

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Seventh
Legislature*

OF THE

STATE OF MAINE

1975

KENNEBEC JOURNAL
AUGUSTA, MAINE

SENATE

Wednesday, April 30, 1975

Senate called to order by the President.

Prayer by Father Louis Fortier of St. Ignatius Church, Sanford:

O God, kind Father of us all, we beg you on this 30th day of April to pour your blessings upon the President of our country, upon the Governor of this state, upon the members of the Senate and their families, and upon the former members of this chamber who are here with us to relive their years of faithful service. You have allotted a portion of your earthly kingdom to us. We thank you for the State of Maine, its people and resources. Grant us the prudence to use them wisely. May our land, our coast, our lakes and rivers, our forests and mountains be a reflection of your own beauty and lead us to you and your love. May its people always cherish freedom, preserve it at all costs, and pass it on to future generations. Amen.

Reading of the Journal of yesterday.

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

Bill, "An Act to Provide for Low Cost Financing through the Maine State Housing Authority for Nursing Homes and Similar Facilities for Persons of Low Income." (H. P. 756) (L. D. 926)

In the House April 24, 1975, the Minority report Read and Accepted and the Bill Passed to be Engrossed as amended by Committee Amendment "A" (H-183).

In the Senate April 25, 1975, the Majority Ought Not to Pass report Read and Accepted, in non-concurrence.

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

On motion by Mr. Curtis of Penobscot, the Senate voted to Adhere.

Non-concurrent Matter

Bill, "An Act Relating to State Subsidy for Units with Federally Impacted Students." (H. P. 107) (O.L. D. 104)

In the Senate April 18, 1975, Passed to be Engrossed as amended by Senate Amendment "A" (S-69), in non-concurrence.

Comes from the House, Passed to be Engrossed as amended by House Amendment "A" (H-213) and Senate Amendment "A" (S-69), in non-concurrence.

On motion by Mr. Katz of Kennebec, the Senate voted to Recede and Concur.

**Senate Papers
Joint Resolution**

Mr. Hichens of York presented the following Joint Resolution and moved its adoption:

STATE OF MAINE

In the Year of Our Lord One Thousand Nine Hundred and Seventy-five

**JOINT RESOLUTION
DESIGNATING MAY 5-10, 1975
AS MAINE BROILER WEEK**

WHEREAS, Maine broilers are universally acclaimed for their superior quality, nutritive values and delicious flavor; and

WHEREAS, the Maine poultry industry is Maine's largest agricultural entity, generating farm crop values, processed chicken and chicken products, and Maine payrolls in excess of \$250,000,000 annually; and

WHEREAS, chicken is universally heralded as America's foremost low-budget, high-protein food source; and

WHEREAS, the Maine broilers have come to be as well known and admired as Maine lobsters and Maine potatoes; and

WHEREAS, it is deemed wise and fitting for the people of Maine to publicly support and promote the virtues of the State and its resources; now, therefore, be it

RESOLVED: That We, the Members of the 107th Legislature of the State of Maine, assembled in regular session, take this opportunity to salute the noble Maine broiler, the farmer, processor and all people associated with its production and marketing, and do hereby designate May 5th to May 10th, 1975, as Maine Broiler Week, and urge Maine and other New England food markets to feature Maine broilers and to thereby enable discriminating consumers to adequately and joyfully partake of this delightful Maine delicacy; and be it further

RESOLVED: That a suitable copy of this joint resolution be prepared and transmitted forthwith by the Secretary of State to properly designated representatives of the Maine Poultry Federation and the Maine Broiler Industry. (S. P. 507)

The PRESIDENT: The Chair Recognizes the Senator from York, Senator Hichens.

Mr. HICHENS: Mr. President and Members of the Senate: The subject to which I address myself today has been one very near and dear to me as both a farmer and one vitally concerned with our state's economy.

And it is one, I'm sorry to say, that far too many of us have taken for granted. In our quest for further growth and economic development our attention has been devoted, it seems to me, to attempting to attract and romance the more glamorous, the more sophisticated of the industrial and business economy while ignoring the importance and vast potential of existing economic entities whose growth and development have been so closely linked to our rich agricultural heritage and abundant natural resources. In our pursuit for the glitter and gold and frills associated with industrial and mercantile giants we've often blinded ourselves to the huge economic benefits of Maine's agricultural resources and their potential for even further growth. Before the development of the plains of the Midwest in the 80's, Maine was acknowledged as the "breadbasket" of the East. There's no reason why we shouldn't try to recapture that honor and vast economic rewards that go with it.

And that is why it is my pleasure today, and yours too, to pay tribute and homage to our state's largest agricultural activity, the poultry industry, and in particular to a unique and very classy product of that industry, the Noble Maine Broiler! Today you will have the opportunity to have approved a resolve designating the week of May 5-10 as Maine Broiler Week in recognition of the broiler industry's contribution to the state's economy and to encourage the consumers of Maine and New England to avail themselves of this delectable and healthful Maine commodity. It is our intention, also, to extend our best wishes to Maine's four finalists in the New England Chicken Cooking Contest at the Burlington Mall, Burlington, Mass. on May 8th where Maine Day will be observed amidst a prominent display of Maine chicken products.

Representing Maine will be Mrs. Lawrence Hoyt of Fairfield; Mrs. Louis Hathaway of Orland; Mrs. John Lynn of Orono and Mrs. Raymond Legere of Sanford.

From a very modest beginning in the late 30's when it was the practice to truck Maine used fowl and some "spring" chickens, New York dress fashion, to the Boston and New York retail and butcher trade, the Maine broiler industry has emerged not only as a major economic factor in the state but as a source of pride and honor for the production and marketing of the highest quality of broilers available to Maine consumers.

Did you know, for instance, that the retail price-quoting authority for meats publishes a separate price schedule or premium rate for quality Maine boilers? Yes, Maine's broilers share the spotlight of price quotations every day against national competition that dwarfs our state's production in numbers but never in quality.

This quality, I assure you, admirably reflects the type of dedication, hard work and skills of Maine broiler processors in partnership with their equally competent Maine Contract farmers.

Some economists tell us the success of the Maine Broiler Industry is a phenomenon that almost defies explanation. Our distance from the grain fields of the Midwest; the cold winters and now the high costs of fuel, power and transportation are factors that seemingly should spell disaster.

Yet, despite these obstacles and the national industry's penchant with overproduction, the Maine Broiler Industry has not only survived but has uniquely distinguished itself. Furthermore, it has consistently given steady gainful employment opportunities to thousands of Maine farmers, and skilled and semi-skilled people in processing plants and allied operations. This has occurred even during the current recession when high feed costs and the inflated cost of doing business have forced the industry to operate at below and breakeven prices and while layoffs, short time and even closings have been prevalent in so many other segments of our business economy.

Yes, the noble Maine broiler has given us what appears to be a recession-proof industry as well as to provide the consumer with outstanding values as a food source economical in price, high in protein, low in fats and cholesterol.

Not only is this industry compatible with Maine's natural environment and our agricultural heritage, its control, management and direction rests solely with and by Maine people. So when we speak of the negative aspects of absentee management, we're obviously not talking about poultry, and that includes the equally important egg-laying component of the industry.

Maine has been fortunate to the degree that our poultry people and our quality poultry products have played a key role in this most remarkable industry, a miracle industry, as some economists label it. When the Maine broiler industry was in its infancy in 1940, the per capita consumption of chicken was at two pounds. Today it is close to 40 pounds per capita and still growing, thanks to the efficiencies and quality standards of the industry all of which continue to make chicken the consumers' best meat buy. A recent USDA consumer survey shows chicken ranking

highest among the most favorable factors involving meat and meat products.

Maine's broiler production likewise has been spectacular. In 1940 production was about 500,000. In the 20-year period between 1955 and this year production has more than doubled, with 1974 being another record year with 77,426,000 broilers being produced. And despite the current economic adversities and weak market prices, the industry is headed for another record production year, generating payrolls, taxes and other economic factors well in excess of \$250,000,000 annually.

This, I feel, suggests that the people guiding the destiny of this important industry possess the same confidence and indomitable courage that enabled them to succeed and prosper when the "Doubting Thomases" had only predictions of gloom and disaster. Despite all the adversities, all the obstacles, they still have confidence in this state, its resources and its people, and for this I say we owe them our warm gratitude and respect.

It thus behooves us, as members of the state legislature, now grappling with the problems spawned by a weakened and uncertain economy, to do everything we can to see that their confidence and faith is recognized and supported in our legislative and personal endeavors. I know no better way of demonstrating this than by unanimously ratifying the resolve setting aside May 5-10 as Maine Broiler Week, and to proclaim for all to hear and see the benefits and virtues of Maine broilers.

So it is with great pride and pleasure this morning that I move this resolve to officially observe Maine Broiler Week. . . hail to the mighty and noble Maine broiler, a symbol of freshness and quality among discriminating consumers and an outstanding example of Maine's agricultural assets. Thank you.

Thereupon, the Joint Resolution was Adopted.

Sent down for concurrence.

The PRESIDENT: The Chair is very pleased to welcome in the rear of the chamber this morning Miss Janice Desroche of Saco, who is Maine's Broiler Queen this year. Would the Sergeant-at-Arms be good enough to escort Miss Desroche to the rostrum so she may say a few words to the assembled Senators and guests. We are very pleased to have her with us.

Thereupon, the Sergeant-at-Arms escorted Miss Desroche to the rostrum, where she addressed the Senate as follows:

Miss DESROCHE: Mr. President, members of the Senate, Ladies and Gentlemen: Thank you for the privilege of allowing me to address you this morning. My appearance here today in the role of Maine Broiler Queen is also a symbol of Maine's largest agricultural commodity, the Maine poultry industry, which is shared equally between the broiler and egg segment.

The resolution which is being adopted jointly by you and the other distinguished legislative body, the Maine House of Representatives, designates the coming week of May 5th as Maine Broiler Week. This is being done to alert the citizens of our great Pine Tree State to the exceptional advantages of serving broilers to their dinner guests which have both nutritional and economic values. This event coincides with the Maine Chicken Cook-off Contract

which is being conducted this year on May 8th at the Burlington, Massachusetts Mall, where four Maine women will be competing for top honors with their individual chicken recipes for the privilege of representing Maine at the National Chicken Cook-off Contest in San Antonio, Texas on July 9. We are all confident that the person who is selected at that time will be a credit to the State of Maine.

Our broiler industry continues to move forward in Maine, despite the increasing costs. The five processing firms are located in the Cities of Augusta, Belfast, Lewiston and Winslow, and are united in this promotion, which indicates their willingness to overcome the problems that confront them. They possess a significant advantage: Maine produces the finest poultry in the world. It is through their efforts, along with the Maine Poultry Federation and the Maine Department of Agriculture, that has made it possible for me to share these moments with you this morning.

This will always be a cherished memory for me. I only wish that every Maine youth could be afforded this opportunity. With this thought in mind, I offer my sincerest thanks. I will never face a finer audience. God bless you all.

Thereupon, the Sergeant-at-Arms escorted Miss Desroche from the rostrum to the rear of the chamber, amid the applause of the Senate, the members rising.

Orders

On motion by Mr. Conley of Cumberland

WHEREAS, mentally retarded children need every advantage to acquire confidence in themselves and to succeed in building a positive image; and

WHEREAS, special olympics have been designed to give the mentally retarded that chance to develop skills and experience success through an organized programing of physical fitness; and

WHEREAS, through this unique program mentally retarded boys and girls of the State can share experiences of athletic competition not otherwise available; and

WHEREAS, the special olympics program for mentally retarded children is scheduled to be held in the City of Portland on May 30 and 31, 1975; now, therefore, be it

ORDERED, the House concurring, that the Members of the One Hundred and Seventh Legislature, now assembled, commend the spread and development of the special olympics program and express our thanks to all those who participate, support and make possible, through this forthcoming olympic event, new hope and a better way of life for the mentally retarded; and be it further

ORDERED, that suitable copies of this Joint Order be forwarded to the olympic officials in token of our commendation and support. (S. P. 506)

Which was Read and Passed.

Sent down for concurrence.

The PRESIDENT: The Chair will interrupt proceedings to welcome in the rear of the chamber many distinguished former members of this body. I say "distinguished" because so many of them have achieved even higher goals than they occupied when they were here in this Senate.

We do have, for instance, three former Governors with us: Governors Cross, Hildreth and Haskell. We have federal judges, we have state judges, and many people who have achieved high positions of prominence throughout the State of Maine, and we are certainly very pleased to welcome all of you back here today and hope you will enjoy being back as much as we enjoy seeing you.

I am going to have to read the list of the people; there are so many that it would be impossible to introduce them individually. We have Bob Viles, a former Senator. If these people would rise as I name them off, I think it would be a nice thing so we can all see them. Former Senator Dick Olfene; Senator Ben Butler is here in the chamber; George Barnes from Houlton is here; Bill Silsby from down in Hancock County; Ralph and Mrs. Leavitt from Portland; former Governor Hildreth is sitting over there in the corner; Senator McIntyre; Governor Burton Cross is sitting in the rear of the chamber; Senator Cahill is here; one of the very few ladies to grace this body, Kitty Carswell, is in the rear of the chamber; Senator Moore is here; George Hunt; Senator Frank Norris from Rumford; another lady who was here a few sessions ago, Margaret Sproul, from down on the coast; Donia and Mrs. Gerard are here from Lewiston; Ted Curtis, Sr., from Orono; Dick Dunn, sitting beside Ted; Mr. Currier Holman and his son Joe, both of whom were in this body; George Chick; Albert and Marjorie Hoffses are here; I see Bob Haskell hiding over there; Brian Hopkins; Honorable Peter Mills, U.S. Attorney; Bill Jacques; and Albert Elliot.

We certainly are very pleased to have you all with us this morning, and again, I hope your day is a pleasant one. (Applause, the members rising.)

Committee Reports House Ought to Pass

The Committee on Business Legislation on, Bill, "An Act to Amend the Maine Consumer Credit Code as it Relates to the Refinancing of Single Payment Loans Granted by Supervised Financial Organizations." (H. P. 1063) (L. D. 1343)

Reported that the same Ought to Pass.

The Committee on Business Legislation on, Bill, "An Act Relating to Application of Payments under the Maine Consumer Credit Code." (H. P. 1065) (L. D. 1345)

Reported that the same Ought to Pass.

The Committee on Business Legislation on, Bill, "An Act Relating to Default under the Maine Consumer Credit Code." (H. P. 1202) (L. D. 1497)

Reported that the same Ought to Pass.

The Committee on Business Legislation on, Bill, "An Act to Redefine the Term Finance Charge under the Consumer Credit Code so as not to Include a Discount for Cash Payment." (H. P. 1319) (L. D. 1638)

Reported that the same Ought to Pass.

The Committee on Fisheries and Wildlife on, Bill, "An Act Relating to the Training of Coon Hounds." (H. P. 888) (L. D. 1063)

Reported that the same Ought to Pass.

The Committee on State Government on, Bill, "An Act to Designate the Honeybee as the Official Insect for the State of Maine." (H. P. 721) (L. D. 897)

Reported that the same Ought to Pass.

The Committee on State Government on, Bill, "An Act to Authorize the Executive Council to Approve or Disapprove Certain

Claims Against the State." (H. P. 366) (L. D. 460)

Reported that the same Ought to Pass. Come from the House, the Bills Passed to be Engrossed.

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

Ought to Pass — As Amended

The Committee on Performance Audit on, Bill, "An Act Relating to the Appointment of Clerks of the Judicial Courts." (H. P. 533) (L. D. 671)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-202).

The Committee on Business Legislation on, Bill, "An Act to Prevent Unfair Discrimination Against Blind Persons Seeking Insurance Coverage." (H. P. 846) (L. D. 1033)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-203).

The Committee on Legal Affairs on, Resolve, to Reimburse Thomas F. Oechsle of East Holden for Damage to Beehives by Bear. (H. P. 883) (L. D. 1055)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-204).

The Committee on Legal Affairs on, Bill, "An Act to Create Hospital Administrative District No. 5 in Piscataquis and Penobscot Counties." (H. P. 1099) (L. D. 1382)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-205).

Come from the House, the Bills and Resolve Passed to be Engrossed as Amended by Committee Amendments "A".

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

The PRESIDENT: The Chair will interrupt proceedings to welcome some additional people who are former members of this body: a former President of the Senate, Nat Haskell from Portland, if Mr. Haskell would rise and accept the greetings of the Senate; former Senators Severin Beliveau and Carroll Minkowsky are also in the chamber, I am told. We are very glad to welcome them. (Applause, the members rising.)

Ought to Pass in New Draft

The Committee on Business Legislation on, Bill, "An Act to Clarify and Make Uniform the Definition of Mobile Home." (H. P. 491) (L. D. 610)

Reported that the same Ought to Pass in New Draft under Same Title (H. P. 1544) (L. D. 1861).

The Committee on Local and County Government on, Bill, "An Act to Permit the Commissioners of Aroostook County to be Paid Traveling Expenses in Addition to their Salaries." (H. P. 667) (L. D. 841)

Reported that the same Ought to Pass in New Draft under Same Title (H. P. 1546) (L. D. 1863).

The Committee on Legal Affairs on, Bill, "An Act to Protect Landowners Whose Land Abuts Land on Which Ten or More Acres of Timber is to be Cut." (H. P. 715) (L. D. 891)

Reported that the same Ought to Pass in New Draft under New Title: "An Act to

Protect Landowners Whose Land Abuts Land on Which Ten or More Acres of Timber is to be Harvested" (H. P. 1545) (L. D. 1862).

Come from the House, 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.

The Committee on Taxation on, Bill, "An Act to Increase the Veteran's Property Tax Exemption." (H. P. 52) (L. D. 64)

Reported that the same Ought to Pass in New Draft under Same Title (H. P. 1174) (L. D. 1172).

Comes from the House, the Bill in New Draft Passed to be Engrossed as Amended by House Amendment "D" (H-224).

Which report was Read and Accepted in concurrence and the Bill in New Draft Read Once. House Amendment "A" was Read and Adopted in concurrence and the Bill, as Amended, Tomorrow Assigned for Second Reading.

The PRESIDENT: The Chair would interrupt proceedings again to welcome some more people back. Senator Bob Moore from Casco is in the chamber, I believe, and Senators Donald Bernard from Auburn and Percy Hanson. We also have former Senator Bill Dow from Waldoboro in the chamber. We are very glad to have you with us. (Applause, the members rising.)

Divided Report

The Majority of the Committee on Fisheries and Wildlife on, Bill, "An Act to Require Nonresidents of Maine to Use the Services of a Maine Guide when Hunting in Washington County." (H. P. 371) (L. D. 465)

Reported that the same Ought Not to Pass.

Signed:

Senators:

GRAFFAM of Cumberland
PRAY of Penobscot

Representatives:

TOZIER of Unity
KAUFFMAN of Kittery
USHER of Westbrook
DOW of West Gardiner
MARTIN of St. Agatha

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

Signed:

Senator:

McNALLY of Hancock

Representatives:

CHURCHILL of Orland
MILLS of Eastport
MacEACHERN of Lincoln
WALKER of Island Falls
PETERSON of Caribou

Comes from the House, Bill and accompanying papers Indefinitely Postponed.

Which reports were Read.

Mr. McNally of Hancock moved that the Senate Accept the Minority Ought to Pass Report of the Committee.

The PRESIDENT: The Senator has the floor.

Mr. McNALLY: Mr. President, we had two other bills for guides to be mandatory all over the state for any out-of-state hunter to hire if they were going to hunt here, and this is a bill that had about forty people from Machias come to testify on, have tried out from among the sixteen counties in Washington County, this guide

law which says that a guide can have up to and no more than four nonresident hunters to guide, and that all nonresident hunters, unless they own cottages of their own, shall hire a guide if they are going to hunt in Washington County. Their reasons were many that they gave.

I particularly had one lumberman who called me at least three times one weekend over the telephone to be sure that I would at least put this situation before the Senate, and said that he was unable to get in his tote road with his team of horses to carry on his lumbering operation. He said that he cut both pulpwood and logs and he needed to have the road to be able to use, but the out-of-state hunters came and parked their campers in the roads and it was not convenient for him to cut out round turns out around the campers that were parked there in order for him to do his business every day.

Then there were other campers, and at least four out of six people who owned camps in on a lake who said that people came from out of state with their campers and parked in the road so that they were unable to get to their camps that they go to and stay in and enjoy.

Then we had others who were interested in the blueberry fields, and they said that the out-of-staters came and parked their campers anywhere they wanted to in the blueberry fields, that they drove over the blueberry fields all they wanted to, and they felt the time had come for at least the County of Washington to try out the guide law.

Of course, I always thought if it was good that when you went into Canada you had to hire a guide to guide you that it would be good for the State of Maine to pursue the same thing. It seems right that if you were going to have some county try it, and you had at least forty people for it out of the County of Washington, and they were distributed at least over the better part of the county, that this would be a good county to try it in. So I could see the good in it as well as any of the drawbacks.

Although I have had many letters, and it seems that there must be at least fifty hunters out of Connecticut that have put on quite a letter writing campaign, on how they spend many thousands of dollars to come into the state, and said they wouldn't be able to come because their funds wouldn't be enough to come. But the fact is that I don't know just where they will go. New Hampshire is raising their prices, and they know that they haven't got the deer once they get into New Hampshire.

And from among those people who testified for the guide law, they said "What if we don't get so many hunters in Washington County; perhaps the deer herd will increase enough so we can see one once in a while like we used to in the old days."

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

Mr. PRAY: Mr. President and Members of the Senate: I rise to oppose the motion by Senator McNally on a couple points. First of all, I thought the hearing was very well split as to proponents and opponents, most of the proponents being from the Machias area and most of the opponents from the rest of the county.

I think there is an awful lot wrong when we start requiring nonresidents to use the service of a Maine guide when hunting in a particular county or in the state. Let's take into consideration that a lot of these nonresidents are former residents of

Maine who have left the state to seek employment, and Washington County is a prime example of an area with a lack of employment wherein a lot of people have left the state. Are we going to require these people who have left Maine because of economic reasons, when they come back in the month of November, perhaps the week of Thanksgiving to visit their families, to have to spend an extra \$25 to \$35 a day for a Maine guide to hunt in an area of the woods that they know and were brought up in?

We also have the nonresident who is not a former resident of Maine, perhaps an individual who has hunted the area for in excess of 5, 10 or 15 years, and they come back into the area year after year and leave their money behind. There is a lot of controversy as to the fact that they bring everything in with them. But myself, running the type of business that I am in, I know many of them purchase their goods and products, their food and their supplies in the State of Maine. In my district they leave a good number of dollars.

I think a good part of the opposition was raised on this economic factor by a number of people who ran businesses, which catered to sportsmen, and they talked about the economic burden that you are going to place upon them, not only on the nonresident.

I see this bill as a hunting ban. "Let's keep them out of Washington County" is what it is saying. I asked these same individuals that testified their roads were blocked if the vehicles that blocked their roads were resident or nonresident, and I did not receive an answer. I have the same problem in my area of hunters coming in with campers, and many times they are from the southern part of the state as well as the nonresidents, so I don't think this will solve the problem which the good Senator raised as far as these roads being blocked.

On the blueberry fields, one example they gave was that of an individual who took a motorcycle and ran across the blueberry field. Nobody saw the motorcycle, nobody saw whether it was a resident or a nonresident. They saw where the guy had camped, pitched a tent and lit a fire, but nobody knew whether it was a resident or nonresident. This bill isn't going to solve that problem.

I would like to get into a few of the details of the bill, L. D. 465. Under paragraph 1, "No guide providing services to a nonresident under this section shall guide more than four nonresidents at any one time." I will tell you right now a good guide isn't going to take more than four people anyway because he can't service them. Especially when you get down to the responsibilities of a guide, if he is going to be guiding four people or so, he is going to have an awful lot of responsibility in running around the woods trying to cater to four people. I realize in a sense this makes the limit of four good, but if all responsibility was to be taken, then I think the number should have been lower.

It is going to require them to wear buttons. It is also going to require Maine guides to wear buttons. I think it is kind of funny to sit here and read it and say if you are going to go out hunting in the Maine woods you have got to wear a button to be identified. Those are to be issued by the department, but there was no fiscal note attached to this either.

I see this as an attempt, as I said before, to push the nonresident out of Washington County. The Machias Fish and Game Club — I am not sure of their name — passed out

petitions, and they gave us a petition of people in favor of it. They also testified that they passed these petitions throughout the county, but when the rest of the county came in and testified they had not received or even knew of the petitions until several days before the hearing. They in turn passed in a petition in opposition to it of about equal numbers. One member of the legislature came down who represented seventeen towns in Washington County and found that his people countywide were very much opposed to the bill.

There have been some questions raised as to the matter, legal questions, that I won't go into, but I would ask for a division on this and hope everybody would oppose the motion by Senator McNally.

The PRESIDENT: The Chair will interrupt debate to welcome some additional alumni of this body. Bob Travis is in the back of the chamber, Cy Joly is here, and Ralph Lovell. Norm Ferguson was here but has ducked out, I guess. Harold Beckett is in the rear, and Jon Lund is also here. We are very pleased to have you people with us this morning. (Applause, the members rising.)

I would also like to welcome in the ear of the chamber Sylvia Berry, who was secretary in the President's office for a number of years. We are very glad to have you with us this morning, Sylvia. Sylvia is Dick Berry's wife. (Applause, the members rising.)

The Chair recognizes the Senator from Hancock, Senator McNally.

Mr. McNALLY: Mr. President, the main man who testified against this bill for a trial guide law in Washington County was a man by the name of Rex Cole from down in Cherryfield. He is a fellow, I think, who runs a motel down there, and he felt that it was going to hurt his business. He gave very good testimony, a long talk, and seemed to be the one that the opposition was depending on.

Then there were a few others from up in Princeton who hadn't carefully read the law or anything, and one or two even came to me after the meeting and allowed that probably it might be a good thing after all, but they hadn't been fully advised; and they seemed to be more upset because they hadn't known too much about it until they got down there than anything else against it.

But in the other guide bills that we have heard, the main argument for it is that with our herd decreasing the way it is, that very soon we must come to a guide law like the other states and countries surrounding us have gone to. That is why it seemed to me that this would be one chance, with so many people interested in having Washington County be the place to try it out in the sixteen counties, to see just what did happen to it, that I would go for the bill and speak for it.

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

Mr. PRAY: Mr. President, there are just a few points I would like to bring out. There is talk of the size of the deer herd and that perhaps in the future we will need a Maine guide law. Well, perhaps that is true, but I don't think it is needed now.

As to the size of the ill, the success rate in my area for a nonresident with a guide is definitely better than one without a guide. So if the good Senator from Hancock is worried about the size of the deer herd, I would think he would oppose this bill, because if these nonresidents come in with guides that know the area better than what

they do alone now, it is only going to increase the kill.

We have a couple of other problems, such as people hunting near Washington County who wander across the county line, the boundary, and the game warden finds them without a Maine guide, then that means they are going to suddenly have the responsibility of paying a fine of \$200.

Also, the good Senator mentioned one of the opponents, Mr. Cole, and I do confess that Mr. Cole's occupation is that of a motel owner and he was concerned about his economic situation. That is the purpose of these public hearings, to allow these people to come down here and express their desires and fears as to how legislation will affect them. But Mr. Cole also gave us a petition which two county commissioners of Washington County signed who are opposed to this bill. A game warden signed it who was opposed to the bill, a state trooper and a number of businessmen. Also a number of fish and game clubs — one I can remember right off hand is the Princeton Rod and Gun or Fish and Game Club — were opposed to it in Washington County. Thank you.

The PRESIDENT: The pending motion before the Senate is the motion of the Senator from Hancock, Senator McNally, that the Senate accept the Ought to Pass Report of the Committee. A division has been requested. Will all those Senators in favor of accepting the Minority Ought to Pass Report of the Committee please rise in their places until counted. Will those opposed rise in their places until counted.

A division was had. Five having voted in the affirmative, and 19 having voted in the negative, the motion did not prevail.

Thereupon, the Majority Ought Not to Pass Report of the Committee was Accepted.

The PRESIDENT: The Chair will interrupt proceedings to welcome some more alumni. Former Senator Roger Dube is here, and also Ernest Boutin is here. We are very glad to have you with us this morning. Senator Frank Whitehouse Anderson just came in the door, I see, and also Leon Williams is here with us too. Lowell Henley, another former member of this body, just came in. Glad to have you, Lowell. (Applause, the members rising.)

Divided Report

The Majority of the Committee on Legal Affairs on, Resolve, to Reimburse Lawrence H. Roberts of South Portland for Damage to his Automobile Caused by State Ward. (H. P. 973) (L. D. 1222)

Reported that the same Ought to Pass.

Signed:

Senators:

CORSON of Somerset
CIANCHETTE of Somerset
DANTON of York

Representatives:

DUDLEY of Enfield
COTE of Lewiston
FAUCHER of Solon
SHUTE of Stockton Springs
HUNTER of Benton
JOYCE of Portland
GOULD of Old Town
CAREY of Waterville
PERKINS of Blue Hill

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

Signed:

Representatives:

BURNS of North Anson

Comes from the House, the Majority

report Read and Accepted and the Resolve Passed to be Engrossed.

Which reports were Read.

Thereupon, the Majority Ought to Pass Report of the Committee was Accepted in concurrence, the Resolve Read Once and Tomorrow Assigned for Second Reading.

Divided Report

The Majority of the Committee on Taxation on, Bill, "An Act Relating to Sales Tax Interest and Penalties." (H. P. 121) (L. D. 162).

Reported that the same Ought to Pass in New Draft under Same Title (H.P. 1550) (L. D. 1867)

Signed:

Senators:

WYMAN of Washington
MERRILL of Cumberland

Representatives:

MULKERN of Portland
DRIGOTAS of Auburn
MAXWELL of Jay
TWITCHELL of Norway
MORTON of Farmington
FINEMORE of Bridgewater
SUSI of Pittsfield
COX of Brewer
IMMONEN of West Paris

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

Signed:

Senator:

JACKSON of Cumberland

Representative:

DAM of Skowhegan

Comes from the House, the Majority report Read and Accepted and the Bill, in New Draft, Passed to be Engrossed.

Which reports were Read.

Mr. Jackson of Cumberland moved that the Senate Accept the Minority Ought Not to Pass Report of the Committee.

The PRESIDENT: The Senator has the floor.

Mr. JACKSON: Mr. President, the reason I rise in opposition to this piece of legislation this morning is, first of all, that it is a discriminatory bill. Why I say it is discriminatory is that in Section 1, 36 M.R.S.A. 1951, the old system was that if you had a tax liability of \$25 or greater it was a \$1 fee for a fine. The new language is that it is \$1 plus 5 percent, whichever is greater, and such penalty shall not exceed \$50.

Well, it is not hard to figure out with figures that if you own a hardware store or a small establishment you could very easily do \$10,000 worth of taxable business, and that would take care of the \$50. This is the reason I call it discriminatory, because we have many, many companies which do in excess of this amount. I feel that this bill is striking out at small business, and it will not remedy the situation that exists in the next building.

As we read on down, they changed the 1/2 percent to 1 percent, which I am in agreement with, but there is also another factor that is not in the bill. There is another section in Title 36 which allows the Bureau of Sales Tax to impose a 10 percent fine on the unpaid balance, and they can use this at any time they want to. Now, I ask you people here in the Senate chamber that when you add these up, 10 plus 1 plus 5, and that totals 16 percent for one month, do we allow any institution in the State of Maine which lends money to assess this rate?

This is why I oppose this bill, and I hope the members of this Senate would back my

motion to accept the Minority Ought Not to Pass Report.

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

Mr. MERRILL: Mr. President, the committee did a lot of work on this bill and considered the whole situation that we have in regard to collecting these tax monies from the retail establishments that are given the responsibility of collecting them and then handing them on to the state.

We do have a problem in the state at the present time. Some people are failing to report on time, to report their tax liability, and that is really what the first section of this bill goes to.

Secondly, right now there is only a 1/2 percent interest rate each month. Obviously, that adds up to 6 percent a year, and the feeling of the department was that that just wasn't enough, that in essence we are allowing the retail establishments to borrow this money at a rate of 6 percent a year, which is a better rate than any bank would give them. Thus, the incentive for these people to pay on time isn't as strong as it should be.

I think this is a needed bill to insure that the tax revenues will be handed on to the state, and this bill doesn't put any burden on any business which hands over to the state the state monies on time. I think it is a necessary bill if we are going to enforce our tax laws, and I would urge that the Senate vote against the motion to accept the Minority Ought not to Pass Report.

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

Mr. SPEERS: Mr. President and Members of the Senate: I note that the other member of this body who is on the Taxation Committee, Senator Wyman, is not present in the chamber. However, I would point out that he did sign the Majority Ought to Pass in New Draft Report, and I would urge the members of the Senate to go along with that report.

The PRESIDENT: The pending motion before the Senate is the motion of the Senator from Cumberland, Senator Jackson, that the Senate accept the Minority Ought Not to Pass Report of the Committee. The Chair will order a division. Will all those Senators in favor of accepting the Ought Not to Pass Report of the Committee please rise in their places until counted. Will all those Senators opposed to accepting the Ought Not to Pass Report of the Committee please rise.

A division was had. Nine having voted in the affirmative, and 13 having voted in the negative, the motion did not prevail.

Thereupon, the Ought to Pass in New Draft Report of the Committee was Accepted in concurrence, the Bill in New Draft Read Once and Tomorrow Assigned for Second Reading.

Divided Report

The Majority of the Committee on Legal Affairs on, Resolve, to Reimburse W. E. Emery of North Anson for Loss of Livestock by Coyotes and Bear. (H. P. 1090) (L. D. 1369)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-200).

Signed:

Senators:

CORSON of Somerset
CIANCHETTE of Somerset
DANTON of York

Representatives:

COTE of Lewiston
FAUCHER of Solon
SHUTE of Stockton Springs
HUNTER of Benton
CAREY of Waterville
PERKINS of Blue Hill
DUDLEY of Enfield
GOULD of Old Town

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

Signed:

Representatives:

JOYCE of Portland
BURNS of North Anson

Comes from the House, the Majority report Read and Accepted and the Resolve Passed to be Engrossed as Amended by Committee Amendment "A" (H-200).

Which reports were Read.

Thereupon, the Ought to Pass as Amended Report of the Committee was Accepted in concurrence and the Resolve Read Once. Committee Amendment "A" was Read and Adopted in concurrence and the Resolve, as Amended, Tomorrow Assigned for Second Reading.

Divided Report

Ten members of the Committee on Business Legislation on, Bill, "An Act Relating to the Definition of a Real Estate Broker." (H. P. 685) (L. D. 869)

Reported in Report "A" that the same Ought to Pass.

Signed:

Senators:

THOMAS of Kennebec
JOHNSTON of Aroostook

Representatives:

CLARK of Freeport
BOUDREAU of Portland
DEVANE of Ellsworth
BOWIE of Gardiner
BYERS of Newcasttle
HIGGINS of Scarborough
PEAKES of Dexter
TIERNEY of Durham

Two members of the same Committee on the same subject matter reported in Report "B" that the same Ought to Pass as Amended by Committee Amendment "A" (H-199).

Signed:

Representatives:

RIDEOUT of Mapleton
PIERCE of Waterville

One member of the same Committee on the same subject matter reported in Report "C" that the same Ought Not to Pass.

Signed:

Senator:

REEVES of Kennebec

Comes from the House, Report "A" Read and Accepted and the Bill Passed to be Engrossed.

Which reports were Read.

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

Mr. REEVES: Mr. President, I was surprised to see that I was alone in opposing the passage of L. D. 869. I feel, as it stands now, the only effect of this bill is to insure the further protection of real estate brokers in what I consider to be an anti-competition manner. At the same time I realize there is a problem in the fact that there are people who buy options on land who do not have a license, either a salesman's license or a broker's license, and their purpose in buying these options is to sell at speculative prices, and I think this was the problem that the bill was

designed to get at. At the same time, I feel that it catches a lot of minnows with the fish it is after.

My position now is that it is possible to improve this bill so that it gets at the problem in a more precise manner, and I wondered if it would be possible for someone to table this bill while we work on it further.

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

Mr. KATZ: Mr. President, I hope we don't table it today because the amending process is the second reader. Might I request through the Chair — the nature of the three reports is a little confusing to me; my concern is protection of the public rather than any other factor — which report is aimed in this direction?

The PRESIDENT: The Senator from Kennebec, Senator Katz, poses a question through the Chair to any Senator who may care to answer.

The Chair recognizes the Senator from Kennebec, Senator Thomas.

Mr. THOMAS: Mr. President, the entire bill is to protect the public. What has gone wrong is on the coast. People are going down there and taking options on property and they are not real estate brokers, and they do not tell the people what they are buying the property for, so they are really taking the public. This bill, if they take three or more options in one year, classifies them as a real estate broker. This also has a fiscal note, because the state will gain about \$300 in licensing fees.

You will notice that the majority of the committee voted for the bill as written, which states "three or more options to purchase real estate within a one-year period." The other report increases the three to five or more options. And only the good Senator from Kennebec, Senator Reeves, signed an Ought Not to Pass Report.

Mr. President, what is the pending motion?

The PRESIDENT: The Chair would advise the Senator that there is no pending motion.

Mr. THOMAS: I therefore move acceptance of the Ought to Pass Report.

The PRESIDENT: The Senator from Kennebec, Senator Thomas, now moves that the Senate accept Report "A", Ought to Pass.

The Chair recognizes the Senator from Kennebec, Senator Reeves.

Mr. REEVES: Mr. President, I should make this just a little clearer. My real objection to this bill is the fact that any one of us may be involved in a personal real estate deal where we would like to build some commercial development somewhere, or even a house somewhere, and we go and buy options on two or three house lots or two or three different pieces of property, and then we find that we can't raise the money for our venture or for our house and, therefore, are then forced to sell. This bill, if we did purchase more than three options, would force us to as individuals to go through a real estate broker in order to sell, thereby increasing the cost to us, with the commissions involved.

I don't object to the purpose of the bill, which is to keep out speculators from the coast and other places in the state. However, I feel the bill is not precise in the way it was written by the real estate brokers. This is a bill that was introduced by the lobbyists of the real estate brokers. I just can't go along with it because I feel that in the way it is written it just protects

the interests of the real estate brokers, and not the individual rights of any of us who would like to engage in real estate on our own behalf.

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

Mr. THOMAS: Mr. President, I believe that under this bill the good Senator from Kennebec, Senator Reeves, could sell his property. The idea of this concerns when you are looking for another buyer to take up the options which you have taken.

I ask for a division:

The PRESIDENT: The pending motion before the Senate is the motion of the Senator from Kennebec, Senator Thomas, that the Senate accept the Majority Ought to Pass Report "A" of the Committee. A division has been requested. Will all those Senators in favor of accepting the Majority Ought to Pass Report of the Committee please rise in their places until counted. Will those opposed please rise in their places until counted.

A division was had, 17 having voted in the affirmative, and nine having voted in the negative, the Ought to Pass Report "A" of the Committee was Accepted in concurrence, the Bill Read Once and Tomorrow Assigned for Second Reading.

Senate Leave to Withdraw

Mr. Clifford for the Committee on Judiciary on, Bill, "An Act Providing for Impoundment of Records of Commitment of Recovered Mental Patients." (S. P. 437) (L. D. 1453)

Reported that the same be granted Leave to Withdraw.

Which report was Read and Accepted.
Sent down for concurrence.

Ought to Pass

Mr. Corson for the Committee on Election Laws on, Bill, "An Act Relating to Ballots Containing Improper Write-in Votes." (S. P. 84) (L. D. 255)

Reported that the same Ought to Pass.

Which report was Read and Accepted,
the Bill Read Once and Tomorrow Assigned for Second Reading.

Divided Report

The Majority of the Committee on Veterans and Retirement on, Resolve, to Adjust the Retirement Allowance under the State Retirement Law for Donald A. Yeaton of Winthrop. (S. P. 450) (L. D. 1509)

Reported that the same Ought Not to Pass.

Signed:

Senators:

COLLINS of Knox
O'LEARY of Oxford
CLIFFORD of Androscoggin

Representatives:

THERIAULT of Rumford
MORTON of Farmington
NADEAU of Sanford
LEONARD of Woolwich

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

Signed:

Representatives:

MacEACHERN of Lincoln
USHER of Westbrook
KELLEY of Machias
POWELL of Wallagrass Pt.
CURTIS of Rockland
LAVERTY of Millinocket

Which reports were Read.

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

Mr. SPEERS: Mr. President and Members of the Senate: This is a bill that I introduced to alleviate what I considered to be an inequity regarding Mr. Donald Yeaton. Now, the fact that this is a divided report gives me some hope that this is not going to fall in the category of many of the bills that are reported out of the Committee on Veterans and Retirement, unanimously ought not to pass, because of the policy of the committee. I understand that policy and in many cases concur with it.

However, this is a problem that existed with Mr. Yeaton, and very briefly I will explain precisely what happened. Mr. Yeaton was quoted a figure as to the amount he would be entitled to upon retirement. Relying on that figure entirely, he agreed to retire and did retire. Two months after that point in time, after his retirement, the state sent him his first check and an announcement as to what he would be getting for benefits each and every month. This amounted to some 60 or 70 dollars below what he had been quoted as a retirement figure in the first place, and very seriously affects his standard of living at the present time, his position at the present time. The inequity simply is that if he had been given the correct figure in the first place he would not have retired, but by relying upon that first figure that he was given, he did make the decision to retire.

I would hope that we could correct this inequity, and would move that we accept the Minority Ought to Pass Report, on this bill.

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

Mr. COLLINS: Mr. President, all the facts that have been stated by the Senator from Kennebec, Senator Speers, are correct. The Committee had some difficulty with this particular case.

The reason that the majority report comes out as it does is that this is a case that is not unknown in state government, where a member of the state working force, a state employee, makes a mistake. A lot of mistakes are made by employees of state government, as occurs in any large organization, or any small organization. Some of these more serious mistakes made in state government come before the Committee on Judiciary in the form of a bill to permit the person who feels injured to bring a suit against the State of Maine for redress.

I hope that some day we will have a tort claims law similar to that used in other states and in the federal government that will permit a different method of handling these problems than we now have. But the fact is that if we make an appropriation to redress every mistake made by every state employee, we will have a tremendous bill to pay, and we will have pretty well put to death the doctrine of sovereign immunity. Now, this may be a good idea some day, I think, in the distant future, perhaps not too distant, but at the moment this particular effort to redress a mistake seems to me to pick out an isolated instance that would open the door to quite a number of other claims that we would really not be prepared to handle either as a legislature or because of financial reasons.

I suspect that if this particular person who was damaged by this mistake were to ask for permission to sue the state to obtain redress, and the legislature granted him that permission, that a court might award him some redress. I do not think the major damages would be the same

measurement that is specified here. A bit over \$12,000 is what it will cost the State of Maine on an actuarial basis to make up this differential in this man's retirement figures. This particular man who has retired, I think, at an age of 50 or just a little over, has been able to secure another job. Of course, the other job may not be as good. I suppose another remedy would be to try to restore him to his state job so he could work longer and perhaps build up a higher status for his retirement.

So I do not quarrel and I think the majority of the committee does not quarrel with the sympathetic side of this case or the fact that a mistake was made. But the method of redressing the mistake we felt was something that would open too many doors to the state coffers.

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

Mr. SPEERS: Mr. President, I don't want to belabor this matter, but I do want to make certain that a couple of points are clear. In the first place, the one who made the mistake was the one who quoted the figure to Mr. Yeaton, and not Mr. Yeaton himself. The Senator from Knox, Senator Collins, did not say that it was Mr. Yeaton, but I do want to make that very clear.

Secondly, the original mistake that was made, I feel, was compounded in that Mr. Yeaton was not told and did not realize until a full two months after he had actually retired that the rate of his retirement benefits was going to be that much lower than the figure that he had been quoted. He did testify, and has told me on numerous occasions, that had he been told right away, then he would have gone back and would have been able to be reinstated in his position with the state employment. As it was, two months later after his retirement, when he did find out that his benefits were going to be so much lower, he did go back and did try to be reinstated in state employment, but by that time it was much too late and he was simply stuck with the lower figure.

I can appreciate the argument by the good Senator from Knox, Senator Collins, that it would be nice to have an overall tort claims act for the State of Maine. I think that possibly something like that would be a very good idea. I would point out, however, that it really doesn't help Mr. Yeaton and the problems that he has at the present time to be talking about a general claims policy against the State of Maine at some time in the future. I am sure that it would be a good two years before such a policy could come about, at best.

So I would urge the Senate to take a look at a very clear inequity that has occurred, and would hope that the Senate would go along with the minority report.

The PRESIDENT: The pending motion before the Senate is the motion of the Senator from Kennebec, Senator Speers, that the Senate accept the Minority Ought to Pass Report of the Committee. The Chair will order a division. Will all those Senators in favor of accepting the Minority Ought to Pass Report please rise in their places until counted. Will all those opposed to accepting the Minority Ought to Pass Report please rise in their places until counted.

A division was had. Nine having voted in the affirmative, and 17 having voted in the negative, the motion did not prevail.

Thereupon, the Majority Ought Not to Pass Report of the Committee was Accepted.

Sent down for concurrence.

The PRESIDENT: The Chair will interrupt proceedings to welcome some more alumni of this body. I am told that Senator Denny from Damariscotta is in the rear of the chamber, together with Neil Bishop, Judge Jim Reid is here, and Ralph Hilton. I would ask these gentlemen to rise and accept the greetings of the Senate. And I believe I overlooked Bill Dennett, who was once a member of this body. I am very pleased to see you today too, Bill. (Applause, the members rising.)

I am also very honored to present to the Senate this morning Miss Marie Mitchell, who is a guest here of the Senator from Waldo, Senator Greeley, their being old friends. Miss Mitchell is the State Controller, in case any of you have forgotten, and she signs all your checks. In fact, Miss Mitchell signs every check that is issued by the State of Maine, and I believe she holds the highest position of any woman in state government. We are very flattered to have you with us this morning, Miss Mitchell. (Applause, the members rising.)

Second Committee of Conference Report

The Second Committee of Conference on the disagreeing action of the two branches of the Legislature on, Bill, "An Act Exempting Solar or Wind Power Facilities from Sales Tax." (S. P. 402) (L. D. 1171) ask leave to report: that they are unable to agree.

On the part of the Senate:

CUMMINGS of Penobscot
HUBER of Cumberland
BERRY of Cumberland

On the Part of the House:

TIERNEY of Durham
FINEMORE of Bridgewater
DAM of Skowhegan

Which report was Read and Accepted.
Sent down for concurrence.

Second Readers

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

House

Resolve, to Reimburse A.L. Stewart and Sons of Cherryfield for Loss of Beehives by Bear. (H. P. 335) (L. D. 418)

Bill, "An Act to Repeal Certain Tax Exemptions." (H. P. 650) (L. D. 802)

Bill, "An Act to Tax the Personal Property of Domestic Life Insurance Companies." (H. P. 695) (L. D. 872)

Bill, "An Act to Exempt Incorporated Nonprofit Volunteer Literacy Programs from the Sales Tax." (H. P. 790) (L. D. 963)

Bill, "An Act Relating to Railroad Crossings." (H. P. 1013) (L. D. 1271)

Bill, "An Act to Expand the Right-to-Know Law to Cover the Boards of Trustees of the University of Maine and of the Maine Maritime Academy." (H. P. 1018) (L. D. 1316)

Bill, "An Act Increasing Indebtedness of Jackman Sewer District." (H. P. 1029) (L. D. 1318)

Bill, "An Act Concerning the Powers of Officers of Religious Societies." (H. P. 1164) (L. D. 1463)

Bill, "An Act Relating to Reciprocal and Apportioned Registration of Vehicles." (H. P. 1542) (L. D. 1853)

Bill, "An Act Relating to Motor Vehicle Inspection Mechanic Licenses." (H. P. 951) (L. D. 1189)

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

Bill, "An Act to Permit Pharmacists to Advertise Drug Prices and to Provide

Retail Price Posting Information to Pharmacies." (H. P. 1538) (L. D. 1849)

Which was Read a Second Time.

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

Mr. HICHENS: Mr. President and Members of the Senate: As I have an amendment being prepared which is not yet ready, I would like to have someone table this for one legislative day, please.

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

Mr. Speers of Kennebec then moved that the Bill be tabled and Tomorrow Assigned, pending Passage to be Engrossed.

On motion by Mr. Conley of Cumberland, a division was had, 16 having voted in the affirmative, and nine having voted in the negative, the motion prevailed.

House — As Amended

Resolve, Reimbursing Mars Hill Utility District for Bonds Issued for Sewer Construction. (H. P. 14) (L. D. 22)

Bill, "An Act to Revise Certain Provisions of the Act Creating Hospital Administrative District No. 4 in Piscataquis, Somerset and Penobscot Counties." (H. P. 933) (L. D. 1213)

Bill, "An Act Relating to Sources of Supply and Authority of Yarmouth Water District." (H. P. 1076) (L. D. 1356)

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

Bill, "An Act to Permit the Disposal of Moose Killed in Motor Vehicle Accidents." (H. P. 977) (L. D. 1224)

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

Sent down for concurrence.

(See action later in today's session.)

Enactors

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

An Act Concerning the Registration of Certain Pickup Trucks. (S. P. 117) (L. D. 382)

An Act to Clarify Market and Public Opinion Research Services under the Unemployment Compensation Law. (H. P. 383) (L. D. 476)

An Act Relating to Compensation and Benefits under the State Classified Service. (H. P. 406) (L. D. 495)

(On motion by Mr. Greeley of Waldo, placed on the Special Highway Appropriations Table.)

An Act Relating to Registration of certain Vehicles under the Motor Vehicle Laws. (H. P. 813) (L. D. 984)

(On motion by Mr. Greeley of Waldo, placed on the Special Highway Appropriations Table.)

An Act to Extend the Back Bay Sanctuary, Portland. (H. P. 1501) (L. D. 1824)

An Act to Clarify the Licensing Requirement for Structures of 60,000 square feet under the Site Location Act. (H. P. 1519) (L. D. 1832)

An Act Concerning Construction and Repair of Fishways. (H. P. 1523) (L. D. 1836)

An Act to Amend the Alewife Fishing Laws Relating to Municipalities. (H. P. 1524) (L. D. 1837)

Which, except for the tabled matters, were Passed to be Enacted and, having been signed by the President, were by the

Secretary presented to the Governor for his approval.

Reconsidered Matter

On motion by Mr. Merrill of Cumberland, the Senate voted to reconsider its prior action whereby Bill, "An Act to Permit the Disposal of Moose Killed in Motor Vehicle Accidents," (H. P. 977) (L. D. 1224), was Passed to be Engrossed.

The PRESIDENT: The Chair recognizes that Senator.

Mr. MERRILL: Mr. President, because yesterday when this bill was discussed, it was proposed by those that wanted us to take the action that we did that there be an amendment, and I would ask somebody to table this for two legislative days.

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

Thereupon, on motion by Mr. Pray of Penobscot, tabled and Specially Assigned for May 2, 1975, pending Passage to be Engrossed.

The PRESIDENT: The Chair would interrupt debate to welcome another former Senator, Romeo Boisvert, in the rear of the chamber. I am very pleased to see you here this morning, Romeo. I also see former Senator Cleve Sleeper just came into the chamber. We are very pleased to have you here this morning. (Applause, the members rising.)

Recommended to the Committee on Business Legislation

An Act Relating to Dealers in Used Personal Property. (H. P. 502) (L. D. 618) Comes from the House, Recommended to the Committee on Business Legislation.

Thereupon, on motion by Mr. Speers of Kennebec, Recommended to the Committee on Business Legislation in concurrence.

Resolve, to Reimburse Eugene W. Downer of Magalloway Plantation for Automobile Damage Due to Highway Construction. (H. P. 1028) (L. D. 1317)

On motion by Mr. Greeley of Waldo, placed on the Special Highway Appropriations Table.

Emergency

An Act to Revise the Maine Medical Laboratory Act. (H. P. 1522) (L. D. 1835)

This being an emergency measure and having received the affirmative votes of 28 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.

Orders of the Day

The President laid before the Senate the first tabled and Specially Assigned matter:

Bill, "An Act Declaring the Lewiston-Auburn Water Pollution Control Authority to be a Quasi-municipal Corporation." (S. P. 316) (L. D. 1093)

Tabled — April 28, 1975 by Senator Clifford of Androscoggin.

Pending — Passage to be Engrossed. Mr. Clifford of Androscoggin then presented Senate Amendment "A" and moved its Adoption.

Senate Amendment "A", Filing No. S-105, was Read.

The PRESIDENT: The Senator has the floor.

Mr. CLIFFORD: Mr. President and Members of the Senate: This amendment puts two additional members on the

Lewiston Auburn Water Pollution Control Authority. The members are put on at the request of both city governments, and I would hope that it would be adopted. Thank you.

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

Thereupon, Senate Amendment "A" was Adopted and the Bill, as Amended, Passed to be Engrossed.

Sent down for concurrence.

The President laid before the Senate the second tabled and Specially Assigned matter:

Bill, "An Act Relating to the Prohibition Against Hitchhiking." (H. P. 1474) (L. D. 1564)

Tabled — April 28, 1975 by Senator Collins of Knox.

Pending — Adoption of Senate Amendment "B" (S-80).

(In the House — Passed to be Engrossed.)

On motion by Mr. Greeley of Waldo, Senate Amendment "B" was Indefinitely Postponed.

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

Senate Amendment "C", Filing No. S-106, was Read.

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

Mr. COLLINS: Mr. President and Members of the Senate: This amendment has been carefully reviewed by two members of the Judiciary Committee that heard this bill, and it is our feeling that this amendment does no harm to the intent of the bill and adds certain safety precautions features that we feel are consistent with the proposed bill.

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

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

Sent down for concurrence.

The President laid before the Senate the third tabled and Specially Assigned matter:

Bill, An Act Relating to a Close Corporation Under the Unemployment Compensation Laws. (S. P. 493) (L. D. 1822)

Tabled — April 29, 1975 by Senator Wyman of Washington.

Pending — Enactment. 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.

Papers from the House

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

Enactors

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

Emergency

An Act Extending the Time for Apportionment of County Taxes from April to May in the Year 1975. (H. P. 1552) (L. D. 1868)

This being an emergency measure and having received the affirmative votes of 28 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. Corson of Somerset was granted unanimous consent to address the Senate:

Mr. CORSON: Mr. President and Members of the Senate: Last night at the "Discover Maine Show" in Portland awards were presented for exhibits. The Chamber of Commerce from the Town of Jackman, which I have the honor to represent in this chamber, was awarded the first prize. I think this is particularly worthy of note as the Town of Jackman Chamber of Commerce is the smallest chamber in this state and such an accomplishment should not be allowed to go unnoticed. Thank you.

On motion by Mrs. Cummings of Penobscot, Adjourned until 10 o'clock tomorrow morning.