

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**

**OF THE**

***One Hundred and Fifth  
Legislature***

**OF THE**

**STATE OF MAINE**

**Volume III**

**June 16, 1971 to June 24, 1971**

**Index**

**1st Special Session**

**January 24, 1972 to March 10, 1972**

**Index**

**KENNEBEC JOURNAL  
AUGUSTA, MAINE**

**SENATE**

Thursday, June 24, 1971

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  
Joint Order**

ORDERED, the Senate concurring, that Joint Rule 17-A be amended by adding after the first sentence the following new sentence: **The committee clerk shall endorse the bill or resolve to the effect that he or she polled each member of the committee as to his position on said report before the report is filed.**

(H. P. 1442)

Comes from the House, Read and Passed.

Which was Read.

On motion by Mr. Katz of Kennebec, tabled until later in today's session, pending Passage.

**Communications**

State of Maine  
Senate Chamber  
President's Office  
Augusta, Maine 04330

June 23, 1971

Mr. Harry N. Starbranch  
Secretary of the Senate  
Augusta, Maine

Dear Mr. Starbranch:

Pursuant to House Paper 1348, I hereby appoint Senator Wakine G. Tanous and Senator Armand J. Fortier as members of the special interim legislative commission to study matters relating to the insurance industry as outlined in the aforementioned Joint Order.

Pursuant to Title 3, Section 271 of the Revised Statutes of Maine, I hereby appoint Senator Bennett D. Katz and Senator Catherine Carswell as members of the Commission on Intergovernmental Relations.

Respectfully,

(s)

**KENNETH P. MacLEOD**  
President of the Senate

Which was Read and Ordered  
Placed on File.

**Committee Reports  
House**

**Committee of Conference Report**

The Committee of Conference on the disagreeing action of the two branches of the Legislature on, Bill, "An Act relating to the Adequacy of Public Utility Service." (S. P. 453) (L. D. 1311) ask leave to report: that they are unable to agree

On the part of the House:

**WILLIAMS** of Hodgdon

**MOSHER** of Gorham

**BARTLETT**

of South Berwick

On the part of the Senate:

**VIOLETTE** of Aroostook

**CARSWELL**

of Cumberland

**SHUTE** of Franklin

Comes from the House, the report Read and Accepted.

Which report was Read and Accepted in concurrence.

**Senate  
Ought to Pass**

Mr. Sewall for the Committee on Appropriations and Financial Affairs on, Bill, "An Act Making Additional Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1972 and June 30, 1973." (S. P. 682) (L. D. 1865)

Reported pursuant to Joint Order (S. P. 668) that the same Ought to Pass.

Which report was Read and Accepted and the Bill Read Once.

Under suspension of the rules, the Bill was given its Second Reading and Passed to be Engrossed.

Under further suspension of the rules, sent forthwith to the Engrossing Department.

**Orders of the Day**

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

Bill, "An Act to Establish Step-parents Responsibility to Support Stepchildren." (S. P. 640) (L. D. 1833)

Tabled — June 23, 1971 by Senator Berry of Cumberland.

Pending — Motion by Senator Berry of Cumberland to Adhere.

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

Mr. CONLEY of Cumberland: Mr. President, I move that when the vote is taken it be taken by the "Yeas" and "Nays."

The PRESIDENT: A roll call has been requested. In order for the Chair to order a roll call, it requires the affirmative vote of at least one-fifth of those Senators present and voting. Will all those Senators in favor of ordering a roll call please rise and remain standing until counted.

Obviously more than one-fifth having arisen, a roll call is ordered.

The pending question before the Senate is the motion of the Senator from Cumberland, Senator Berry that the Senate Adhere. A "Yes" vote will be in favor of adhering; a "No" vote will be opposed.

The Chair recognizes the Senator from Penobscot, Senator Quinn.

Mr. QUINN of Penobscot: Mr. President, what subject are we voting on:

The PRESIDENT: Bill, "An Act to Establish Stepparents Responsibility to Support Stepchildren," which was passed to be enacted in the House, and indefinitely postponed in the Senate in non-concurrence.

The Chair recognizes the Senator from Aroostook, Senator Harding.

Mr. HARDING of Aroostook: Mr. President and Members of the Senate: We have debated this very thoroughly and I don't intend to go into it any further. I hope that you all will vote yes to adhere this morning and let's kill this cat once and for all.

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

Mr. BERRY of Cumberland: Mr. President and Members of the Senate: I would urge all members of the Senate to vote "No" on the pending question.

The PRESIDENT: The Chair would inform the Senate that if the motion to adhere prevails the bill is indefinitely postponed. If the motion to adhere fails the bill will be up for enactment.

A "Yes" vote will be in favor

of adhering; a "No" vote will be opposed.

The Secretary will call the roll.

### ROLL CALL

YEAS: Senators Bernard, Carswell, Clifford, Conley, Danton, Fortier, Graham, Harding, Johnson, Katz, Kellam, Marcotte, Martin, Minkowsky, Shute, Tanous and Violette.

NAYS: Senators Anderson, Berry, Chick, Dunn, Greeley, Hichens, Hoffses, Levine, Moore, Peabody, Quinn, Schulten, Sewall, Wyman, and President MacLeod.

Mr. Anderson of Hancock was granted permission to change his vote from "Yea" to "Nay".

A roll call was had. Seventeen Senators having voted in the affirmative, and fifteen Senators having voted in the negative, the motion to Adhere prevailed.

The PRESIDENT: The Chair recognizes the Senator from Aroostook, Senator Harding.

Mr. HARDING of Aroostook: Mr. President, having voted on the prevailing side, I now move that the Senate reconsider its action and I hope everyone will vote against me.

The PRESIDENT: The Senator from Aroostook, Senator Harding, moves that the Senate reconsider its action whereby the Senate voted to Adhere. As many Senators as are in favor of the motion to reconsider will please say "Yes"; those opposed "No".

Viva voce vote being taken, the motion to Reconsider did not prevail.

On motion by Mr. Berry of Cumberland, the Senate voted to take from the table the following unassigned matter:

SENATE REPORTS — from the Committee on Constitutional State Reapportionment and Congressional Redistricting Reporting in Report "A" Ought to Pass under title of Resolve, to Apportion One Hundred and Fifty-One Representatives Among the Several Counties, Cities, Towns, Plantations and Unorganized Territory of the State. (S. P. 642) (L. D. 1843); reporting in Report "B" Ought to Pass under same title (S. P. 643) (L. D. 1846); reporting in Report "C" Ought to Pass under same

title (S. P. 644) (L. D. 1844); reporting in Report "D" Ought to Pass under same title (S. P. 645) (L. D. 1842).

Tabled — June 16, 1971 by Senator Berry of Cumberland.

Pending — Acceptance of Any Report.

On further motion by the same Senator, the four Reports were Referred to the 106th Legislature.

Under suspension of the rules, sent down forthwith for concurrence.

### Final Report

The Joint Standing Committee on Appropriations and Financial Affairs submitted its Final Report.

Which was Read.

The PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Sewall.

Mr. SEWALL of Penobscot: Mr. President and Members of the Senate: In reference to this item, I would just like to thank on the record the tremendous support that Senator Dunn and Senator Conley gave me as Chairman of the Appropriations Committee this year, and tell them in front of their peers how much I appreciate the very good work that they have done on this committee. (Applause)

Thereupon, the report was Accepted.

Under suspension of the rules, sent forthwith for concurrence.

The President laid before the Senate the matter tabled earlier in this morning's session by Mr. Katz of Kennebec:

### Joint Order

ORDERED, the Senate concurring, the Joint Rule 17-A be amended by adding after the first sentence the following new sentence: **The Committee clerk shall endorse the bill or resolve to the effect that he or she polled each member of the committee as to his position on said report before the report is filed.**

(H. P. 1442)

Comes from the House, Read and Passed.

Pending — Passage.

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

Mr. KATZ of Kennebec: Mr. President and Members of the

Senate: We have already established the fact that Legislative Research is going to be looking into all the rules of the legislature. This proposed rule change seems to me to have some possible problems with it, and I would suggest that we let Research take a look at this along with everything else. I move that it be indefinitely postponed.

Thereupon, the Joint Order was Indefinitely Postponed in non-concurrence.

Under suspension of the rules, sent down forthwith for concurrence.

On motion by Mr. Hoffses of Knox,

Recessed, pending the sound of the bell.

(After Recess)

Called to order by the President.

Out of order and under suspension of the rules the Senate voted to take up the following:

### Committee Reports—House Committee of Conference Report

The Committee of Conference on the disagreeing action of the two branches of the Legislature on, Bill, "An Act relating to Duty of State Board of Education Concerning Interscholastic Activities." (H. P. 985) (L. D. 1347) ask leave to report: that the House recede from its action whereby it recommitted the Bill to the Committee on Education; recede from the Adoption of Committee Amendment "A" and indefinitely postpone same; adopt Conference Committee Amendment "A" submitted herewith and pass the Bill to be engrossed as Amended by Conference Committee Amendment "A"; that the Senate recede and concur with the House.

On the part of the House:

MILLETT of Dixmont  
BIRT of East Millinocket  
JALBERT of Lewiston

On the part of the Senate:

KATZ of Kennebec  
MINKOWSKY

of Androscoggin  
CHICK of Kennebec

Comes from the House, the report Read and Accepted and the Bill Passed to be Engrossed as Amended by Conference Com-

mittee Amendment "A" (H-507) in non-concurrence.

Which report was Read.

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

Mr. KATZ of Kennebec: Mr. President, the Senate will notice that I was one of the signers of this report. I feel that we got together on a compromise with the House. You will recall that we have been dealing with the State Principals' Association now during the period of the previous Legislative Research time and all during the session. We now find ourselves in the embarrassing position of having a Committee of Conference Report on a bill that has not been engrossed. There is no question in the minds of leadership that this will delay things and, reluctantly, I move that the Senate reject the Committee of Conference Report.

The PRESIDENT: The Senator from Kennebec, Senator Katz, moves that the Senate reject the Committee of Conference Report in non-concurrence. Is this the pleasure of the Senate?

The motion prevailed.

Sent down for concurrence.

### Enactors

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

An Act Relating to Length of Certain Motor Vehicles. (H. P. 213) (L. D. 280)

An Act Relating to Licenses and Fees under the Dog Laws. (H. P. 1321) (L. D. 1733)

An Act Relating to Certain Laws Relative to Great Ponds. (H. P. 1374) (L. D. 1791)

An Act Providing for the Taxation and Preservation of Farm and Open Space Land. (H. P. 1418) (L. D. 1834)

An Act to Correct Errors and Inconsistencies in the Public Laws. (S. P. 641) (L. D. 1835)

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

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

Mr. BERRY of Cumberland: Mr. President, is the Senate in possession of Bill, "An Act to Encourage Improvement in Forest Growth by Creating a Method of Taxation Based Upon the Productivity of Various Classes of Forest Lands" (H. P. 1192) (L. D. 1667)?"

The PRESIDENT: The Chair would answer in the affirmative, the paper having been held at the request of the Senator.

Mr. BERRY: Mr. President, I move the Senate reconsider its action of yesterday whereby this bill was indefinitely postponed.

The PRESIDENT: The Senator from Cumberland, Senator Berry, moves that the Senate reconsider its action whereby this bill was indefinitely postponed. Is this the pleasure of the Senate?

The motion prevailed.

The PRESIDENT: The Chair would inform the Senate that yesterday the Senator from Piscataquis, Senator Martin, made a motion to indefinitely postpone this particular Bill, "An Act to Encourage Improvement in Forest Growth by Creating a Method of Taxation Based Upon the Productivity of Various Classes of Forest Lands." The same Senator also requested a roll call. He later, after some debate, withdrew his request for a roll call, and the Senator from York, Senator Hichens, asked for a division. A division being had, thirteen Senators having voted in the affirmative, and eleven Senators in the negative, the bill was indefinitely postponed because the motion before the body was for indefinite postponement.

The measure is now up for enactment. Is it now the pleasure of the Senate that this bill be passed to be enacted?

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.

### Joint Order

Out of order and under suspension of the rules, on motion by Mr. Tanous of Penobscot:

WHEREAS, there are certain members of the Legislature who

have served above and beyond any sense of public duty; and

WHEREAS, the Senator from Penobscot, the Honorable John. T. Quinn, has provided that degree of thoughtful leadership and wise counsel; and

WHEREAS, his wide experience has been the foundation of a competence which could only be complemented by the tender love of a devoted wife; and

WHEREAS, his immeasurable contribution, simple courage and endless patience in affliction has been a source of inspiration to all; now, therefore, be it

ORDERED, the House concurring, that we the Members of the One Hundred and Fifth Legislature of the State of Maine, now assembled in regular session do hereby acknowledge and pay high tribute with a full measure of gratitude, admiration and affection for the outstanding service of our dear friend and colleague, the Honorable John T. Quinn; and be it further

ORDERED, that a suitable copy of this Order be presented to his devoted wife, Edith, as a small expression of lasting affection for her husband and high regard for her.

Which was Read and Passed.

Under suspension of the rules, sent forthwith for concurrence.

On motion by Mr. Hoffses of Knox,

Recessed until 1:45 this afternoon.

(After Recess)

Called to order by the President.

Out of order and under suspension of the rules, the Senate voted to take up the following:

#### **Papers from the House Non-concurrent Matter**

Bill, "An Act to Create the Maine Historic Preservation Commission." (S. P. 159) (L. D. 428)

In the House June 17, 1971, Passed to be Enacted.

In the Senate June 22, 1971, Indefinitely Postponed, in non-concurrence.

Comes from the House, that Body having Insisted.

On motion by Mr. Sewall of

Penobscot, the Senate voted to Recede and Concur.

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.

#### **Non-concurrent Matter**

Joint Order (S. P. 648) relative to National Legislative Conference.

In the Senate June 15, 1971, Read and Passed.

In the House, Passed as Amended by House Amendment "A" (H-470) in non-concurrence.

In the Senate June 17, 1971, the Senate Voted to Insist and Asked for a Committee of Conference.

Comes from the House, that Body having Adhered.

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

#### **Non-concurrent Matter**

Joint Order (S. P. 667) relative to creation of Joint Interim Committee to study financial impact upon State of Maine of Bill "An Act relating to Payment of Expenses of Supreme Judicial Court and the Superior Court by the State." (S. P. 524) (L. D. 1519)

In the Senate June 17, 1971, Read and Passed.

Comes from the House, Indefinitely Postponed in non-concurrence.

On motion by Mr. Berry of Cumberland, the Senate voted to Recede and Concur.

#### **Non-concurrent Matter**

Joint Order (S. P. 655) relative to Interim Telephone Privileges.

In the Senate June 16, 1971, Read and Passed.

Comes from the House, Read and Passed as Amended by House Amendment "B" (H-409) in non-concurrence.

On motion by Mr. Berry of Cumberland, the Senate voted to Recede and Concur.

#### **Joint Order**

ORDERED, the Senate concurring, that the uniforms procured for the Senate and House Officers become their property at the end of their terms of office. (H. P. 1444)

Comes from the House, Read and Passed.

Which was Read and Passed in concurrence.

WHEREAS, the demands of American society require that each high school graduate or otherwise qualified person have open access to post high school education; and

WHEREAS, the function of the community college is to develop human potential with emphasis on meeting the diverse needs of individuals; and

WHEREAS, the community college seeks to serve the needs of individual students emphasizing service rather than facilities; and

WHEREAS, full recognition is given under the community college program to that one objective of all education, which is preparation for an occupation; now, therefore, be it

ORDERED, the Senate concurring, that the Legislative Research Committee be authorized and directed to study the feasibility of developing the community college concept with adequate provision for state coordination and planning of community colleges as they relate to all forms and types of post high school education and as an integral part of the higher education system; and be it further

ORDERED, that the State Department of Education be directed to provide such technical advice and other assistance as the Committee deems necessary or desirable; and be it further

ORDERED, that the Committee report the results of such study at the next regular session of the Legislature; and be it further

ORDERED, upon joint passage that a copy of this Order be transmitted forthwith to said Department of Education as notice of the pending study. (H. P. 1445)

Comes from the House, Read and Passed.

Which was Read.

On motion by Mr. Katz of Kennebec, Indefinitely Postponed in non-concurrence.

Under suspension of the rules, sent down forthwith for concurrence.

## STATE OF MAINE

In House, June 24, 1971

ORDERED, the Senate concurring, a Joint Select Special Committee on Governmental Reorganization, consisting of 10 members, 3 of whom shall be members of the Senate appointed by the President of the Senate and 7 of whom shall be members of the House appointed by the Speaker of the House and President of the Senate and the Speaker of the House, serving as ex officio members, is hereby created and appointed for the purpose of reviewing all of the governmental reorganization bills, so-called which have been enacted into law, namely:

P. L. 1971 c. 499, AN ACT to Create the Department of Manpower Affairs.

P. L. 1971 c. 491, AN ACT Relating to a Department of Natural Resources.

P. L. 1971 c. 488, AN ACT relating to a Department of Consumer Protection.

P. L. 1971 c. 489, AN ACT to Create the Department of Environmental Protection.

P. L. 1971, c. 490, AN ACT Relating to the Department of Agriculture

P. L. 1971 c. 493, AN ACT to Create the Department of Human Services.

P. L. 1971 c. 496, AN ACT to Create the Department of Public Safety.

P. L. 1971 c. 497, AN ACT to Reorganize the Department of Finance and Administration.

P. L. 1971 c. 495, AN ACT to Create the Department of Military and Civil Defense.

P. L. 1971 c. 481, AN ACT Relating to a Department of Commerce and Industry.

P. L. 1971 c. 498, AN ACT to Create the Department of Transportation.

P. L. 1971 c. 492, AN ACT to Reorganize the Department of Education.

P. L. 1971 c. 494, AN ACT Relating to the Secretary of State.

all in order that the Committee, with the assistance of the several commissioners, draft legislation to be presented to a Special Session of the 105th Legislature to amend, repeal and rearrange the statutes

to reflect the various reorganized departments' powers, responsibilities and organization.

The Committee shall act as expeditiously as possible and shall report to a Special Session of the 105th Legislature in such a manner as the Committee deems appropriate. The report of the Committee shall include the personnel and financial requirements and details of the various departments and parts thereof, both before and after reorganization.

The Committee shall proceed in its work with the aid and assistance of the Attorney General's Department, the Director of Legislative Research, the Legislative Finance Officer and the State Planning Office. The Committee may require from any state department, board, commission, authority, or agency, or any other agency or entity, whatever aid, assistance or information it may need to carry out and expedite the committee's duties; and further, said committee may employ such assistants, clerks, attorneys, agents or advisors as it shall deem necessary.

The Committee shall have the authority to recommend transfers of functions not provided for in the reference bills.

The Committee members shall be reimbursed for their actual expenses entailed in their service as the Committee, with the exception of mileage, which shall be paid at the same rate received by state employees.

There is allocated to the Committee from the Legislative Account the sum of \$10,000 to carry out the purposes of this Order.

(H. P. 1443)

Comes from the House, Read and Passed.

Which was Read.

On motion by Mr. Berry of Cumberland, tabled until later in today's session, pending Passage.

### Enactors

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

An Act Relating to Amount of Annual Excise Tax on Railroads. (S. P. 369) (L. D. 1108)

An Act Appropriating Funds to the Department of Health and Welfare. (H. P. 1437) (L. D. 1861)

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

### Bond Issue

An Act to Authorize the Issuance of Bonds in the Amount of Ten Million Three Hundred Thousand Dollars on Behalf of the State of Maine to Build State Highways. (S. P. 662) (L. D. 1857)

Comes from the House, Failed of Enactment.

The PRESIDENT: The Chair recognizes the Senator from Waldo, Senator Greeley.

Mr. GREELEY of Waldo: Mr. President and Members of the Senate: I will try and give a little explanation of the situation in this highway program. As I said before, we have \$12,036,000 in cash. This is in the allocation bill. We started out with about \$7½ million. By cutting some places in the budget, and not being required to come up with so much money for state employees salaries, we did cut it down to \$10,300,000. The original bill was \$16 million.

There is \$17,438,000 worth of federal funds that can be matched at the primary-secondary level. Now, I think there is some rumor that if we don't match that this biennium that we can pick it up in the next biennium on a 70-30 basis, but that is not so. If those federal funds are not matched in this biennium we lose out on that deal. But there will probably be some new funds coming up in the next biennium that could be matched up on a 70-30 basis.

At the present time the construction program is around \$87 million. It was \$88 million, but we have cut it a million to cut the bond issue down. It takes \$4,569,000 to match the Interstate program. There is no question in my mind but what the Highway Department will do that because they can pick up \$37,200,000 on that deal to make a construction program of \$41 million.

With the \$17 million that is available in federal funds, and the \$9 million program at the state level, something has got to give if this bond issue isn't passed, or some bond issue isn't passed.

I think I have served in this Senate in parts of four different decades, and this is the first time that I have ever read anything into the record, but there was some question about the \$21½ million of bonds that haven't been sold. I do know there is \$2 million for the Lewiston-Auburn bridge that haven't been sold. They have sold \$2½ million, the original bond issue being \$4½ million. But I asked the Highway Department what about these \$19½ million that haven't been sold, and this is the statement: "A review of the status of highway bonds as of this time indicates that \$21½ million has been authorized by the legislature and approved in referendum. The reason that this amount of bonds has not been sold is because the actual cash is not required until contract payments are actually made. Of course, authorization and approval of the amount of bonds required to finance a construction program must be realized in advance of the implementation of construction activities, thus creating a time gap between the time of bond finance authorization and the bond selling dates or the time when the actual cash is required.

"The status of the \$21½ million of highway bonds authorized and not sold is as follows: \$3 million is obligated against future payments on Interstate Highway projects that have been awarded or are currently under consideration. \$7½ million is obligated against future payments for other highway projects, excluding Interstate projects that have been awarded and are currently under construction.

"The preceding items noted as currently under construction involve approximately \$41 million of state and federal funds. \$2 million is required for the payments of the future contracts that will be rewarded for the Lewiston-Auburn bridge. \$9 million is required for items in the current 1970-71 construction program that have not advanced to the construc-

tion stage as of this date. Contracts will be rewarded for these items as soon as all of the many necessary details can be completed.

"Examples of improvements that are included in the 1970-'71 construction program that are not yet advanced to the actual construction stage and are to be financed from the \$21½ million bond authorization are as follows: Cedar Street in Lewiston; U. S. Route 1, Cyr Plantation; U. S. Route 1, Violet Brook bridge, Van Buren; State Route 77, Cape Elizabeth; State Route 9, Amherst; State Route 130, Bristol; State Route 209, Phippsburg; State Route 127, Arrowsic; U. S. 1, Perry; U. S. 1, Danforth. Additionally, there are several projects that are partially funded in the construction program for the current biennium that are dependent on funds that will be realized upon the sale of the authorized bonds. The balance of the funds to complete these proposals are included in the suggested programs for the 1972-'73 biennium.

"Examples of these projects are as follows: Union Street in Auburn; U. S. 1, Hardwood Creek, Caribou; U. S. 1, Waldoboro and Warren; State Route 73, Owls Head; State Route 137, Knox; U. S. Route 202 in Hollis.

"Therefore, the total \$21½ million in highway bonds that have been authorized and not sold to this date are obligated for projects that are included in the authorized construction program for the current biennium. The \$21½ million is not available for construction projects included in the construction program for this 1972-'73 biennium."

I guess that is about all I have to say. As Walter Cronkite says, "And that is the way it is."

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

Mr. HOFFSES of Knox: Mr. President and Members of the Senate: Some time ago when we knew and realized that there was going to be a highway bond issue, and that there was going to be a proposed increase in the gas tax, I weighed the matters very carefully, and in my own mind I felt that I could not vote for the gas

tax but that I could vote for the bond issue, and for these reasons:

I did not feel that the State of Maine should be considered one of the states with the highest gas tax in this nation. I did not take into consideration the matter of the repeal of the income tax in any way whatsoever; that was the farthest from my mind. I resolved at that time that I would not vote for the gas tax, but that I would give very serious consideration to voting for the bond issue.

Now we will go back into history. The gas tax is history; it has been enacted. We are now faced with the bond issue. Now, we know that a bond issue must go before the people. I have stood in these chambers and I have defended the position that every bond issue should go to the people for their final decision. I have heard people say, in fact, they have said it to me, "Why don't you legislators take it upon yourselves to enact these bond issues and not send them to the people for our consideration? We feel that you are abrogating your duty." I do not agree with that. I believe that the people in the State of Maine have over the years exercised the finest judgment in passing and rejecting the bond issues, and I commend the people for their knowledge of voting on the various bond issues. I have great faith in the people today that they will exercise that same judgment in the bond issues which will be facing them in the future.

Now, the proposed bond issue is for construction, and not for general operating expenses. If this bond issue goes to the people, they are the ones who will decide whether they want new roads built or whether they want to drive over the existing roads. And I am going to vote for the bond issue for this reason, principally for the fact that the people will decide what they want to do. I would add also that another, but perhaps less important, reason is that I have a great deal of faith and confidence in my friend and colleague, the Senator from Waldo, Senator Greeley, who in my opinion is honest and forthright in his defense of the various matters relative to the Highway

Department. These are the reasons that I shall vote "Yes" on the bond issue today.

The PRESIDENT: The Chair recognizes the Senator from Waldo, Senator Greeley.

Mr. GREELEY of Waldo: Mr. President, could we have a roll call.

The PRESIDENT: A roll call has been requested. Under the Constitution, in order for the Chair to order a roll call, it requires the affirmative vote of at least one-fifth of those Senators present and voting. Will all those Senators in favor of ordering a roll call please rise and remain standing until counted.

Obviously more than one-fifth having arisen, a roll call is ordered.

The Chair recognizes the Senator from Aroostook, Senator Violette.

Mr. VIOLETTE of Aroostook: Mr. President and Members of the Senate: I would hope that the Senate would enact this bond issue. I think if we are going to continue a reasonable highway program throughout the state, I think, the money is needed. I think we realized a few years ago there was a great failure on the part of the Highway Commission to fully explain the reasons behind a particular bond issue and it failed of acceptance. Then the Commission came around and really laid it out to our people, to the people of our state, what the failure in the highway program meant to the economy of our state, and what it meant to continue building the necessary highways, and also what it does mean as an industry to our state. I think the people of our state responded thereafter very, very well to the bond issue.

I think it is needed. I suppose you never have a full 100 percent explanation of why you need everything, but I think that the bond issue is a part of the package which requires financing by a one cent raise in the gas tax, along with the bond issue of this amount. I think it is needed for our highway program if we are going to continue really building the roads that we need in our state. Not all of them, in fact, because I guess as the cost of highways has risen

in the last several years actually, in we have been able to do less with regard to the number of miles we have built. But I think we should continue with the construction of our highway program at a reasonable rate, and I hope the Senate, for those reasons, enacts this bond issue.

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

Mr. SHUTE of Franklin: Mr. President and Members of the Senate: Lest I appear to be inconsistent today, I must explain the reason why I am going to vote for this bond issue. The other day, as you know, I voted against the penny increase in the gasoline tax, because I had a very strong feeling that by our vote we served to kill the income tax come next November, unless a lot of work is done in the interim between now and November to publicize the need for the income tax.

I think the two are very directly related. If we come out with a penny increase in the gas tax we jeopardize the income tax in November. This is the reason I voted against the penny tax.

I do believe that the State Highway Commission has outlined a reasonable approach to our road building program for the next biennium, and I intend to vote for the bond issue today.

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

Mr. KELLAM of Cumberland: Mr. President and Members of the Senate: During my legislative service I have always tried to become involved as much as possible in the committee work and to study the material before us as much as possible. This year on the Transportation Committee I have tried to check into the activities of the Highway Department and the need for funds, and I believe that the Transportation Committee has done a good job in relation to the financing program. The original bond issue was for \$16 million. Through various efforts we have got the bond issue down to \$10.3 million.

The bond issue is necessary in order to maintain any semblance of a reasonable construction program

the State of Maine, and it would seem to me rather innocuous or unreasonable for this body to pass a penny increase in the gas tax and then turn around and refuse to submit a bond issue to the voters.

I would certainly hope that all of us here, at least in the body, would vote for the enactment of this bill and allow the bond issue to go back to the voters. The bond issue, incidentally, will not be voted on at the same time as some other measures which are going to be pending before the electorate. I feel we have done as well as we can. When the members of the committee meet and work on these bills, and worked right up to the final hours of the session and try to evolve the absolute essentials for a reasonable program, I certainly hope that the body will give every consideration to that fact, and I say to you that it absolutely is essential to the continued growth in this state to have this bond issue passed. It is not a large issue, and certainly all of us could very well send an issue of this size back to the people with complete peace of mind and realize that we are not putting any unnecessary burden on the state.

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

Mr. MOORE of Cumberland: Mr. President and Members of the Senate: My philosophy is apparently quite different than some of the members who have been speaking here today. I believe that we should be on a pay as you go basis. I supported the one cent increase in the gas tax because I wanted to make sure that they did have \$10 million additional money.

Now, there is great concern here from some of the speakers that we have got to have this now, this bond issue, but we didn't have to have it the other day when we were voting on the gas tax, and I can't quite understand that. Apparently they would rather pay interest on the bond issue than pay the debt as you go. Also, a lot of the gas tax is paid by non-residents. I am opposed to putting the state any further in debt than we are in bond issues, and I shall oppose this one.

The PRESIDENT: The Chair recognizes the Senator from Waldo, Senator Greeley.

Mr. GREELEY of Waldo: Mr. President and Members of the Senate: I think I mentioned the bond issue the other day to balance out the budget. I think I quoted the exact figures that were needed to balance the program. I did mention that we have \$12,036,000 in cash, that we needed the \$10,150,000 gas tax, and the balance to come up with the \$32,486,000 was the bond issue of \$10,300,000.

The PRESIDENT: The pending question before the Senate is the final enactment of Bill, An Act to Authorize the Issuance of Bonds in the Amount of Ten Million Three Hundred Thousand Dollars on behalf of the State of Maine to Build Highways. A "Yes" vote will be in favor of final enactment; a "No" vote will be opposed.

The Secretary will call the roll.

#### ROLL CALL

YEAS: Senators Bernard, Berry, Chick, Clifford, Conley, Fortier, Greeley, Harding, Hoffses, Johnson, Kellam, Marcotte, Peabody, Schulten, Sewall, Shute, Tanous, Violette, Wyman, and President MacLeod.

NAYS: Senators Anderson, Carswell, Danton, Dunn, Graham, Hichens, Katz, Levine, Martin, Minkowsky, Moore, and Quinn.

A roll call was had. Twenty Senators having voted in the affirmative, and twelve Senators having voted in the negative, and twenty being less than two-thirds of those present and voting, the Bill Failed of Final Enactment in concurrence.

The President laid before the Senate the Joint Order dealing with a Joint Select Special Committee on Governmental Reorganization. (H. P. 1443)

Tabled — Earlier in Today's Session by Mr. Berry of Cumberland.

Pending — Passage.

The same Senator then presented Senate Amendment "A" and moved its Adoption.

Senate Amendment "A" was Read.

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

Mr. BERRY of Cumberland: Mr. President and Members of the Senate: This will be reproduced and on your desks right away but I felt that the order was quite self-explanatory, and to move things along it was read in its entirety.

It has been felt that our interim study committees are peopled by legislators who are also residents of the state and have to give of their time to attend to these duties. Accordingly, there are two committees that are being extended right now, the State Government Committee, so-called, or the committee that will ride herd on the reorganization proposal, and the extension of the Health and Welfare Investigating Committee, and this bill is being amended, the State Government Reorganization Committee Bill, is being amended to provide for twenty dollars a day, and the resolve that will come from the House for the Health and Welfare Committee will have in it twenty dollars a day, a decision which has just been arrived at. I think these are reasonably significant decisions, and I want to be sure that the Senate understands this and votes knowing the fact. I think it is very important that we do pay these committee members. I hope that you would vote for adoption of the amendment and passage of the resolve as amended.

The PRESIDENT: Is it now the pleasure of the Senate to adopt Senate Amendment "A"?

Thereupon Senate Amendment "A" was Adopted and the Joint Order, as Amended Passed to be Engrossed in non-concurrence.

Under suspension of the rules, sent down forthwith for concurrence.

#### Reconsidered Matter

On motion by Mr. Kellam of Cumberland, the Senate voted to reconsider its action whereby An Act to Authorize the Issuance of Bonds in the Amount of Ten Million Three Hundred Thousand Dollars on Behalf of the State of Maine to Build State Highways, (S. P. 662) (L. D. 1857), Failed of Final Enactment.

Thereupon, on further motion by the same Senator, tabled until later

in today's session, pending Enactment.

Mr. Katz of Kennebec was granted unanimous consent to address the Senate:

Mr. KATZ: Mr. President and Members of the Senate: Two nights ago we were entertained at the Yankee Atomic Plant, and I want to express my personal gratitude towards the Senator from Sagadahoc, Senator Schulten, for his part in arranging it.

I guess its politically expedient these days to take a whack at utilities, no matter what they are; but I want the Senate to know that I had a feeling of personal pride when I saw what is being done out there in Sagadahoc County.

The President of Central Maine Power Company is a friend of twenty years standing. Bill Dunham was a classmate of Senator Muskie. He is a Maine man through and through. And most of the people that we met out there were Maine people. And to see what Maine people can do with a \$200,000,000 investment was to me an exciting experience.

Going beyond the lobsters and the clams that we guzzled and put away in huge quantities, I, for one, had the feeling that when it comes to future considerations of problems pertaining to atomic power that at least I have been there on the scene and I will understand some of the language that may come up. I know it was a risky business on the part of Central Maine and Maine Yankee to invite the whole legislature because, despite the warmth of the evident hospitality, they can be by their detractors accused of attempting to brainwash us that they are doing everything just perfectly, but it was such a great night, and I felt myself I gained so very much from it, I wanted to express my gratitude to our host and my pride in the fact that they are Maine people in private business who are attempting to meet the needs of society. (Applause)

On motion by Mr. Hoffses of Knox,

Recessed, pending the sound of the bell.

Called to order by the President.  
Out of order and under suspension of the rules, the Senate voted to take up the following:

#### **Papers From The House Non-concurrent Matter**

Joint Order (S. P. 654) relative to Secretary of Senate's duties and responsibilities when Senate is not in session.

In the Senate June 16, 1971, Read and Passed.

Comes from the House, Indefinitely Postponed in non-concurrence.

On motion by Mr. Berry of Cumberland, the Senate voted to Recede and Concur.

#### **Non-concurrent Matter**

Bill, "An Act Providing for a Full-time County Attorney for Cumberland County." (H. P. 194) (L. D. 332)

In the House June 23, 1971, Passed to be Engrossed as Amended by Committee Amendment "A" (H-389) and House Amendments "A" (H-495) "B" (H-498) and "C" (H-504).

In the Senate June 23, 1971, Passed to be Engrossed as Amended by Committee Amendment "A" and as Amended by House Amendments "A", "B" and "C" and as Amended by Senate Amendment "A" (S-215) in non-concurrence.

Comes from the House, that Body having Adhered.

Thereupon, the Senate voted to Adhere.

#### **Communications**

State of Maine  
House of Representatives  
Office of the Clerk  
Augusta, Maine 04330

June 24, 1971

Hon. Harry N. Starbranch  
Secretary of the Senate  
105th Legislature

Sir:

The Speaker today appointed the following Committees of Conference on the disagreeing action of the two branches of the Legislature on:

Bill "An Act Appropriating Funds for Staffing and Operation of the Residential Facility for Mentally Retarded Children in Aroos-

took County." (H. P. 636) (L. D. 866)

Messrs. BRAGDON of Perham  
ROSS of Bath  
JALBERT of Lewiston

Bill "An Act relating to the Control of Dogs" (H. P. 270) (L. D. 359)

Messrs. GOOD of Westfield  
COLLINS of Caribou  
KELLEHER of Bangor

Respectfully  
s/Bertha W. Johnson  
Clerk of the House

Which was Read and Ordered  
Placed on File.

State of Maine  
House of Representatives  
Office of the Clerk  
Augusta, Maine 04330

June 24, 1971

Hon. Harry N. Starbranch  
Secretary of the Senate  
105th Legislature

Sir:

The House today voted to adhere to its action of June 18 whereby Joint Order relative to Duties of Clerk of the House and Secretary of the Senate when Legislature not in session (S. P. 665) was passed as Amended by House Amendment "A" (H 491) in non-concurrence.

Respectfully,  
s BERTHA W. JOHNSON  
Clerk of the House

Which was Read and Ordered  
Placed on File.

#### Committee Reports House

##### Committee of Conference Report

The Committee of Conference on the disagreeing action of the two branches of the Legislature, on Joint Order (H. P. 692) relative to Publication of Telephone Numbers in Each Locality District of All State-Paid-for Telephones. ask leave to report: that they are unable to agree

On the part of the House:  
DUDLEY of Enfield  
KELLEHER of Bangor

On the part of the Senate:  
HOFFSES of Knox  
MOORE of Cumberland  
MINKOWSKY

of Androscoggin  
Comes from the House, the  
report Read and Accepted.

Which was Read and Accepted  
in concurrence.

#### Committee of Conference Report

The Committee of Conference on the disagreeing action of the two branches of the Legislature, on Joint Order (H. P. 691) re Publication of Telephone Number for Each Sales Tax Divisional Office.

ask leave to report: that they are unable to agree

On the part of the House:  
KELLEHER of Bangor  
GILL of South Portland  
DUDLEY of Enfield

On the part of the Senate:  
HOFFSES of Knox  
MOORE of Cumberland  
MINKOWSKY

of Androscoggin  
Comes from the House, Read and  
Accepted.

Which was Read and Accepted  
in concurrence.

#### Committee of Conference Report

The Committee of Conference on the disagreeing action of the two branches of the legislature, on Bill, "An Act Appropriating Funds for Staffing and Operation of the Residential Facility for Mentally Retarded Children in Aroostook County." (H. P. 636) (L. D. 866)

Ask leave to report: that the House recede from passage to be enacted; recede from passage to be engrossed; adopt Conference Committee Amendment "A" submitted herewith and pass the Bill to be engrossed as Amended by Conference Committee Amendment "A"; that the Senate recede and concur with the House.

On the part of the House:  
BRAGDON of Perham  
JALBERT of Lewiston  
ROSS of Bath

On the part of the Senate:  
VIOLETTE of Aroostook  
SEWALL of Penobscot  
JOHNSON of Somerset

Comes from the House, the  
report Read and Accepted and the  
Bill Passed to be Engrossed as  
Amended by Conference Com-  
mittee Amendment "A" (H-508) in  
non-concurrence.

Which report was Read and  
Accepted in concurrence.

Thereupon, the Senate voted to  
Recede and Concur.

Under suspension of the rules, sent forthwith to the Engrossing Department.

### Enactors

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

An Act Relating to Powers and Duties of the Attorney General. (S. P. 240) (L. D. 701)

Mr. Tanous of Penobscot requested a roll call.

The PRESIDENT: A roll call has been requested. Will all those Senators in favor of ordering a roll call please rise and remain standing until counted.

Obviously more than one-fifth having arisen, a roll call is ordered.

The pending question before the Senate is the enactment of Bill, An Act Relating to Powers and Duties of the Attorney General.

The Chair recognizes the Senator from Penobscot, Senator Tanous.

Mr. TANOUS: Mr. President and Members of the Senate: I hope you would vote "Yes" on this particular bill. It is probably going to be one of the most progressive pieces of legislation to have been enacted by the 105th Legislature.

As I mentioned before when I spoke on this bill, in our present prosecution system in the state we have got many problems. We have made many, many attempts at passing progressive legislation in this area and, finally, after much discussion in the last two months we have come out with what we feel is a bill that has met the approval of by far the vast majority of the legislature. We feel it is certainly going to answer the problems of prosecution for crimes in the State of Maine, and I ask that you join in giving this a unanimous vote. Thank you.

The PRESIDENT: The Chair recognizes the Senator from Aroostook, Senator Harding.

Mr. HARDING of Aroostook: Mr. President and Members of the Senate: I join with my colleague, the good Senator from Penobscot, Senator Tanous, in urging your support for this bill.

We have tried in many ways to take care of this shortage of prosecutors. We have tried the full-time attorney bill that has not

received the required support, and this is a compromise which we have worked out between the two branches of government and, it seems to me, it is the best for what we will be able to get, and I think it represents a very forward-looking measure and will help a great deal to alleviate the crowded dockets that we have in some parts of the state. So, I would urge you to vote "Yes" when the vote is taken.

The PRESIDENT: The Chair recognizes the Senator from Oxford, Senator Dunn.

Mr. DUNN of Oxford: Mr. President and Members of the Senate: I noticed there was a \$264,000 price tag on the original bill, and I wondered if someone would comment on that as to whether that has been taken care of.

The PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Tanous.

Mr. TANOUS of Penobscot: Mr. President and Members of the Senate: In answer to Senator Dunn's question, the Legislative Finance Office has reviewed this particular bill, and he has computed the savings of the county attorneys' expenditures at this time in the state, along with their assistants, and it has been revised to approximately \$100,000, and we understand there are sufficient funds to finance it.

The PRESIDENT: A "Yes" vote will be in favor of final enactment; a "No" vote will be opposed.

The Secretary will call the roll.

### ROLL CALL

YEAS: Senators Anderson, Berry, Carswell, Clifford, Conley, Dunn, Fortier, Graham, Greeley, Harding, Hichens, Hoffses, Johnson, Katz, Marcotte, Martin, Moore, Peabody, Quinn, Sewall, Shute, Tanous, Violette, Wyman, and President MacLeod.

NAYS: Senators Chick, Kellam, Levine, and Minkowsky.

ABSENT: Senators Bernard, Danton, and Schulten.

A roll call was had. Twenty-five Senators having voted in the negative and four Senators having voted in the negative, with three Senators absent, 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.

#### **Emergency**

An Act to Validate a Referendum Vote of the Town of Brunswick. (H. P. 1441) (L. D. 1866)

This being an emergency measure and having received the affirmative votes of 27 members of the Senate was Passed to be Enacted and, having been signed by the President, was by the Secretary presented to the Governor for his Approval.

#### **Enactors**

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

Resolve, Dividing the State into 31 Districts for the Choice of Senators. (S. P. 678) (L. D. 1862)

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

#### **Emergency**

An Act Making Additional Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1972 and June 30, 1973. (S. P. 682) (L. D. 1865)

This being an emergency measure and having received the affirmative vote of 29 members of the Senate was Passed to be Enacted and, having been signed by the President, was by the Secretary presented to the Governor for his approval.

Mr. Katz of Kennebec was granted unanimous consent to address the Senate.

Mr. KATZ Mr. P:resident and Members of the Senate:

I want to express my concern at the vigorous statements made in the House of Representatives yesterday attacking the University of Maine.

The university has only one function and that is to serve the needs of the people of Maine. Presently there are 16,000 students being educated, plus countless others studying in continuing education.

It has only been a little bit more than two years since Chancellor MacNeil took office, and just over three years since the trustees were first appointed. During this period there has been a remarkable transformation, not only in the organization of the University, which is now for the first time a true system, but a change in the orientation of its mission.

We are a long way from true equality of educational opportunity but we have made extraordinary strides: The emergence of the two year course of study, the de-emphasizing of baccalaureate study, the decreasing emphasis on teacher preparation and the growing awareness of community needs. These are some of the things that we have witnessed.

The University today is only a tool, but it is the most effective tool we have to educate and train our people. It is not perfect. It makes mistakes. Sometimes it is infuriatingly slow to move. It is capable of bad judgment. Its relationship with the public can be properly criticized and some of the students are irritatingly non-conformist to members of the establishment.

But it is trying desperately hard to deal with the huge numbers of Maine people who seek its help. On the one hand it is criticized for not meeting needs, and on the other hand it is castigated for asking additional help to finance these needs.

I shall not apologize for the university's mistakes or its shortcomings. It is in capable hands and, given a chance, it is capable of increasing excellence.

When Governor Curtis first appointed the trustees, I publicly commended him for choosing men and women of proven ability and stature. His recent appointments to fill vacancies have been consistent with the high quality level of his original appointments.

The university has an important mission and we cannot expect perfection. But we can and do insist on continuing improvement in administration and the quality of opportunities.

Sometimes we in the legislature are too prone to criticize every

department of state government except ourselves. By any standards, we in the legislative branch are doing a completely imperfect job but, even as the university is trying, we are trying.

Our relationship with the university should be as partners; not as strident opponents.

I say that the system is working and I believe it will continue to improve.

The President laid before the Senate the matter tabled earlier in today's session by Mr. Berry of Cumberland:

An Act to Authorize the Issuance of Bonds in the Amount of Ten Million Three Hundred Thousand Dollars on Behalf of the State of Maine to Build State Highways. (S. P. 662) (L. D. 1857)

Pending — Final Enactment.

The PRESIDENT: The Chair recognizes the Senator from Waldo, Senator Greeley.

Mr. GREELEY of Waldo: Mr. President, I request a roll call.

The PRESIDENT: A roll call has been requested. Under the Constitution, in order for the Chair to order a roll call, it requires the affirmative vote of one-fifth of those Senators present and voting. Will all those Senators in favor of ordering a roll call please rise and remain standing until counted.

Obviously more than one-fifth having arisen, a roll call is ordered.

The pending question before the Senate is the enactment of Bill, An Act to Authorize the Issuance of Bonds in the Amount of Ten Million Three Hundred Thousand Dollars on Behalf of the State of Maine to Build State Highways. A "Yes" vote will be in favor of final enactment; a "No" vote will be opposed.

The Secretary will call the roll.

#### ROLL CALL

YEAS: Senators Berry, Chick, Clifford, Conley, Fortier, Greeley, Harding, Hoffses, Johnson, Kellam Marcotte, Martin, Peabody, Schulten, Sewall, Shute, Tanous, Violette, Wyman, and President MacLeod.

NAYS: Senators Anderson, Carswell, Dunn, Graham, Hichens, Katz, Levine, Minkowsky, Moore, and Quinn.

ABSENT: Senators Bernard and Danton.

A roll call was had. Twenty Senators having voted in the affirmative, and ten Senators having voted in the negative, with two Senators absent, and twenty being two-thirds of those Senators present and voting, the Bill was Passed to be Enacted in non-concurrence.

Under suspension of the rules, sent down forthwith for concurrence.

On motion by Mr. Hoffses of Knox,

Recessed, pending the sound of the bell.

(After Recess)

Called to order by the President.

Out of order and under suspension of the rules, the Senate voted to take up the following:

#### Papers From the House Joint Order

ORDERED, the Senate concurring, that the Special Joint Select Committee of Inquiry, created by Joint Legislative Order, Senate Paper 107, of the 105th Legislature, to examine and analyze operations, procedures and programs of the State Department of Health and Welfare be directed to extend such inquiry into the biennium for the purpose of collecting such facts by public hearing or otherwise and to make such further investigation with respect thereto as will enable said committee to report more fully thereon at the next special or regular session of the Legislature and the study of any subject or matter adjudged by said committee to be relevant or germane to the subject of its investigation or helpful to it in the consummation of its work as ordered, shall be deemed within the scope of the committee's inquiry hereunder; and be it further.

ORDERED, that the members of this committee shall be compensated at the rate of \$20 per day while engaged in the performance of its duties and shall be reimbursed for all reasonable expenses actually incurred; and be it further

ORDERED, that \$10,000 be appropriated from the Legislative Account to carry out the purposes of this Order.

(H. P. 1446)

Comes from the House Read and Passed.

Which was Read and Passed in concurrence.

#### Joint Order

ORDERED, the Senate concurring, that the State Board of Education be directed to declare a moratorium on the construction of regional technical-vocational centers at the high school level until January 1, 1974 excepting the following list of schools which are either operating centers or will be operating in the near future or are working on their final plans and are specifically authorized to continue: Augusta, Waterville, Westbrook, Sanford, Lewiston, SAD 46 — Dexter, SAD 1 — Presque Isle, Bath, Biddeford, SAD 61 — Bridgton, SAD 9 — Farmington, SAD 54 — Skowhegan and Portland; and be it further

ORDERED, that no new centers shall be authorized until the State Board of Education has made a thorough study of the Department of Education findings as reported to the 105th Legislature; and be it further

ORDERED, that the State Board of Education is authorized and directed to conduct a feasibility study with the Department of Education, Bureau of Vocational and Adult Education, to determine the geographic locations of any proposed new regional technical vocational centers in Maine to meet the needs of students and adults not presently being served by the present regional high school centers; and be it further

ORDERED, that the State Board of Education submit a written report of its findings, together with any necessary recommendations and implementing legislation, at the next regular or special session of the Legislature.

(H. P. 1447)

Comes from the House, Read and Passed as Amended by House Amendment "A" (H-510). Thereto, Which was Read.

House Amendment "A" was Read.

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

Mr. KATZ of Kennebec: Mr. President and Members of the Senate: This is a creature of the Committee on Education and I don't know where it has been until this last moment, but we did express our concern that we need just a little bit more time to decide in what direction the vocational schools are going.

House Amendment "A", which has been adopted by the House, excludes Brunswick and Rockland. Now, I look upon this as a recommendation, and no more than a recommendation. I cannot believe under any circumstances that this amendment is directing the State Board of Education to do anything. We are already directing them to take a look at state needs. So I hope that we can in conscience adopt this order as amended by House Amendment "A" and be in concurrence and get this over with.

The PRESIDENT: Is it now the pleasure of the Senate to adopt House Amendment "A"?

House Amendment "A" was Adopted.

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

Mr. MARTIN of Piscataquis: Mr. President, I have an amendment which is being prepared. It isn't quite ready at this time, so I hope someone would table this for just a few minutes.

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

Mr. Clifford of Androscoggin moved that the Joint Order be tabled until later in today's session, pending Passage.

On motion by Mr. Katz of Kennebec, a division was had. Six Senators having voted in the affirmative, and eighteen Senators having voted in the negative, the tabling motion did not prevail.

Thereupon, the Joint Order, as Amended, received Passage in concurrence.

### Enactors

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

#### Emergency

An Act Appropriating Funds for Staffing and Operation of the Residential Facility for Mentally Retarded Children in Aroostook County. (H. P. 636) (L. D. 866)

This being an emergency measure and having received the affirmative vote of 29 members of the Senate was Passed to be Enacted and, having been signed by the President, was by the Secretary presented to the Governor for his approval.

#### Order

Out of order and under suspension of the rules, on motion by Mr. Hoffses of Knox,

ORDERED, that a message be sent to the House of Representatives informing that Body that the Senate has transacted all the business which has come before it and is ready to Adjourn Without Day.

Which was Read and Passed.

The President appointed Mr. Hoffses of Knox to deliver the message.

Subsequently Mr. Hoffses of Knox returned and reported that he had delivered the message with which he was charged.

A message was received from the House of Representatives through Mr. Susi, Majority Floor Leader in the House, that the House had transacted all business before it and was ready to adjourn without day.

#### Committee Appointments

Pursuant to the authority vested in the House Paper 1443, Joint Order on the Governmental Reorganization Committee, the President appointed on the part of the Senate the following Committee Members:

Senators  
JOHNSON of Somerset  
WYMAN of Washington  
CLIFFORD  
of Androscoggin

Pursuant to the authority vested in Title 3, Section 161 of the Maine Revised Statutes, the President

appointed on behalf of the Senate the following members to the Legislative Research Committee: Senators

SEWALL of Penobscot  
JOHNSON of Somerset  
GREELEY of Waldo  
BERRY of Cumberland  
CONLEY of Cumberland  
MARCOTTE of York  
FORTIER of Oxford

#### Order

Out of order and under suspension of the rules, on motion by Mr. Hoffses of Knox;

ORDERED, the House concurring, that a Committee of three on the part of the Senate, with such as the House may join, be appointed to wait upon the Governor and inform him that both branches of the Legislature have acted on all matters before them and are now ready to receive any communication that he may be pleased to make.

Which was Read and Passed.

The President appointed as Senate members of such committee Senator Wyman of Washington, Senator Greeley of Waldo, and Senator Fortier of Oxford.

Sent forthwith to the House for concurrence.

Subsequently the committee returned and reported that the committee had attended to the duties assigned to it and the Governor was pleased to say that he would attend the session forthwith.

At this time His Excellency Governor Kenneth M. Curtis, Entered the Senate Chambers and addressed the Senate as follows:

GOVERNOR KENNETH M. CURTIS: Mr. President and Members of the Senate: I have been sitting and listening to the speaker in there where you can say things on the record and off the record and, off the record, I don't believe it. But on the record let me just say this: It has been a long, difficult and frustrating session, I am sure, for all of you.

It is certainly not my purpose here this afternoon to prolong this session with any rhetoric that I might come up with, and it is not for me either to pass upon the accomplishments of the regular

session of the 105th Legislature, because really I think only history can record the effectiveness of any body or any laws that are passed. I know that views vary in this body and views will vary throughout the state as to the worth or non-worth of matters that have been enacted and signed into law. But I think it is very clear that there are many important pieces of legislation that were enacted during this session of the legislature that will be very definitely associated with the 105th Maine Legislature.

Some of these, of course, are steps toward government reorganization, passage of a minimum wage, extension of the Land Use Commission, tax relief for the elderly, a start towards municipal revenue sharing, the eighteen-year old vote, and many others. But, regardless of how people may feel concerning these matters, I think the important thing here is that the people of Maine owe you a sincere vote of thanks for being willing to serve during these difficult and frustrating times.

It has been a pleasure for me to have worked with you. I think we all know we will be back again before the 105th Legislature is a non-entity. Let me say I thank you sincerely. I look forward to continuing to work with you, and I wish you a very pleasant summer. Thank you.

**The PRESIDENT:** The Chair recognizes the Senator from Hancock, Senator Anderson.

**Mr. ANDERSON** of Hancock: Mr. President and Members of the Senate: I have a thirty page speech here, but I am going to take compassion on you and just use half of it.

This may be my swan song. I have been a public servant for all my life and, frankly, I am suddenly finding that I am getting a little bit weary. I shall never forget the many pleasant associations in the last ten years as a member of the Maine Legislature, and I want to thank this body for the many courtesies shown me in my three consecutive sessions in this chamber.

The Senator from Cumberland, Senator Berry, stole my lines a

few days ago when he passed an order and praised the staff that served us so faithfully during the past winter. All I can say is that I commend him for that order, and I think the finest people on this staff. They are really down-to-earth ordinary folks.

I feel we have passed much legislation which is beneficial. I know it will be beneficial not only to our people but to our environment as well. There is one phase of a bill, an organizational bill, that I am very much opposed to, and I think it would be a terrible mistake to combine the State Police, Fisheries and Wildlife, Sea and Shore Fisheries and other departments, and I would hope that between now and the special session you would give this much thought and come to realize the serious complications that would result from such an alliance.

I am pleased to see so many young people in politics now, but I feel they should be guided by the steady influence of older heads.

And begging your indulgence, I want to recite one of my favorite poems, *The Bridgebuilder*, and dedicate it to our youth and to our oldsters who are going down the twilight trail.

#### *The Bridgebuilder*

An old man going a lone highway  
came at the evening, cold and gray,

To a chasm vast and wide and steep,  
with waters rolling cold and deep.

The old man crossed in the twilight dim,  
the sullen stream had no fears for him.

But he turned when safe on the other side  
and built a bridge to span the tide.

Old man, said a fellow pilgrim near,  
you are wasting your strength with building here.

Your journey will end with the ending day,  
you never again will pass this way

You have crossed the chasm steep and wide,  
why build you this bridge at eventide?

The builder lifted his old gray head,  
good friend in the path I have come he said,

There followeth after me today a  
fair-haired youth whose feet  
must pass this way,

The chasm that was as naught to  
me, to this fair haired youth may  
a pitfall be,

He too must cross in the twilight  
dim, good friend I am building  
this bridge for him.

Now, all I wish to say is God bless

you all and Godspeed to your  
homes.

Mr. President, I now move we  
adjourn sine die.

Therefore, at 5:42 P.M. on  
Thursday, June 24, 1971 the Honor-  
able Kenneth P. MacLeod, Presi-  
dent of the Senate, declared the  
Senate of the 105th Legislature  
adjourned without day.