

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One-Hundredth Legislature

OF THE

STATE OF MAINE

1961

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Thursday, January 12, 1961

The House met according to adjournment and was called to order by the Speaker.

Prayer by the Rev. Mr. Robert L. Smith of Augusta.

The journal of yesterday was read and approved.

Papers from the Senate

From the Senate: The following Order:

ORDERED, the House concurring, that there be paid to the members of the Senate and House as advances on account of compensation established by statute, the amount of one hundred and sixty dollars (\$160.00) fortnightly, according to lists certified to the State Controller by the Secretary of the Senate and Clerk of the House respectively, and that the final payroll bear the approval of the Joint Standing Committee on Appropriations and Financial Affairs. (S. P. 131)

Came from the Senate read and passed.

In the House, the Order was read and passed in concurrence.

From the Senate: The following Communication: (S. P. 87)

**MAINE STATE LIBRARY
AUGUSTA**

To the Senate and House of Representatives
State of Maine:

In accordance with the provisions of Chapter 42, Section 14, of the Revised Statutes, the report of the Maine State Library for the period July 1, 1958, to June 30, 1960, is herewith submitted.

(Signed) RUTH A. HAZELTON
Librarian

Came from the Senate read and ordered placed on file.

In the House, the Communication was read and ordered placed on file in concurrence.

From the Senate: The following Communication: (S. P. 88)

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA**

January 4, 1961

To the President of the Senate and
The Speaker of the House of
Representatives
100th Legislature, State of Maine
Augusta, Maine

Dear Sirs:

I transmit herewith the Report of the Committee on Children and Youth.

Sincerely,

(Signed) JOHN H. REED

John H. Reed
Governor

Came from the Senate read and ordered placed on file.

In the House, the Communication was read and with accompanying papers ordered placed on file in concurrence.

From the Senate: The following Communication: (S. P. 94)

**STATE HIGHWAY COMMISSION
STATE OF MAINE
AUGUSTA**

January 4, 1961

To the Honorable Senate
and House of Representatives of
the One-Hundredth Legislature:

Chapter 84, Resolves of 1959, a copy of which is attached, appropriated \$15,000 from the General Highway Fund for the purpose of obtaining the necessary information to properly describe the location by metes and bounds of a way from Ashland to the Quebec border at a point near d'Aaquan, P.Q.

Following is a description of the status of the work:

Total length of survey—	
4592 Stations — 87 miles	
Survey (including referencing)	100% complete
Computations	100% complete
Tracing	77% complete
Description (pencil form	
—not typed)	100% complete

Amount of Resolve	\$15,000.00
Expended to date	14,993.86

Balance	\$6.14
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Work suspended November 1, 1960
Estimated amount necessary to
bring all to 100 completion — in-
cluding typing of description

\$700.00

Respectfully

Maine State Highway Commission

(Signed) DAVID H. STEVENS

David H. Stevens, Chairman

(Signed) PERRY S. FURBUSH

Perry S. Furbush, Member

(Signed) R. LEON WILLIAMS

R. Leon Williams, Member

Came from the Senate read and
ordered placed on file.

In the House, the Communication
was read and with accompanying
papers ordered placed on file in
concurrence.

Tabled

From the Senate: The following
Order:

Joint Order amending Joint Rules
by adding Joint Rule 23 (S. P. 52)

Came from the Senate with Sen-
ate Amendment "A" thereto read
and adopted, and referred to the
Committee on State Government.

In the House, on motion of Mr.
Jalbert of Lewiston, the Joint Or-
der was tabled unassigned pend-
ing passage.

Tabled

From the Senate: the following
Order:

Joint Order amending Joint Rules
No. 1, No. 10 and No. 11 (S. P.
53)

Came from the Senate with Sen-
ate Amendment "A" thereto read
and adopted, and referred to the
Committee on State Government.

In the House, on motion of Mr.
Jalbert of Lewiston, the Joint Or-
der was tabled unassigned pend-
ing passage.

From the Senate:

Bill "An Act to Reactivate a
Maine Committee on Problems of
the Mentally Retarded" (S. P. 77)
(L. D. 177)

Came from the Senate referred
to the Committee on Appropriations
and Financial Affairs.

In the House, referred to the
Committee on Appropriations and
Financial Affairs in concurrence.

From the Senate:

Bill "An Act Permitting Absentee
Ballots for Election of Town Of-
ficials" (S. P. 65) (L. D. 165)

Came from the Senate referred
to the Committee on Election Laws.

In the House, referred to the
Committee on Election Laws in
concurrence.

From the Senate:

Bill "An Act Repealing Commis-
sioner of Mental Health and Cor-
rections' Authority to Inspect Coun-
ty Jails" (S. P. 39) (L. D. 81)

Came from the Senate referred
to the Committee on Health and
Institutional Services.

In the House, referred to the
Committee on Health and Institu-
tional Services in concurrence.

From the Senate:

Bill "An Act to Allocate Money
from the General Highway Fund
for State Aid Construction" (S. P.
66) (L. D. 166)

Came from the Senate referred
to the Committee on Highways.

In the House, referred to the
Committee on Highways in concur-
rence.

From the Senate:

Bill "An Act Exempting Certain
Machinery from Sales and Use
Tax" (S. P. 14) (L. D. 14)

Came from the Senate referred
to the Committee on Industrial and
Recreational Development.

In the House, on motion of Mr.
Baxter of Pittsfield, referred to the
Committee on Taxation and the
Committee on Industrial and Rec-
reational Development jointly in
nonconcurrence and sent up for
concurrence.

From the Senate:

Bill "An Act Authorizing Munici-
pal Construction of Industrial Build-
ings" (S. P. 42) (L. D. 102)

Came from the Senate referred
to the Committee on Industrial and
Recreational Development.

In the House, referred to the
Committee on Industrial and Rec-

reational Development in concurrence.

Tabled and Assigned

From the Senate:

Resolve Appropriating Moneys to Provide for National Advertising for Maine's Recreational Industry (S. P. 1) (L. D. 1)

Came from the Senate referred to the Committee on Industrial and Recreational Development.

In the House:

The SPEAKER: The Chair recognizes the gentleman from Pittsfield, Mr. Baxter.

Mr. BAXTER: Mr. Speaker, I move this item be referred to the Committee on Appropriations and Industrial and Recreational Development jointly and in nonconcurrency.

The SPEAKER: The Chair recognizes the gentleman from Perham, Mr. Bragdon.

Mr. BRAGDON: Mr. Speaker, I would like permission to table this item until the next legislative day and I so move.

The SPEAKER: The gentleman from Perham, Mr. Bragdon, moves that this item be tabled and tomorrow assigned pending reference to a committee. Is this the pleasure of the House?

Mr. BAXTER: Mr. Speaker?

The SPEAKER: The Chair would advise the gentleman from Pittsfield, Mr. Baxter, that a motion to table is not debatable.

Mr. BAXTER: This refers to the time of assignment, Mr. Speaker.

The SPEAKER: The time of assignment is debatable.

Mr. BAXTER: I would suggest that this item be assigned to the next legislative day.

The SPEAKER: I believe the motion to assign it to tomorrow means the next legislative day. Does that answer the question of the gentleman from Pittsfield, Mr. Baxter?

Mr. BAXTER: Yes.

The SPEAKER: The Chair recognizes the gentleman from Perham, Mr. Bragdon.

Mr. BRAGDON: Mr. Speaker, that is what I meant to convey, Mr. Speaker, I meant the next legislative day. I thought that is what I said.

The SPEAKER: The gentleman from Perham, Mr. Bragdon, is debating the matter.

Is it now the pleasure of the House that item 12, Resolve Appropriating Moneys to Provide for National Advertising for Maine's Recreational Industry, Senate Paper 1, Legislative Document 1, be tabled and tomorrow assigned? And tomorrow assigned means the next legislative day. Is this the pleasure of the House?

The motion prevailed.

From the Senate:

Resolve Appropriating Moneys to Promote and Advertise Maine's Ski Business (S. P. 2) (L. D. 2)

Came from the Senate referred to the Committee on Industrial and Recreational Development.

In the House, referred to the Committee on Industrial and Recreational Development in concurrence.

From the Senate:

Bill "An Act Providing a State-Wide Limit on Certain Fish" (S. P. 69) (L. D. 169)

Resolve Regulating Fishing in Spencer Pond, Piscataquis County (S. P. 70) (L. D. 170)

Resolve Regulating Salmon Fishing in Sebec Lake, Piscataquis County (S. P. 71) (L. D. 171)

Came from the Senate referred to the Committee on Inland Fisheries and Game.

In the House, referred to the Committee on Inland Fisheries and Game in concurrence.

From the Senate:

Bill "An Act relating to Record of Facts Used to Impose Sentence on Persons Convicted" (S. P. 67) (L. D. 167)

Bill "An Act relating to Immunity for Information under Oath in Sex Crimes" (S. P. 68) (L. D. 168)

Came from the Senate referred to the Committee on Judiciary.

In the House, referred to the Committee on Judiciary in concurrence.

From the Senate:

Bill "An Act Providing for Reciprocity between States Relative to

Funeral Directors and Embalmers”
(S. P. 72) (L. D. 172)

Came from the Senate referred to the Committee on Legal Affairs.

In the House, referred to the Committee on Legal Affairs in concurrence.

From the Senate:

Bill “An Act Allocating Moneys from Organized Township’s Fund for Managing Public Reserved Lots in Plantations” (S. P. 73) (L. D. 173)

Bill “An Act relating to Sale by Forest Commissioner of Gravel on State Lands” (S. P. 74) (L. D. 174)

Bill “An Act relating to Selection of Public Reserved Lots” (S. P. 75) (L. D. 175)

Bill “An Act Prohibiting Dumping of Oil which May Pollute Waters” (S. P. 76) (L. D. 176)

Came from the Senate referred to the Committee on Natural Resources.

In the House, referred to the Committee on Natural Resources in concurrence.

From the Senate:

Bill “An Act Increasing Salary of Clerk of Courts of Hancock County” (S. P. 78) (L. D. 178)

Bill “An Act Increasing Salary of Sheriff of Hancock County” (S. P. 79) (L. D. 179)

Bill “An Act Increasing Salary of Register of Deeds of Hancock County” (S. P. 80) (L. D. 180)

Bill “An Act Increasing Salary of Judge of Probate of Hancock County” (S. P. 81) (L. D. 181)

Came from the Senate referred to the Committee on Towns and Counties.

In the House, referred to the Committee on Towns and Counties in concurrence.

From the Senate:

Bill “An Act Providing for Semi-annual Department Review of Aid to Dependent Children” (S. P. 82) (L. D. 182)

Bill “An Act Providing State Aid to Towns for Care of Poor Persons” (S. P. 84) (L. D. 183)

Came from the Senate referred to the Committee on Welfare.

In the House, referred to the Committee on Welfare in concurrence.

Messages and Documents

The following Communication:

STATE OF MAINE
SENATE CHAMBER

January 11, 1961

Honorable Harvey R. Pease,
Clerk, House of Representatives
State House
Augusta, Maine

Dear Sir:

The President today appointed the following Senate members to the Committee on Constitutional State Reapportionment and Congressional Redistricting:

STANLEY of Penobscot
DAVIS of Cumberland
WYMAN of Washington
NOYES of Franklin
JACQUES of Androscoggin

He appointed the following members of the Senate to the Committee on Industrial and Recreational Development:

LOVELL of York
NOYES of Franklin
JACQUES of Androscoggin

Respectfully,

(Signed) CHESTER T. WINSLOW
Chester T. Winslow
Secretary

The Communication was read and ordered placed on file.

The SPEAKER: At this time, the Chair will announce the appointment on the part of the House of the members to the Joint Select Committee on Constitutional State Reapportionment and Congressional Redistricting:

Messrs. KENNEDY of Milbridge
DENNETT of Kittery
MOORE of Casco
MADDOX of Vinalhaven
CHAPMAN of Gardiner
PRINCE of Harpswell
STEWART of Presque Isle
FOGG of Madison
WALLS of Millinocket
SIROIS of Rumford

Also at this time, the Chair will announce the appointment on the part of the House to the Joint Standing Committee on Industrial and Recreational Development, the following members:

Messrs. HARDY of Hope
MINSKY of Bangor
TWEEDIE of Mars Hill

Mrs. KIMBALL of Mount Desert
 MORRILL of Harrison
 Mr. KILROY of Portland
 Mr. JOBIN of Rumford

The following Communication:

STATE OF MAINE
 HOUSE OF REPRESENTATIVES
 OFFICE OF THE CLERK
 AUGUSTA

January 11, 1961

Honorable Vinal G. Good
 Speaker of the House
 100th Legislature

Sir:

Acting under authority of the House Order passed January 4, 1961, I hereby appoint:

Margaret B. Miskavage of Augusta, and Bertha W. Johnson of Baring, Secretaries to the Clerk of the House;

Elizabeth L. Faulkner of Augusta, Secretary to the Assistant Clerk of the House;

Regis T. Strout of Gardiner, Legislative Docket Clerk;

Dorris R. Kenerson of Gardiner, Assistant Legislative Docket Clerk;

Lila E. Peterson of Augusta, Journal Copy Clerk;

Louise R. Lasselle of Randolph, Amendment Clerk.

Respectfully,

(Signed HARVEY R. PEASE
 Harvey R. Pease
 Clerk of the House)

The Communication was read and ordered placed on file.

Petitions, Bills and Resolves Requiring Reference

The following Bills and Resolves were received and, upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

Appropriations and Financial Affairs

Bill "An Act Providing for Expansion of the Steam Plant at University of Maine at Orono" (H. P. 179) (Presented by Mr. Bearce of Bucksport)

(Ordered Printed)

Bill "An Act Providing for Construction of a Forestry Building at University of Maine in Orono" (H. P. 180) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Providing for Enlargement of Men's Physical Education Facilities at University of Maine in Orono" (H. P. 181) (Presented by Mr. Minsky of Bangor)

(Ordered Printed)

Bill "An Act Providing for the Expansion of Water Lines at the University of Maine in Orono" (H. P. 182) (Presented by same gentleman)

(Ordered Printed)

Resolve Appropriating Moneys for Spruce Budworm Control (H. P. 183) (Presented by Mr. Bragdon of Perham)

(Ordered Printed)

Resolve Authorizing Completion and Printing of a Digest of the Opinions of the Law Court (H. P. 184) (Presented by Mr. Davis of Calais)

(Ordered Printed)

Resolve Appropriating Funds for the Perambulation of the Maine-New Hampshire Boundary Line (H. P. 185) (Presented by Mr. Nadeau of Biddeford)

(Ordered Printed)

Sent up for concurrence.

Business Legislation

Bill "An Act to Incorporate Standish Financial Corporation" (H. P. 186) (Presented by Mr. Berman of Auburn)

(Ordered Printed)

Bill "An Act relating to Licensing of Home Party Plan Demonstrators" (H. P. 187) (Presented by Mr. Morrill of Harrison)

(Ordered Printed)

Sent up for concurrence.

Claims

Resolve to Reimburse Town of Swan's Island for Aid Extended to Leverett and Marie Carter (H. P. 188) (Presented by Mr. Kimball of Mount Desert)

(Ordered Printed)

Sent up for concurrence.

Education

Bill "An Act to Authorize the Municipalities of Hampden and Newburgh to Form a School Administrative District" (H. P. 189) (Presented by Mr. Littlefield of Hampden)

(Ordered Printed)

Bill "An Act to Authorize the Municipalities of Cumberland, North Yarmouth and Pownal to Form a School Administrative District" (H. P. 190) (Presented by Mr. Prince of Harpswell)
(Ordered Printed)
Sent up for concurrence.

Tabled and Assigned

Bill "An Act relating to Brunswick, Topsham and Harpswell High School Pupil Tuition Authorization" (H. P. 191) (Presented by Mr. Schulten of Woolwich)

(On motion of Mr. Lowery of Brunswick, tabled pending reference to a Committee, ordered printed, and specially assigned for the next legislative day)

A message came from the Senate, borne by Secretary Winslow of that body, proposing a Joint Convention of both branches of the Legislature to be held forthwith in the Hall of the House, for the purpose of extending to His Excellency, Governor John H. Reed, an invitation to attend the Convention and make such communication as he may be pleased to make.

Thereupon, on motion of Mr. Bragdon of Perham, the House voted to concur in the proposal for a Joint Convention. The Clerk was charged with and conveyed a message to the Senate to that effect.

The Clerk subsequently reported that he had delivered the message with which he was charged.

Inland Fisheries and Game

Bill "An Act relating to Open Season for Fishing During Month of October" (H. P. 192) (Presented by Mrs. Baker of Orrington)
(Ordered Printed)

Resolve Opening Spencer Bay, Moosehead Lake, to Ice Fishing (H. P. 193) (Presented by Mrs. Shaw of Chelsea)
(Ordered Printed)
Sent up for concurrence.

Health and Institutional Services

Bill "An Act relating to Exceptions to License Requirements for Lodging Places" (H. P. 194) (Pre-

sented by Mr. Maddox of Vinalhaven)
(Ordered Printed)
Sent up for concurrence.

Highways

Bill "An Act relating to Maintenance of the Waldo - Hancock Bridge" (H. P. 195) (Presented by Mr. Carter of Etna)
(Ordered Printed)

Bill "An Act relating to Bank Checks with Bids on Highway Construction" (H. P. 196) (Presented by Mr. Dennison of East Machias)
(Ordered Printed)

Resolve in favor of the Town of Harmony (H. P. 197) (Presented by Mr. Hughes of St. Albans)
(Ordered Printed)
Sent up for concurrence.

Judiciary

Bill "An Act Increasing Debt Limit under Small Claims Law" (H. P. 198) (Presented by Mr. Bussiere of Lewiston)
(Ordered Printed)

Bill "An Act Prohibiting Race or Color Disclosure in Vital Records" (H. P. 199) (Presented by Mr. Plante of Old Orchard Beach)
(750 copies Ordered Printed)

Bill "An Act Prohibiting Disclosure of Race or Color on Operators' Licenses" (H. P. 200) (Presented by same gentleman)
(750 copies Ordered Printed)
Sent up for concurrence.

Labor

Bill "An Act relating to Workmen's Compensation Insurance" (H. P. 201) (Presented by Mr. Estey of Portland)
(750 copies Ordered Printed)
Sent up for concurrence.

Legal Affairs

Bill "An Act relating to Political Registration of Members of City of Lewiston Boards and Commissions" (H. P. 202) (Presented by Mr. Bussiere of Lewiston)
(Ordered Printed)

Bill "An Act to Repeal the Charter of the Cousins and Littlejohns Islands Village Corporation" (H. P. 203) (Presented by Mrs. Knapp of Yarmouth)
(Ordered Printed)

Bill "An Act relating to Number of Members and Terms of Office of Boards and Commissions of City of Lewiston" (H. P. 204) (Presented by Mr. Malenfant of Lewiston) (Ordered Printed)
Sent up for concurrence.

Sea and Shore Fisheries

Bill "An Act to Amend and Repeal Certain Private and Special Laws Relating to Sea and Shore Fisheries" (H. P. 205) (Presented by Mr. Pike of Lubec) (Ordered Printed)

Bill "An Act to Prohibit the Taking of Lobsters and Crabs During the Hours of Darkness" (H. P. 206) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act to Correct Errors and Omissions in Sea and Shore Fisheries Public Laws" (H. P. 207) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

House at Ease

Called to order by the Speaker.

The Senate then entered the Hall of the House and a Joint Convention was formed.

In Convention

The President of the Senate, Earle M. Hillman, in the Chair.

The Convention was called to order by the Chairman.

On motion of Senator Davis of Cumberland, it was

ORDERED, that a Committee be appointed to wait upon His Excellency, Governor John H. Reed, and inform him that the two branches of the Legislature are in Convention assembled, ready to receive such communication as he may be pleased to make.

The Chairman appointed:

Senators:

DAVIS of Cumberland
STANLEY of Penobscot
SAMPSON of Somerset

Representatives:

BRAGDON of Perham
SMITH of Falmouth
WELLMAN of Bangor
DAVIS of Calais
DRAKE of Bath

FOGG of Madison
PLANTE
of Old Orchard Beach
JALBERT of Lewiston

Senator Davis for the Committee subsequently reported that the Committee had discharged the duties assigned it, and the Governor was pleased to say that he would forthwith attend the Convention.

Whereupon, Governor John H. Reed, attended by the Executive Council, entered the Convention Hall.

The Governor addressed the Convention as follows:

Mr. President and Members of the 100th Legislature:

A week ago today I presented in my inaugural address a resume of what I hoped we might accomplish in the coming biennium. It now becomes my duty, in compliance with the provisions of the law, to present to you the fiscal side of my program.

I have stated on a number of occasions that when new and improved services are contemplated we should be certain that the costs of those services are within the financial reach of our people. I am sure you will agree we want to advance as far as possible during the next two years, but only through sound fiscal policies can we make true progress in Maine.

The budget document contains a wealth of information that will prove indispensable to you in understanding and evaluating the financial aspects of state government. I urge you to become familiar with its contents.

You will note I have made specific recommendations in a number of areas. This was done after I had carefully weighed the needs and established what I believe to be fair priority ratings.

It is both your prerogative and your responsibility to ultimately decide the total appropriations. I am certain you will give diligent attention to all requests that come before you and I am equally confident that your final decisions will be based on what is best for the State of Maine.

General Fund

The General Fund is the account into which undedicated revenues

flow from the taxpayers of the State. It is this fund that finances most State government operations. The highway user revenues and the special revenues are the exceptions. The General Fund dollars are collected from sales tax, State tax on wild lands, cigarette tax, inheritance, estate and gift taxes, insurance company taxes, public utility taxes, the net profit from liquor and a few other smaller General Fund revenue sources.

From these revenues we must provide appropriations for: General Administration, Protection of Persons and Property, Development and Conservation of Natural Resources, Health, Welfare and Charity Activities, Mental Health and Corrections, Education, as well as our teachers and State employees retirement contribution. These appropriations constitute the greatest demand upon our General Fund revenue sources.

For the biennium ending June 30, 1961, your predecessors appropriated a sum in excess of \$110,000,000 for the two year financing of the previously mentioned categories.

Department requests for the coming biennium, July 1, 1961 to June 30, 1963, as submitted to the Budget Office totalled more than \$150,000,000.

Perhaps at this point I should indicate to you that I am discussing the budget in round numbers, so to speak, for ease of understanding. The exact figures will be found in your Budget Document or in the appropriation measures.

The next step in the budgetary process was a review by the Budget Office of the individual department requests. This process was directed at determining the number of dollars necessary to finance existing current services. I can assure you that the Budget Office, in the review of each budget request, adhered very strictly to a current services concept as being those services that were provided for by the 99th Legislature.

After the Budget Office had completed its review of the departmental requests and determined the appropriations required to support current services, these requests exceeded by \$3,250,000 estimated Gen-

eral Fund undedicated revenues for the coming biennium.

In order to provide a balanced budget it was necessary for me to instruct the Budget Officer to reduce by \$3,250,000 the appropriation for a 100 percent funding of the general purpose education subsidy to the cities and towns. The reduction in this appropriation to effect a balanced budget should in no way indicate to you that we do not have a responsibility in providing the necessary funds to properly finance our educational programs of the cities and towns.

You may wonder why this particular account was used for the purposes of balancing the budget. A review of the tabulations in the Budget Document, I am sure, would indicate that if such a reduction had to be made, this is the one single appropriation of sufficient size to permit such a reduction while doing the least harm to our General Fund operations.

Should it ever become necessary to make this reduction, the municipalities could provide the difference on a dollar for dollar basis with no loss of federal matching funds, as would be the case for example, if the reduction was made in the health and welfare program.

One of my first supplemental recommendations is the complete restoration of full educational subsidy payments for cities and towns.

Current Services Budget

After a most rigid screening process the Budget Office established the balanced budget at \$119,334,000 for the biennium.

As I have previously stated, this represents a cut in educational subsidies of \$3,250,000. Therefore, to actually continue current services we will require \$122,584,000.

Some may say that these basic budget recommendations are still too high. It is my opinion, however, unless we wish to reduce currently authorized standards of service by State Government, this figure of \$122,584,000 represents the absolute minimum of General Fund appropriations for the next biennium.

Revenue Estimates

One of the most important functions of our Bureau of Taxation is to estimate the probable revenue that will accrue to the State.

These estimates are definitely not the result of pure guesswork. Factors such as the state and national economy, purchaser trends and special elements affecting a particular tax source are carefully evaluated to produce estimates as accurate as possible.

While revenues have generally exceeded estimates, I am sure we can see the wisdom of being on the conservative side in this instance. A slight change in the economy could easily produce a deficit that would prove most embarrassing.

For the fiscal years 1961-1963 revenue in the amount of \$119,334,000 is predicted. I was thus limited to this figure as the total of the balanced budget.

Supplemental Recommendations

During my term of service in state government, as a Legislator and as Governor, I have had an opportunity to study the operation of state government and to talk with hundreds of people throughout Maine. I have been impressed with their understanding of our problems and their desire for an improved social and economic climate in our state.

As a result of these studies, and with careful appraisal of our financial resources, I have prescribed a program of measured advancement for your consideration.

Today, in the form of supplemental recommendations, I will outline my specific proposals along with the appropriations required for the new and improved services.

This brief tabulation, department by department, has recommendations drawn from three separate areas. Items totalling about \$500,000 for each of the two years are departmental costs that were not included in the \$119,334,000 basic General Fund appropriation measure because of the strict interpretation of "current service," but are amounts which should, in my opinion, be added to strengthen the overall appropriation structure.

A second group of expenditure items reflect my acceptance of "new service" requests by the respective department heads.

The third, and by far the most substantial amounts, reflect my own conclusions on such areas as expanded industrial and recreational efforts, the state employees salary adjustment plan, medical care, the relative responsibility repeal, and substantial improvements in our educational efforts. These educational appropriations, you will note, amount to about \$5,200,000 or approximately 40 percent of the total supplemental budget.

I would also point out that there are increases for educational purposes of \$5,340,000 in the balanced budget. Thus, if my recommendations are approved a total increase of \$10,500,000 would be allocated during the next biennium in this vital area.

The Legislative Documents necessary to give effect to my proposals will be put before you in the usual manner. They represent a supplement to Part III of the Budget Document and are presented in this manner to avoid further increase in the size of the already large Budget Document and to save a duplication of printing costs.

There are several items that will require enabling legislation. I refer, for example, to the relative responsibility recommendation and the medical care program. I would also note that at least a few of my recommendations will require separate resolves and these will be submitted for your consideration.

My descriptions, today, will be in summary form.

Biennium Amount
(to the Nearest \$1,000)

Department

Adjutant General \$ 26,000

The Air National Guard operation at Dow Air Force Base and Armory Operations.

Agriculture \$ 138,000

Promotion, Laboratory Costs, Disease Control, Marketing and Soil Conservation.

Attorney General \$ 42,000

Three additional Assistant Attorneys General.

Audit \$ 20,000
(to the Nearest \$1,000)
Two Field Examiners.

Economic Development \$ 496,000
Strengthening the activity in Recreation, Industry and Geology.

Education \$ 3,880,000

Provides \$3,250,000 to bring the General Purpose Education Subsidy payments to 100%, \$145,000 in operational funds and \$278,000 for an improved salary schedule for the State Teachers Colleges, \$44,000 for the Vocational Institute, \$35,000 for Adult Education grants, \$45,000 in additional Driver Education Funds, \$50,000 in tuition grants related to the New England Higher Education Compact and other essential educational expenditures.

Employees Salary Adjustment \$ 2,200,000
To provide an improved salary schedule for State employees.

Executive \$ 40,000
One additional employee and increased activity of the Panel of Mediators.

Finance and Administration \$ 213,000
Increased personnel and related expenses, mainly in Public Improvements, Purchases and Taxation.

Forestry \$ 168,000
Forest nursery program, Fire Control in the organized towns, Small Woodland program, and one Entomologist.

Health and Welfare \$ 2,980,000
Additional personnel \$173,000, Child Welfare services \$125,000, \$600,000 to cover repeal of Relative Responsibility Law, \$2,000,000 for Medical Care, increased grants for Municipal Sewerage Disposal plans and additional personnel for Water Improvement Commission.

Labor and Industry \$ 27,000
Safety Engineer and Field Man.

Library \$ 13,000
Part-time help and general expense.

Maine Maritime Academy \$ 50,000
Increased operating funds.

Mental Health and Corrections \$ 858,000

\$500,000 for increases in operating appropriations for assistance toward accreditation of the three mental hospitals, \$163,000 for the correctional institutions, a third mental health clinic at \$71,000, increases of \$84,000 for probation and parole and other administrative costs.

Park Commission \$ 58,000
Additional personnel and related costs.

Retirement \$ 65,000
To meet current costs.

Sea and Shore Fisheries \$ 99,000
Additional personnel, expense of Quality Control and Cooperative Marketing Program.

University of Maine \$ 1,250,000
Additional State Grant

Others \$ 20,000
Adjustments in Apprenticeship Council, Harness Racing Commission, Industrial Accident Commission, and Personnel Department, Secretary of State and State Treasurer.

Total \$12,643,000

In summary, therefore, I am recommending a basic General Fund appropriation measure calling for \$119,334,000 and supplemental appropriations of \$12,643,000—a total of \$131,977,000 in General Fund appropriations for the next biennium.

Capital Improvements

I will now turn to our Capital Improvement requirements. Maine has an enviable record of consistent dependence upon current revenue and current surplus sources for financing nearly all of our General Fund capital expenditures. Thus, we have seldom found it necessary to issue bonds for this purpose; therefore, thousands of dollars in interest have been saved. I commend this policy to you as being in the best interests of our citizens.

I have, then, limited my capital expenditure recommendations to an amount no greater than I can visualize as being the sum of the estimated unappropriated surplus of the General Fund as of June 30,

1961, together with a modest portion of the current General Fund income for the biennium. I will describe this in more detail in the general summary of revenue sources.

The Bureau of Public Improvements is presently preparing for your information a detailed report of the requests made for Capital Improvements. This study encompasses all of the requests made by the various departments and agencies of the State.

I am sure when you have had an opportunity to review this report you will be high in your praise of the efforts of the bureau to place before you these requests with the priorities they have affixed to the projects.

The bureau has divided these requests into four major alphabetical classifications:

Division A represents the mandatory projects. The total in this division is \$308,000.

Division B is made up of essential projects calling for \$3,439,000 for complete accomplishment.

Division C includes desirable projects. The total amount in Division C is \$24,855,000.

Division D lists those projects that could be deferred. A cost of \$3,910,000 is affixed to this category.

A review of the recommendations in Divisions A and B has convinced me we should definitely adopt these categories in their entirety.

In Division C are many worthy projects which are deserving of your most concentrated consideration. These include projects to improve facilities; to relieve overcrowding and obsolescence by construction of new facilities, all within the scope of current activities; to provide new facilities in anticipation of expansion of current services and for improvements to and expansion of programs.

I have carefully scrutinized this list with the belief in mind that we should build, in the next biennium, only what is definitely needed to adequately serve the people of Maine.

After much thoughtful deliberation I recommend a capital construction program of \$9,272,000.

This amount will provide for construction and major repairs at many of our State facilities.

Your Bureau of Public Improvements report will, of course, include a complete listing of projects. The Capital Improvement Act is a part of your Budget Document. I will summarize it here:

Department	Biennium Amount
Adjutant General	\$ 340,000
Aeronautics	
Commission	\$ 50,000
Agriculture	245,000
Civil Defense	135,000
Aroostook State	
Teachers College	204,000
Farmington State	
Teachers College	1,012,000
Fort Kent State	
Normal School	20,000
Gorham State	
Teachers College	496,000
Washington State	
Teachers College	946,000
Vocational Training	
Institute	12,000
Bureau of Public	
Improvements	165,000
Forestry	
Department	69,000
Health and Welfare	17,000
Augusta State	
Hospital	412,000
Bangor State	
Hospital	513,000
Pineland Hospital	223,000
Reformatory for	
Men	270,000
Reformatory for	
Women	15,000
Boys' Training	
Center	67,000
Maine State Prison	839,000
Maine Port	
Authority	100,000
Maine Maritime	
Academy	335,000
State Park	
Commission	161,000
University of Maine	2,526,000
Total	<hr/> \$9,272,000

Financing the General Fund Requirements

I will now review, in brief, the General Fund requirements indicated by the recommendations I have made.

Operating Revenues and Appropriations	
The basic appropriation measure	\$119,334,000
The supplemental appropriation measure	\$ 12,643,000
Total	\$131,977,000
Estimated General Fund Undedicated Revenue	\$119,334,080
Difference	\$ 12,643,000
The capitol construction measure	\$ 9,272,000
The estimated General Fund Surplus at June 30, 1961	\$ 8,000,000
Difference	\$ 1,272,000

These recommendations, if they receive your approval, will require additional General Fund revenue of \$13,915,000 for both the operational recommendations and the capital expenditure program as they relate to the General Fund.

At this point there is another matter of public concern I wish to discuss with you and that is our railroads.

In view of the vital importance of railroads to every segment of Maine's economy, serious consideration should be given to their grave financial situation.

There are three general courses of action available to you.

The first, is to provide no relief.

The second, is to repeal the current excise tax structure.

The third possible solution, is to grant a reasonable measure of relief commencing with this biennium. I recommend this course for your consideration and have made allowance to provide such relief.

Taxation

Securing additional needed revenue is always one of the most vexing problems to face any Legislature. I am sure this one will be no exception.

If we are to achieve these important and urgent advances we must assume the responsibility of providing the necessary means.

You have, however, one big advantage over a number of previous Legislatures. The three reports by

Dr. John F. Sly on Maine's tax structure will be available for your information and guidance. These should prove very valuable to you in your deliberations.

In the preparation of this Budget Message I carefully analyzed all possible sources of additional revenue, studied Dr. Sly's preliminary recommendations and discussed the tax problem with many people.

The conclusion I reached was that except for the sales tax no other single revenue source, now utilized for General Fund purposes, would yield the needed funds.

A one cent increase in the sales tax, with no changes in current exemptions would produce estimated General Fund revenues of \$14,900,000 if made effective August 1, 1961.

While obviously no tax will be accepted as the perfect revenue source, this possibility deserves your concentrated consideration.

The first decision you must make, of course, is the number and extent of services you wish to provide beyond the regular current service budget. When this point is reached I stand ready to review the tax problem with you; and to consider other alternatives.

I would note at this point, however, that I shall look with little favor on any proposed solution that would use prior years surplus accumulations, the unappropriated surplus of the General Fund, for financing current operating expenses.

I think that we can take pride in the fact that Maine has not, in the past, resorted to this type of unsound financing in solving its fiscal problems.

Highway Fund

The Highway Fund Budget, financed by revenues dedicated to Highway purposes, has been balanced by using \$2,000,000 of the Unappropriated Surplus Account for debt retirement and allocation of \$6,100,000 of proceeds from bonds for highway construction purposes. The \$6,100,000 is a part of the \$14,000,000 bond issue authorized during the 99th Legislature. While it was originally anticipated that the entire proceeds of the \$13,000,000 bond issue would be required

to balance the budget for the next biennium it is now possible to reserve \$6,900,000 from this bond issue for highway construction for the second biennium, namely that starting July 1, 1963 and ending June 30, 1965. The budget for the next biennium provides for total allocations for the fiscal year beginning July 1, 1961 of \$38,225,000 and for the fiscal year beginning July 1, 1962 of \$40,384,000. Current revenues plus the \$2,000,000 from the Unappropriated Surplus Account and the allocation of \$6,100,000 from proceeds of bonds will be sufficient to finance these allocations.

The Highway Fund Budget for the next biennium provides for continuing all highway activities at the present level including special State Aid to the extent of \$1,000,000 per year, town road improvement funds on the basis of \$1,500,000 per year, and financing the State's share of the joint State Aid construction account to the extent of \$2,000,000 in the first year and \$2,050,000 in the second year. All anticipated federal funds will be matched.

I recommend that a modest allowance be made to notify motor vehicle operators of the date their license expires.

The Budget also contemplates continuing to finance State Police activities on the basis of 50% from the Highway Fund and 50% from the General Fund.

During the past several years the Legislature has recognized the necessity for financing highway activities on a four-year basis. Estimates of highway revenues and expenditures for the next four years indicate that if we are to continue our highway construction and maintenance programs on the same basis for the second biennium, namely that starting July 1, 1963, it will be necessary to find additional revenue to the extent of \$5,800,000. Revenue from current sources plus the proceeds from the \$13,000,000 bond issue will provide for financing all highway activities for the first three years of the next four year period. The \$5,800,000 deficit will occur in the fourth year of the period. Your consideration must be given to either providing the \$5,800,000 or decreasing

highway activities. I am convinced that we should continue both construction and maintenance activities at the present level. Certainly we should not think in terms of suspending construction on our main travelled roads and there should be no decrease in the amount of State monies expended for State Aid construction or Town Road Improvements.

There are at least two methods of financing the anticipated deficit in the second year of the second biennium. I am sure you will want to carefully weigh these two choices.

The first is to provide additional revenue. In this respect you will want to examine the recommendations of Wilbur Smith and Associates who have conducted a Maine highway-user tax study. This report suggests possible ways of obtaining the needed funds.

The other alternative is to authorize bonds to the extent of \$5,800,000. These would be sold only if needed and would assure continuation of our complete program.

It is my opinion that the latter course would be the wisest solution to the problem.

In reaching this conclusion I am impressed with at least three important facts:

1. Sound highway programming, with the necessarily long intervals between the planning phase, the construction and the ultimate completion, points up the essential requirement of four year planning and four year financing.

2. Actual highway department bond retirements in the 1963-1964 years will be \$6,850,000, more than \$1,000,000 in excess of the suggested bond issue of \$5,800,000 required in the second year of the next biennium.

3. Your approval of a \$5,800,000 highway bond issue should be made on the basis that the bonds cannot be issued before the 1963-1964 biennium and the proceeds can be allocated only by the affirmative action of the next Legislature.

Economy

In facing up to the financial problems before us, it is our responsibility to see that we get full value for every tax dollar spent.

Throughout the budgetary process, it has been my constant objective to strive for maximum efficiency in our State government operations.

I am certain that you too will keep the important matter of economy constantly in mind.

Conclusion

In concluding this budget presentation I wish to acknowledge, with sincere thanks, the helpful assistance given to me by Finance and Administration Commissioner, Mr. Raymond C. Mudge; Budget Officer, Roland M. Berry, and their staff. I am also grateful to the heads of the various departments and agencies for their excellent co-operation.

I am fully aware of the hundreds of hours your several legislative committees will spend in public hearings and in committee deliberations while dealing with fiscal matters.

Finally, I have confidence in the membership of this 100th Maine Legislature, a confidence that leads me to the hopeful conclusion that the solutions you reach will be wise solutions that will point the way to sound progress in our State of Maine. (Prolonged applause, Convention rising)

At the conclusion of the address, the Governor and Council withdrew, amid the applause of the Convention, the audience rising.

The purpose for which the Convention was assembled having been accomplished, the Chairman declared the same dissolved.

The Senate then retired to the Senate Chamber, amid the applause of the House, the members rising.

In the House

The House was called to order by Speaker Good.

The SPEAKER: The House is proceeding with petitions, bills and resolves requiring reference to a committee. The next matter is item 30.

Petitions, Bills and Resolves Requiring Reference (cont'd)

State Government

Bill "An Act relating to Officers of the Legislature" (H. P. 208)

(Presented by Mr. Haughn of Bridgton)

(Ordered Printed)

Resolve Proposing an Amendment to the Constitution Providing for Annual Legislative Sessions (H. P. 209) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

Towns and Counties

Bill "An Act to Change the Date of Election of Town Meeting Members in the Town of Caribou" (H. P. 210) (Presented by Mr. Albair of Caribou)

(Ordered Printed)

Bill "An Act relating to Rental for Brewer Municipal Court" (H. P. 211) (Presented by Mr. Ham of Brewer)

(Ordered Printed)

Bill "An Act Increasing Salaries of County Commissioners of York County" (H. P. 212) (Presented by Mrs. Hanson of Lebanon)

(Ordered Printed)

Bill "An Act Increasing Salary of Register of Deeds of York County" (H. P. 213) (Presented by same member)

(Ordered Printed)

Bill "An Act Increasing Salary of County Treasurer of York County" (H. P. 214) (Presented by same member)

(Ordered Printed)

Bill "An Act Increasing Salaries of County Officials of Franklin County" (H. P. 215) (Presented by Mr. Jones of Farmington)

(Ordered Printed)

Bill "An Act relating to Sick Pay for County Clerical Help" (H. P. 216) (Presented by Mrs. Shaw of Chelsea)

(Ordered Printed)

Sent up for concurrence.

Transportation

Bill "An Act relating to Initial Motor Vehicle Number Plates" (H. P. 217) (Presented by Mr. Morrill of Harrison)

(Ordered Printed)

Bill "An Act relating to Exemption from Laws Regulating Motor Trucks for Hire" (H. P. 218) (Presented by Mr. Turner of Auburn)

(Ordered Printed)

Sent up for concurrence.

Orders

On motion of Mr. Berman of Auburn, it was

ORDERED, that use of the hall of the House be granted to the Maine State Bar Association on Thursday afternoon, January 19, 1961.

On motion of Mr. Anderson of Greenville, it was

ORDERED, that each member and officer of the House be furnished with one copy each of two weekly newspapers published in the State, to be selected by them.

The following paper from the Senate was received out of order:

From the Senate: The following Order:

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, January 17, at ten o'clock in the morning. (S. P. 130)

Came from the Senate read and passed.

In the House, the Order was read and passed in concurrence.

Orders of the Day

The SPEAKER: Orders of the Day. Earlier in the week I stated that we would try and have for you before we adjourned today, a report of the activities of the Joint Standing Committees, and I am pleased to say at this time that that report is very satisfactory; and comparing it with the report of two years ago, now this report I am speaking about is for the third week. Now this third week report exceeds what we had done in the fourth week two years ago. Now we have twenty-four Joint Standing Committees. The number of bills assigned to each Committee and the number of bills advertised for hearing for next week is as follows:

Committee**Agriculture**

Bills referred to Committee 2
Advertised for hearing —

Appropriations and Financial Affairs

Bills referred to Committee 6
Advertised for hearing —

Business Legislation

Bills referred to Committee 4
Advertised for hearing —

Claims

Bills referred to Committee 8
Advertised for hearing —

Education

Bills referred to Committee 4
Advertised for hearing 4

Election Laws

Bills referred to Committee 3
Advertised for hearing 2

Highways

Bills referred to Committee 6
Advertised for hearing 4

Inland Fisheries and Game

Bills referred to Committee 34
Advertised for hearing 6

Industrial and Recreational Development

Bills referred to Committee 3
Advertised for hearing 3

Judiciary

Bills referred to Committee 24
Advertised for hearing 9

Labor

Bills referred to Committee 3
Advertised for hearing —

Legal Affairs

Bills referred to Committee 14
Advertised for hearing 9

Liquor Control

Bills referred to Committee 4
Advertised for hearing 4

Natural Resources

Bills referred to Committee 6
Advertised for hearing 6

Health and Institutional Services

Bills referred to Committee 1
Advertised for hearing 1

Public Utilities

Bills referred to Committee 7
Advertised for hearing 4

Retirements and Pensions

Bills referred to Committee 5
Advertised for hearing —

Sea and Shore Fisheries

Bills referred to Committee 3
Advertised for hearing 2

State Government

Bills referred to Committee 12
Advertised for hearing 5

Taxation

Bills referred to Committee 3
Advertised for hearing 3

Towns and Counties

Bills referred to Committee 11
Advertised for hearing —

Transportation

Bills referred to Committee	1
Advertised for hearing	—

Veterans and Military Affairs

Bills referred to Committee	—
Advertised for hearing	—

Welfare

Bills referred to Committee	4
Advertised for hearing	—

Now as I say, this is for the third week. Now although it is not one hundred per cent, we are ahead of the fourth week of two years ago.

Now I hope that the Chairmen in the House on those Committees, where there has been nothing scheduled for hearing for next week, will talk to the Senate Chair-

men and see if they will take some action.

I talked to the Director of Legislative Research and he has one hundred and fifty or two hundred bills down there that are all ready to be picked up. I know you have been very busy and you haven't had time, but I hope that you will take time at this particular time before you go home and pick those bills up, because he is working on another hundred or two hundred down there and they are apt to get mixed up.

On motion of Mr. Whitman of Woodstock,

Adjourned until Tuesday, January 17, at ten o'clock in the morning.