) (L. D. 1054)

Reported that the same Ought to Pass.

Comes from the House, the report Read and Accepted and the Bill Passed to be Engrossed as Amended by House Amendment "A" (H-328).

Which report was Read and Accepted in concurrence and the Bill Read Once. House Amendment "A" was Read and Adopted in concurrence and the Bill, as Amended, tomorrow assigned for Second Reading.

Ought to Pass - As Amended

The Committee on Judiciary on Bill, "An Act Relating to Arrest of Parole Violators." (H. P. 469) (L. D. 606)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-323).

The Committee on Appropriations and Financial Affairs on Bill,

"An Act Appropriating Funds to Expand Homemaker Services in The Department of Health and Welfare." (H. P. 539) (L. D. 718)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-321).

The Committee on Judiciary on Bill, "An Act to Clarify the State Records Law." (H. P. 991) (L. D. 1275)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-322).

The Committee on Judiciary on Bill, "An Act Relating to the State Probation and Parole Board." (H. P. 993) (L. D. 1277)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-324).

The Committee on Appropriations and Financial Affairs on Bill, "An Act to Authorize Bond Issues in the Amount of \$8,200,000 to provide funds for School Building Construction under the Provisions of Section 3457 and Section 3459 of Title 20, R.S. and \$1,600,000 to provide funds for the Construction of Regional Technical and Vocational Centers under the provisions of Section 2356-B of Title 20, R.S." (H. P. 402) (L. D. 513)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-317).

Comes from the House, the reports Read and Accepted and the Bills Passed to be Engrossed as Amended by Committee Amendments "A".

Which reports were Read and Accepted in concurrence and the Bills Read Once. Committee Amendments "A" were Read and Adopted in concurrence and the Bills, as Amended, tomorrow assigned for Second Reading.

Ought to Pass in New Draft

The Committee on Highways on Bill, "An Act Relating to Reimbursement to Certain Towns for Snow Removal from Highways." (H. P. 30) (L. D. 31)

Reported that the same Ought to Pass in New Draft Under New Title: "An Act Relating to Winter Maintenance of State Aid Highways and Town Way by Munic-

palities." (H. P. 1192) (L. D. 1514).
D. 1124).

The Committee on Transportation on Bill, "An Act Repealing the Motor Vehicle Dealer Registration Board." (H. P. 881) (L. D. 1124)

Reported that the same Ought to Pass in New Draft Under New Title: "An Act Relating to the Motor Dealer Registration Board." (H. P. 1180) (L. D. 1500).

Come 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.

Divided Report

The Majority of the Committee on Transportation on Bill, "An Act Revising the Motor Vehicle Dealer Registration Law." (H. P. 752) (L. D. 970)

Reported that the same Ought to Pass in New Draft Under Same Title. (H. P. 1184) (L. D. 1505).

Signed:

Senators:

REED of Sagadahoc
BARNES of Aroostook

Representatives:

CROSBY of Kennebunk
FINEMORE

of Bridgewater

IMMONEN of West Paris
CAREY of Waterville
ERICKSON of Union

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

Signed:

Senator:

GORDON of Cumberland

Representatives:

KEYTE of Dexter
LEBEL of Van Buren

Come from the House, the Minority Ought Not to Pass Report Read and Accepted.

Which reports were Read.

On motion by Mr. Barnes of Aroostook, the Majority Ought to Pass in New Draft Under Same Title Report of the Committee was Accepted in non-concurrence, the Bill in New Draft Read Once and

tomorrow assigned for Second Reading.

Divided Report

The Majority of the Committee on Liquor Control on Bill, "An Act Providing for Fines in Lieu of Suspensions Under Liquor Laws." (H. P. 778) (L. D. 1011)

Reported that the same Ought to Pass in New Draft Under New Title: "An Act relating to Application for Class A Restaurant Liquor License." (H. P. 1197) (L. D. 1518)

Signed:

Senators:

BERRY of Cumberland
CONLEY of Cumberland
BOISVERT

of Androscoggin

Representatives:

STILLINGS of Berwick
FAUCHER of Solon
CHANDLER of Orono
COUTURE of Lewiston
LEIBOWITZ of Portland

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

Signed:

Representatives:

TANGUAY of Lewiston
HICHENS of Eliot

Come from the House, the Minority Ought Not to Pass Report Read and Accepted.

Which reports were Read.

Thereupon, the Majority Ought to Pass in New Draft Under New Title Report of the Committee was Accepted in non-concurrence, the Bill in New Draft Read Once and tomorrow assigned for Second Reading.

Senate

Leave to Withdraw

Mr. Tanous for the Committee on Legal Affairs on Bill, "An Act Establishing the Auburn - Lewiston Airport Authority." (S. P. 424) (L. D. 1420)

Reported that the same be granted Leave to Withdraw.

Mr. Hanson for the Committee on Retirements and Pensions on Bill, "An Act Relating to the Hospital Insurance Benefits Fund Under State Retirement Law." (S. P. 300) (L. D. 993)

Reported that the same be granted Leave to Withdraw.

Which reports were Read and Accepted.

Sent down for concurrence.

Ought Not to Pass

Mr. Cianchette for the Committee on Retirements and Pensions on Bill, "An Act Relating to the Average Highest Compensation Under State Retirement System." (S. P. 111) (L. D. 322)

Reported that the same Ought Not to Pass.

Which report was Read and Accepted.

Sent down for concurrence.

Ought to Pass—As Amended

Mr. Duquette for the Committee on Appropriations and Financial Affairs on Bill, "An Act Providing a Bond Issue in the Amount of One Hundred Seventy-Five Thousand Dollars for Docking Facilities at Matinicus Island." (S. P. 374) (L. D. 1284)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-160).

Which report was Read and Accepted and the Bill Read Once. Committee Amendment "A" was Read and Adopted and the Bill, As Amended, tomorrow assigned for Second Reading.

Second Readers

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

House

Bill, "An Act Amending the Municipal, Industrial and Recreational Obligations Act." (H. P. 599) (L. D. 780)

Bill, "An Act to Revise the Pharmacy Laws." (H. P. 1175) (L. D. 1496)

(On motion by Mr. Mills of Franklin, temporarily set aside.)

Bill, "An Act Revising the Laws Relating to Physicians and Surgeons." (H. P. 1188) (L. D. 1507)

(On motion by Mr. Stuart of Cumberland, tabled and specially assigned for May 21, 1969, pending Passage to be Engrossed).

Bill, "An Act to Provide Controlled Sale of Alcoholic Beverages

by Catering at Events and Gatherings." (H. P. 1189) (L. D. 1508)

Which were Read a Second Time and, except for the tabled matters, Passed to be Engrossed in concurrence.

The President laid before the Senate the matter set aside at the request of Mr. Mills of Franklin, Bill, "An Act to Revise the Pharmacy Laws" (H. P. 1175) (L. D. 1496).

The PRESIDENT: The Chair recognizes the Senator from Franklin, Senator Mills.

Mr. MILLS of Franklin: Mr. President and Members of the Senate: In regard to this item, if the Senators will remember, when we last met on the 16th of last week we had a little discussion on this, in which good Senator Logan, in front of me, participated and pointed out something which I am sure attracted our attention. Also, the good Senator from Cumberland, Senator Stuart, mentioned some matters that were of great concern, if one looks into it a bit.

We have before us here a bill which has a history which is disturbing and which does bring to the fore something in which the Legislature, I think, can well act to a great advantage to a tremendous number of people in this State.

We have adopted a policy in Maine over a period of a great many years, and it has been affirmed and reaffirmed by successfully withstanding attack, of controlling the price of milk, on the thesis that the flow of pure milk from the farm to the market and to the doorstep is of great concern to the State of Maine, and that one of the methods of assuring that good flow of clear and health-giving milk is to guaranty a fair price. Now, if there is any area, I submit, where health is involved, it is in the health-giving and curing drugs which are dispensed through 250 pharmacies in the State. I understand there are that number.

Now, we have had down in the southern part of the State, as good Senator Logan pointed out the other day, a practice develop which

appears to be, and is said to be, in violation of the code of ethics of the pharmacists who practice in this State, 250 of them, and that is that here is a fellow, who is a former member of this body - whose name was mentioned in the record the other day, so I have no hesitancy in identifying him, Senator Lovell, or former Senator Lovell - and here is a fellow who had the temerity to face up to his brethren in the pharmacy profession or business, and to say to such people as the senior citizens, the blind, the crippled, and those suffering from terminal illness, that they could have drugs at his drug store for ten per cent over his cost. He has been besieged by a mail order business over the State and, thence, got himself into trouble with his board. There was a bill in here, the original draft of this bill which is before us now, as I understand it, which was designed to put him out of this cut - rate business or this discount business. I understand he was here earlier in the session, and I guess some things were said to him and he went along with the new draft, which wasn't quite as drastic.

I say that we were representing on our committees at that time, and our committees who were handling the affairs, were representing a special interest group. If there is any group which ought to be represented here, which is silent, that is this group he has done so well by, and it is the group that will be thankful to you if you do something for them in legislation of this kind by means of some amendment or other which we might prepare.

I think that anyone who has the courage that former Senator Lovell had, to face his brethren with a charitable and humane act, such as he has done, deserves all the support that we in the Legislature can give him. I believe that when a piece of legislation is going through like this, that pertains to the pharmacy laws, and it is brought to our attention that a practice such as this has been frowned upon, that we should make it awfully clear that we, as representatives of the State's

people generally, and particularly these people who benefitted by it, do not approve. As a matter of fact, I think we should legislate in that direction, and the opportunity is here.

I will say that it would be a wonderful thing throughout the State if at various places there could be other centers where drugs for this particular class of senior citizens, the blind, the crippled, and those suffering from terminal illness could receive their help and their relief from suffering at not over ten per cent over the cost, and place them in the same class such as former Senator Lovell has devised.

I would suggest that perhaps this measure could be held for a few days, and I would suggest that it might very well be appropriate, in the first paragraph of the bill, to insert a practice, a statement, in regard to the dispensing of prescription drugs, to the effect that it shall not be an unethical practice in such cases - and enumerate them - for a druggist to do particularly what Senator Lovell has done. Another approach might be, in following the practice that I mentioned when I first started to speak in regard to milk control, we might even go so far as to establish a ceiling of profit on the sale of such drugs at 100 per cent over cost. That may sound generous to the novice in this area, but I think those of you in retailing know that 100 per cent is small probably in regard to the markup on drugs. Many times it goes many, many hundreds of per cent over the cost. In the areas of relief from suffering for these people, I think we should consider the precedent set of the ten per cent, but we might in the general area of drugs say, not over 100 per cent. If that was taken perhaps as a hardship, and fear expressed that we would be putting them out of business, they certainly have other departments to look to to recoup their losses. There is the lunch counter, there is the cosmetics department, there is the camera department, there is the jewelry department, the hardware department and, I guess, the farm supply

department, from which they probably already return a fair profit, and could absorb any losses that might be occasioned by having to have only 100 per cent mark-ups on drugs in general.

Gentlemen, I propose to draft an amendment, and would like to have it ready in two or three days, which would tend to carry out some of the propositions that I have expressed here. I would appreciate it if someone would table the measure for a few days.

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

Thereupon, on motion by Mr. Stuart of Cumberland, tabled and specially assigned for May 23, 1969, pending Passage to be Engrossed.

Senate

Bill, "An Act Creating an Administrative Assistant to the Chief Justice of the Supreme Judicial Court." (S. P. 369) (L. D. 1282)

(See action later in today's session.)

Bill, "An Act Relating to the Retirement of Justices of the Supreme Judicial and Superior Courts and Judges of the District Court." (S. P. 461) (L. D. 1515)

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

Sent down for concurrence.

Senate - As Amended

Bill, "An Act Appropriating Funds to Aid in Constructing a School Building in Danforth." (S. P. 310) (L. D. 1025)

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 Relating to Trial Costs. (S. P. 106) (L. D. 313)

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

An Act Relating to Financing Statements Under the Uniform Commercial Code. (H. P. 454) (L. D. 591)

An Act Relating to Compensation for Full - time Deputy Sheriffs and Chief Deputies. (H. P. 494) (L. D. 648)

(On motion by Mr. Minkowsky of Androscoggin, temporarily set aside.)

An Act to Create Traffic Violations Bureaus in the District Courts. (H. P. 768) (L. D. 988).

An Act Creating the Oil and Gas Conservation and Development Control Act. (H. P. 836) (L. D. 1074)

An Act Reducing the Population Requirement from the Revenue Producing Municipal Facilities. (H. P. 1159) (L. D. 1480)

(On motion by Mr. Katz of Kennebec, temporarily set aside.)

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

On motion by Mr. Mills of Franklin, the Senate voted to reconsider its previous action in today's session whereby Bill, "An Act Creating an Administrative Assistant to the Chief Justice of the Supreme Judicial Court" (S. P. 369) (L. D. 1282) was Passed to be Engrossed.

Thereupon, on further motion by the same Senator, tabled and tomorrow assigned pending Passage to be Engrossed.

The President laid before the Senate the matter previously set aside at the request of Mr. Minkowsky of Androscoggin, An Act Relating to Compensation for Full - time Deputy Sheriffs and Chief Deputies, (H. P. 494) (L. D. 648).

The PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Minkowsky.

Mr. MINKOWSKY of Androscoggin: Mr. President and Members of the Senate: L. D. 648 has a special meaning to Androscoggin County in that we feel our Sheriff's Department is as large and as well trained as Cumberland and York Counties, which are included in this limitation under this bill. I would call to the attention of the Senate that this measure has the approval

of our county commissioners and the necessary money in our county budget. I would also like to mention that on a roll call vote, by which it was defeated in the other body, nine members of the Androscoggin County Delegation favored this limitation, including the chairman of our legislative delegation. Three were absent and one was opposed. If the majority of our delegation favored the limitation to include Androscoggin County, then I feel that my amendment should be considered.

I request that someone table this until Thursday, pending an amendment to include Androscoggin County under this limitation.

The PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Bernard.

Thereupon, on motion by Mr. Bernard of Androscoggin, tabled and specially assigned for May 22, 1969, pending Enactment.

The President laid before the Senate the matter previously set aside at the request of Mr. Katz of Kennebec, An Act Reducing the Population Requirement from the Revenue Producing Municipal Facilities (H. P. 1159) (L. D. 1480)

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

Mr. KATZ of Kennebec: Mr. President, this seems to be a simple bill. I am not quite certain that I understand it, and I wonder if somebody from the committee might explain it briefly.

The PRESIDENT: The Senator from Kennebec, Senator Katz, has posed a question through the Chair which any member of the committee may answer, if he so desires.

The Chair recognizes the Senator from Cumberland, Senator Berry.

Mr. BERRY of Cumberland: Mr. President, I am not a member of the committee, but I had a discussion on this bill with a member of the committee and with Mr. John Salisbury of the Maine Municipal Association because this bill did attract my attention too.

The present law which permits the municipalities themselves to issue municipal bonds has a bottom

limit of 2,500 population. I would like to point out that these are not bonds of the MIRFAB, MRA, MIBA type, but municipal bonds for municipal purposes passed by the voters of the municipalities and city council or boards of selectmen.

The population requirement going down to a thousand does appear to be a lessening of the restrictions, but it was felt at this meeting of which I was a member that this is not an unduly small figure.

I can assure the Senator from Kennebec, Senator Katz, that I share with him concern in matters such as this, which I have expressed, but I do feel that this is a reasonable step in this direction. The safeguards are the people of the community and the municipal officers. I have expressed concern to the Senate on small populations being able to do this, but a population of a thousand seems to be a reasonable figure for permitting municipal debt.

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, Providing for Purchase of Copies of History of Auburn. (H. P. 1077) (L. D. 1400)

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

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

JOINT ORDER — Relative to Maine Education Council Study of Minimum School Year. (H. P. 1193)

Tabled — May 16, 1969 by Senator Katz of Kennebec.

Pending — Passage.

Thereupon, the Order received Passage in concurrence.

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

Bill, "An Act Providing for Area Directional Signs on Maine Turnpike for Washington County Area." (S. P. 375) (L. D. 1285)

Tabled — May 16, 1969 by Senator Logan of York.

Pending — Passage to be Engrossed.

Thereupon, the Bill was Passed to be Engrossed.

Sent down for concurrence.

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

Bill, "An Act Relating to Defenses of Family Relationships in Civil Actions." (H. P. 168) (L. D. 207)

Tabled — May 16, 1969 by Senator Berry of Cumberland.

Pending — Motion by Senator Berry of Cumberland to Indefinitely Postpone Bill.

On motion by Mr. Mills of Franklin, retabled and tomorrow

assigned, pending the motion by Mr. Berry of Cumberland to Indefinitely Postpone the Bill.

On motion by Mr. Moore of Cumberland, the Senate voted to reconsider its previous action whereby the final report of the Committee on Public Utilities was Accepted.

On further motion by the same Senator, the report was tabled and specially assigned for May 22, 1969, pending Acceptance.

(Off Record Remarks)

On motion by Mr. Hoffses of Knox,

Adjourned until 9:30 tomorrow morning.