

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One-Hundredth Legislature

OF THE

STATE OF MAINE

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AUGUSTA, MAINE

SENATE

Friday, June 16, 1961

Senate called to order by the President.

Prayer by Rev. Wm. Dawes Veazie of Gardiner.

On motion by Mr. Porteous of Cumberland Journal of yesterday was read and approved.

Mr. Couture of Androscoggin presented an Order and moved its passage:

ORDERED that the compensation for Miss Elizabeth Crawford, Index Clerk of the Senate be paid in full for the entire length of the session at the rate established by the payroll approved by the Committee on Appropriations and Financial Affairs.

Which was read and passed.

There being no further business to come before the Senate at this time.

The Chair declared a recess to 1:30 this afternoon.

At the request of the President, the Senator from Cumberland, Senator Brooks, and the Senator from Penobscot, Senator Stanley exchanged seats.

Mr. COUTURE of Androscoggin: Mr. President, a point of order.

The PRESIDENT: The Senator may state his point of order.

Mr. COUTURE: Mr. President, I think that the permission of the Senate should be cleared for any member of the Senate to change his seat.

The PRESIDENT: The Chair will inform the Senator from Androscoggin, Senator Couture, that consent of the Senate is not necessary.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table H. P. 871, L. D. 1206, "An Act Relating to the Educational Foundation Program Allowance.

Mr. COUTURE: Mr. President, maybe if I had a little while longer, I could find L. D. 1206.

The PRESIDENT: You will find it on the Appropriations Table, Senator.

Mr. COUTURE: Mr. President, we have over a hundred bills on the appropriations table and I went over the list as fast as my eyes could and I have good eyesight, I only use my glasses for long vision, so maybe if we had a few minutes recess.

Mr. MAYO of Sagadahoc: Mr. President, for the information of the Senator, it is on Page 11 of the Supplemental Journal that carries the Special Appropriations.

Mr. COUTURE: Mr. President, we have two Special Appropriations sheets, one on the regular calendar and also on the calendar that was distributed and I was looking on the regular calendar. Now I have it and in answer to Senator Mayo, I know I have had it here, but I think it needs further explanation when you have to deal with two different calendars on the Special Appropriations Table.

The PRESIDENT: Is the Senator from Androscoggin Senator Couture satisfied now?

Mr. COUTURE: Very well, Mr. President.

Thereupon, the bill was passed to be enacted.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table, Resolve Authorizing the Setting out of Buoys in Moosehead Lake, and on further motion by the same Senator, the resolve was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table, "An Act to Create a Law Revision Commission" (H. P. 15) (L. D. 34); and on further motion by the same Senator, the bill was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table, "An Act Providing for an Assistant County Attorney for York County (S. P. 21) (L. D. 46).

Mr. COUTURE of Androscoggin: Mr. President, I am trying to make up here these two sheets together,

the special calendar and the paper of today. I don't know whether you people met and caucused or not but let's get this in order. I don't care about the L. D. number, let's have a little explanation about the bill. You people—

The PRESIDENT: The Senator is out of order. This was passed many weeks ago, the fact that we would have a Special Appropriations Table and the Senator agreed to it. The Senator knows the bills that are there.

Mr. COUTURE: Mr. President, on your Special Appropriation Table, on your calendar of today, there is H. P. 15, L. D. 34 and that is it. Right? Now I am trying to check both of them together and you have over here another one that explains the documents and what I am trying to get around to is and you are going too fast with the hammer for me to follow you. Whether you had a caucus before or not I don't know.

The PRESIDENT: Will the Senator just wait for an explanation. A number of weeks ago we voted in the Senate to have a Special Appropriations Table where the bills would be tabled by number only and we are proceeding under that order.

Mrs. CHRISTIE: Mr. President, may I suggest that perhaps the Senator from Cumberland and the Senator from Androscoggin, Senator Stanley might join these two sheets so that any member will know which is which. For instance, they could tell which page L. D. 34 is on, which page on the appropriations sheet. It might help the situation.

The PRESIDENT: The Chair appreciates the remarks of the Senator from Androscoggin, Senator Christie.

Senate at Ease

Called to order by the President.

Mr. COUTURE: Mr. President, if we are now to follow the Special Appropriation Table, we will follow them in rotation and not as a surprise the way the first two were.

The PRESIDENT: The Chair will inform the Senator from An-

droscoggin that there has been no surprise on anyone. If the Senator from Androscoggin, Senator Couture, would like to change places with the Senator from York, Senator Lovell, then the Senator from Franklin, Senator Noyes will be in the next seat and can help you along.

Mr. COUTURE: I don't need any help Mr. President. The thing I would like to get across here is that possibly most of the members of the Senate were aware of what was going to happen but as usual, the minority was standing here and we had to come in here and now I hope we will take these in rotation.

Mr. DAVIS of Cumberland: Mr. President, it is my understanding that we have now taken S. P. 21, L. D. 46, An Act Providing for an Assistant County Attorney for York County, from the table; if my motion is in order, I move that the bill now pass to be enacted.

The motion prevailed and the bill was passed to be enacted.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table Resolve in Favor of Wayne Innis of Bath (S. P. 35) (L. D. 77); and on further motion by the same Senator, the Resolve finally passed.

On motion by Mr. Cole of Waldo, the Senate voted to take from the Special Highway Table An Act Relating to Second Injury Fund and Vocational Rehabilitation under Workmen's Compensation Act: (S. P. 37) (L. D. 79) and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table Resolve in Favor of Elude Cantara of Biddeford (H. P. 48) (L. D. 84) and on further motion by the same Senator, the Resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table An Act Relating to Travel

Allowance for the Members of the Legislature (H. P. 53) (L. D. 94); and on further motion by the same Senator, the bill was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table Resolve in Favor of Town of Minot (H. P. 58) (L. D. 99); and on further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table Resolve Providing Funds for Dredging Songo River in Cumberland County (H. P. 68) (L. D. 110); and on further motion by the same Senator, the resolve was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Cole of Waldo, the Senate voted to take from the Special Highway Table Resolve in Favor of the Estate of R. E. Hopkins of Hampden (H. P. 69) (L. D. 111); and on further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table "An Act Relating to Payments by Baxter State Park Authority to Maine Forestry District (H. P. 75) (L. D. 117); and on further motion by the same Senator, the bill was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table Resolve Increasing Pension of Merle Merrill of Montville (H. P. 104) (L. D. 144); and on further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table "An Act Requiring State and Municipal Consultation on Aid to Dependent Children (H. P. 124) (L. D. 164) and on motion by the

same Senator, the bill was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table "An Act to Reactivate a Maine Committee on Problems of the Mentally Retarded" (H. P. 124) (L. D. 144); and that Senator moved that the bill be passed to be enacted.

Mr. MAYO of Sagadahoc: Mr. President and members of the Senate, do I understand that this has an emergency clause attached to it?

The PRESIDENT: It certainly does.

Mr. MAYO: Mr. President, I would request that this lie on the table temporarily until we have a chance to check the emergency clause and see what it does to the bill.

Mrs. LORD of Cumberland: Mr. President, I would like to request a division on the tabling motion.

Mr. MAYO: Mr. President and members of the Senate, before the division is taken, I would like to explain why I asked for this privilege. I am sorry, Mr. President, I cannot debate the tabling motion. I ask for unanimous consent to address the Senate.

Mr. Mayo of Sagadahoc was granted unanimous consent to address the Senate.

Mr. MAYO of Sagadahoc: Mr. President, it is my understanding that this emergency measure will provide for two members of one of the departments to take a sabbatical leave to Vienna to study problems on mentally retarded. If the Senate remembers, back several weeks ago, I was responsible for taking out an amendment that was going through this Senate which would allow sabbatical leave to many in certain departments, and at that time I was successful in this Senate of indefinitely postponing that particular amendment. Now I am a little reluctant to allow this to go on an emergency basis, because the convention or whatever it is in Vienna, is this summer, and that is the reason the emergency amendment was put on so the money would become avail-

able for these department heads to go on a sabbatical leave to Vienna and study mentally retarded.

Mr. President, if I am in order, I would move later for the indefinite postponement of the emergency clause of this measure.

The PRESIDENT: The Senate will be at ease for a moment.

Senate at Ease

Called to order by the President.

Thereupon, Mr. Mayo of Sagadahoc was granted permission to withdraw his tabling motion.

A division of the Senate was had.

Twenty-six having voted in the affirmative and two opposed, the bill was passed to be enacted.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table "An Act Providing for Review of Aid to Dependent Children by Department of Health and Welfare" (S. P. 82) (L. D. 182); and on further motion by the same Senator, the bill was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table, "An Act Providing State Aid to Towns for Care of Poor Persons"; (S. P. 84) (L. D. 183) and on further motion by the same Senator, the bill was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table Resolve in Favor of Charles A. Dean Memorial Hospital of Greenville (H. P. 130) (L. D. 193); and on further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table Resolve Reimbursing Town of Limestone for 1958 Connor Poll Taxes paid the State; (H. P. 132) (L. D. 195) and on further motion

by the same Senator, the resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table "An Act Providing for a Review of Laws of Forestry Department" (H. P. 143) (L. D. 206); and on further motion by the same Senator, the bill was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table, Resolve Reimbursing Certain Municipalities on Account of Property Tax Exemptions of Veterans (S. P. 100) (L. D. 245); and on further motion by the same Senator, the Resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table, Resolve Providing Funds for Urban Planning (S. P. 101) (L. D. 246); and on further motion by the same Senator, the Resolve was indefinitely postponed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table Resolve Appropriating Monies for Spruce Budworm Control (H. P. 183) (L. D. 279); and that Senator moved final passage.

This being an emergency measure, A division of the Senate was had.

Twenty-seven having voted in the affirmative and none opposed, the motion prevailed and the resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table, Resolve Authorizing Completion and Printing of the Digest of the Opinions of the Law Court (H. P. 184) (L. D. 280); and on further motion by the same Senator, the resolve was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take

from the Special Appropriations Table Resolve Appropriating Funds for Perambulation of Maine-New Hampshire Boundary Line (H. P. 185) (L. D. 281); and on further motion by the same Senator, the Resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table An Act Relating to the Harbor Project in the Town of Wells (H. P. 221) (L. D. 336); and on further motion by the same Senator, the bill was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the table Resolve Appropriating Funds for Advisory Committee on Education (H. P. 227) (L. D. 341); and on further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the table, Resolve to Reimburse Edward M. Healy for Repairs to Androscoggin Lake Dam (H. P. 232) (L. D. 346); and on further motion by the same Senator, the Resolve was finally passed.

On motion by Mr. Cole of Waldo, the Senate voted to take from the Special Highway Table, Resolve in Favor of Myron Reynolds of Brooks (H. P. 233) (L. D. 347); and on further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table, An Act Amending the Christmas Tree Law (H. P. 265) (L. D. 379); and on further motion by the same Senator, the bill was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table, Resolve Providing for State Pension for Clyde P. Walker of

Stratton (H. P. 266) (L. D. 380); and on further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table, Resolve Increasing Pension of Maurice Albert of Madawaska (H. P. 267) (L. D. 381) and on further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table, An Act to Provide for Additional Group Life Insurance Coverage for State Employees and Teachers (H. P. 272) (L. D. 380); and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table, An Act to Incorporate Baring, Washington county, into an Organized Plantation (H. P. 280) (L. D. 394); and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table, An Act Merging Portland University with the University of Maine (S. P. 161) (L. D. 407); and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Cole of Waldo, the Senate voted to take from the Special Highway Table, An Act to Authorize Issuance of Bonds in the amount of Six Million Dollars on Behalf of the State of Maine to build State Highways (S. P. 162) (L. D. 408); and that Senator moved final passage.

This being a Bond Issue it required the affirmative vote of two-thirds the elected membership of the Senate, for passage.

A division of the Senate was had.

Twenty-eight having voted in the affirmative and none opposed, the

motion prevailed and the bill was passed to be enacted.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table, An Act to Amend the Workmen's Compensation Act (S. P. 173) (L. D. 419); and that Senator moved indefinite postponement.

Mr. FERGUSON of Oxford: Mr. President and members of the Senate, this is one of my bills and I question very much the Appropriation on it. It is a clarification of the Workmen's Compensation Act and it is a bill that has had quite a lot of time spent on it, and we want the bill even if we don't get the appropriations. I don't know just what motion would be in order at this time, but I do want this bill even without the appropriation. There is no price tag on the bill as I understand.

The PRESIDENT: The Senate will recess for a few minutes and let the Senator from Oxford, Senator Ferguson, consult with the Senator from Cumberland, Senator Davis.

After Recess

Senate called to order by the President.

Mr. DAVIS of Cumberland: Mr. President, with regard to L. D. 419, the bill we were discussing before we recessed, in order to give the Senator from Oxford an opportunity to prepare an amendment, I would ask that this be retabled until later in the day.

The motion prevailed and the bill was retabled.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table, An Act Relating to Allocation of Funds for Purchase of Real Estate by State (H. P. 285) (L. D. 437); and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table, Resolve in Favor of the Sons of the American Revolution; and on further motion by the same

Senator, the resolve was finally passed

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table, Resolve to Reimburse the town of Woodland for Aid Extended to Ronald Tirrell (H. P. 294) (L. D. 446); and on further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table, Resolve to Reimburse the Town of Sweden for Aid extended to Ronald Tirrell; and on further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Cole of Waldo, the Senate voted to take from the Special Highway Table, Resolve to Reimburse Canton Water District for Damage from Highway Construction (H. P. 298) (L. D. 450); and on further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table, Resolve Reimbursing Town of Weston for Aid Extended to Henry Lee (H. P. 299) (L. D. 451); and on further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table, An Act Providing for Municipal Court Conference (H. P. 321) (L. D. 473); and on further motion by the same Senator, the bill was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table, An Act Relating to Apportionment to Municipalities of Tax on Telephone and Telegraph Companies (H. P. 358) (L. D. 510); and on further motion by the same Senator, the bill was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the Special Appropriations Table, An Act Providing Expanded Community Mental Health Services (S. P. 191) (L. D. 524) and that Senator yielded to the Senator from Cumberland, Senator Davis.

On motion by Mr. Davis of Cumberland, under suspension of the rules the Senate voted to reconsider its action whereby the bill was passed to be engrossed; and on further motion by the same Senator, Senate Amendment A was read and adopted and the bill as amended passed to be engrossed and sent down for concurrence.

At the invitation of the Chair, the Senator from Hancock, Senator Brown assumed the Chair, the President retiring; and the Senator from Penobscot, Senator Stanley was requested to relieve the Senator from Cumberland, Senator Davis in removal of items from the Special Appropriations Table.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the Special Appropriations table, An Act Relating to Disability Benefits under Maine State Retirement System (S. P. 203) (L. D. 536); and on further motion by the same Senator, the bill was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the Special Appropriations table, "An Act Relating to State Retirement System" (S. P. 204) (L. D. 537); and on further motion by the same Senator, the bill was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the Special Appropriations table, "An Act Relating to Amount of State Retirement Benefits for Teachers" (S. P. 205) (L. D. 538); and that Senator yielded to the Senator from Kennebec, Senator Marden.

On motion by Mr. Marden of Kennebec, the rules were suspended and the Senate voted to reconsider its former action whereby the bill was passed to be engrossed; and the same Senator then moved that the Senate reconsider its action whereby it adopted Senate Amendment B.

Mr. COUTURE of Androscoggin: Mr. President, do we have Senate Amendment B before us? Could the Secretary read it.

Mr. MARDEN of Kennebec: Mr. President, I think I can help the Senator from Androscoggin, Senator Couture, if I may explain. In an effort to accomplish an increase in the State Retirement Benefits for teachers, it became necessary to reduce the total appropriation and the amendment which I hope to propose will be an amount of money \$130,000 less than is contained in the bill in its present status as amended by Senate Amendment B. In other words, I would hope to indefinitely postpone Senate Amendment B and replace it with Senate Amendment C which will result in a saving of \$130,000.

On motion by Mr. Marden of Kennebec, Senate Amendment B was indefinitely postponed; Senate Amendment C was read and adopted, and the bill as amended was passed to be engrossed and sent forthwith to the House.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the Special Appropriations Table, "An Act Relating to Participation by the State of Maine in the 1964-1965 New York World's Fair;" and on further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Stanley of Penobscot, the Senate moved to take from the Special Appropriations Table, Resolve Appropriating Funds to Public Utilities Commission for Water Resources Investigation (H. P. 379) (L. D. 554).

Mr. Couture of Androscoggin was granted unanimous consent to address the Senate.

Mr. COUTURE: Mr. President, let's try to work together on these. Let's try to work together and

mention the page. We in the Minority have to guess.

Thereupon, on motion by Mr. Stanley of Penobscot, the resolve was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the Special Appropriations Table, "An Act Exempting Proceeds of Pension and Profit Sharing Plans from Inheritance Tax Law." (H. P. 423) (L. D. 598) and on further motion by the same Senator, the bill was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the table "An Act Providing for a Review of Laws of Department of Mental Health and Corrections" (S. P. 220) (L. D. 625); and on further motion by the same Senator, the bill was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the Special Appropriations table, (S. P. 22) (L. D. 627) Resolve, Providing that the Legislative Research Committee Study the Clerical and Data Processing Activities of the State Government; and on further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the Special Appropriations table, "An Act Reactivating the State Committee on Children and Youth (H. P. 452) (L. D. 652); and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the Special Appropriations table, "An Act Revising Statutes Regulating Branching and Consolidations by Banks" (H. P. 439) (L. D. 659); and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Cole of Waldo, the Senate voted to take from the Special Highway Table Resolve, in Favor of James E. Woods of Calais (H. P. 462) (L. D. 662); and on further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the Special Appropriations table Resolve in Favor of Levite Pelletier of St. David (H. P. 463) (L. D. 663); and on further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Cole of Waldo, the Senate voted to take from the Special Highway Table Resolve in Favor of Richard S. Foster of York (H. P. 465) (L. D. 665); and on further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Cole of Waldo, the Senate voted to take from the Special Highway table, "An Act Eliminating the Tolls from Deer Isle-Sedgwick Bridge" (H. P. 477) (L. D. 677); and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Cole of Waldo, the Senate voted to take from the Special Highway table, Resolve Appropriating Funds to Complete Survey for a Maine-Quebec Highway (H. P. 478) (L. D. 678); and on further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the Special Appropriations table, "An Act Creating a Lien on Real Property of Beneficiaries of Old Age Assistance, Aid to the Blind and Aid to the Disabled" (H. P. 501) (L. D. 700); and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the Special Appropriations table, Resolve, Increasing State Pension for Mrs. Estie Libby of Charleston (H. P. 530) (L. D. 728); and on further motion by the

same Senator, the resolve was finally passed.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the Special Appropriations table "An Act to Create the Bureau of Maine Archives" (H. P. 539) (L. D. 737); and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the Special Appropriations table Resolve Providing for Emergency Renovation of Existing Facilities at Maine State Prison (S. P. 349) (L. D. 766); and on further motion by the same Senator the resolve was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the Special Appropriations table, "An Act to Bring State Police, Coastal Wardens and Fish and Game Wardens Under Personnel Law" (S. P. 261) (L. D. 778); and that Senator moved that the bill be indefinitely postponed.

Mr. MAYO of Sagadahoc: Mr. President, I think there is confusion regarding the appropriation part of this bill because I have discussed it with the leadership and I move that it be tabled until later in the day.

The motion prevailed and the bill was tabled pending the motion of the Senator from Penobscot, Senator Stanley, to indefinitely postpone.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the Special Appropriations table, "An Act Relating to Completion of the York River Project in York" (S. P. 265) (L. D. 782) and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the Special Appropriations table, "An Act Providing for the Construction of an Addition to Edmunds Elementary School in the Unorganized Territory (H. P. 567)

(L. D. 787); and that Senator moved that the bill pass to be enacted.

This being an emergency measure a division of the Senate was had.

Twenty-seven having voted in the affirmative and none opposed, the bill was passed to be enacted.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the table Resolve Providing for Legislative Research Committee Study of State and Municipal Sewage Problems (H. P. 572) (L. D. 792); and on further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the Special Appropriations Table Resolve in Favor of School Administrative District No. 14, Danforth-Weston, for School Construction Aid (H. P. 573) (L. D. 793); and on further motion by the same Senator, the resolve was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the Special Appropriations table, Resolve Reimbursing Bay Ferry Corporation for Loss of its Business (H. P. 579) (L. D. 799); and on further motion by the same Senator, the resolve was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the Special Appropriations table, Resolve Reimbursing Town of Exeter for Aid Extended to Mrs. Virginia Smith (H. P. 580) (L. D. 800); and on further motion by the same Senator, the resolve was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the Special Appropriations table Resolve to Reimburse town of Bristol for Aid Extended to Charles Maines (H. P. 582) (L. D. 802); and on further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the Special Appropriations table, An Act Revising the Laws Relating to the Organization and General Supervisory Powers of the Department of Banks and Banking (H. P. 494) (L. D. 805); and on further motion of the same Senator the bill was passed to be enacted.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the table An Act Changing Fort Kent State Normal School to Fort Kent State Teachers' College (H. P. 586) (L. D. 807); and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Cole of Waldo, the Senate voted to take from the Special Highway table An Act to Authorize the Construction of a Causeway Connecting Cousins Island with Littlejohns Island, and a Bridge and Causeway Connecting Littlejohns with Chebeague Island (H. P. 591) (L. D. 812).

Mr. COLE of Waldo: Mr. President, this bill having been debated very thoroughly, I move indefinite postponement of the bill and all accompanying papers, and when the vote is taken, I ask for a division.

Mr. EDGAR of Hancock: Mr. President, I would ask permission of the Senate to be excused from voting on this motion in view of the fact that I have agreed to pair my vote with the Senator from Somerset, Senator Carpenter who, if he were here would vote Yes for indefinite postponement, and I would vote No.

The Senator from Hancock, Senator Edgar, was excused from voting.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Waldo, Senator Cole, that this bill and accompanying papers be indefinitely postponed, and a division has been requested.

A division of the Senate was had.

Fourteen having voted in the affirmative and ten opposed, the mo-

tion to indefinitely postpone prevailed.

On motion by Mr. Mayo of Sagadahoc Recessed until 7:30 tonight.

After Recess

Senate called to order by the President.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (H. P. 569) (L. D. 819) "Resolve, Appropriating Funds for Publication of Civil War History in Maine," and on further motion by the same Senator the resolve was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (H. P. 626) (L. D. 843) "Resolve, Increasing Pension of Martha Morey of Shirley Mills," and on further motion by the same Senator the resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (H. P. 632) (L. D. 849) "Resolve, to Increase Retirement Benefit for Chaplain T. Greene of Princeton," and on further motion by the same Senator the Resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (S. P. 270) (L. D. 871) "Resolve, Appropriating Moneys to Match Federal Funds Provided under Title VIII of the National Defense Education Act," and on further motion by the same Senator the Resolve was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (S. P. 273) (L. D. 874) "Resolve, Appropriating Money for Production and Supervision on In-School Educational Television Programs, and on further motion by

the same Senator the Resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (S. P. 274) (L. D. 875) "Resolve, Providing Funds for a Referral Center at the Farmington State Teachers' College for Assistance to Teachers", and on further motion by the same Senator the Resolve was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (S. P. 275) (L. D. 876) Resolve, Appropriating Money for In-School Educational Telecasting, and on further motion by the same Senator the resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (S. P. 306) (L. D. 894) Resolve, Proposing an Amendment to the Constitution to Limit to Retirement Purposes the Use of Funds of the Maine State Retirement system, and the same Senator moved that the resolve be finally passed.

This being an emergency measure, a division of the Senate was had.

Twenty-two having voted in the affirmative and none in the negative the Resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (S. P. 301) (L. D. 912) Resolve, to Increase Retirement Benefit for Susie H. Yeaton, of Harrington, and on further motion by the same Senator the resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table Resolve Appropriating Funds for Capital Improvements at East Corinth Academy (H. P. 648) (L. D. 926); and on further motion by the

same Senator, the resolve was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Cole of Waldo, the Senate voted to take from the Special Highway Table Resolve in Favor of Mervin E. Leach of Blue Hill (H. P. 657) (L. D. 935); and on further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table "An Act Relating to Disability Retirement Allowance under the State Retirement System (H. P. 701) (L. D. 979); and on further motion by the same Senator, the bill was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table Resolve Appropriating Money to supplement Federal Vocational Funds for Area Education Program for Apprentices and other Adult Workers (S. P. 315) (L. D. 991) and on further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the table "An Act Creating a Committee to Plan for an Institution Serving as a Reception and Treatment Center (S. P. 322) (L. D. 997); and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table Resolve Appropriating Monies to Match Federal Funds Provided under Title X of the Nation Defense Education Act; (H. P. 724) (L. D. 1012) and on further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (H. P. 727) (L. D. 1015) Resolve, for Development of Revenue-Producing Park Facilities on Mt. Battie, and on further motion

by the same Senator the resolve was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (S. P. 362) (L. D. 1095), Resolve, Proposing an Amendment to the Constitution Authorizing the Construction of Industrial Buildings, and the same Senator moved that the resolve be finally passed.

This being an emergency measure, a division of the Senate was had.

Twenty-two having voted in the affirmative and one in the negative the Resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (H. P. 811) (L. D. 1126) An Act to Revise the Civil Defense and Public Safety Council Law, and on further motion by the same senator the bill and accompanying papers were indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table (H. P. 840) (L. D. 1155) Bill, "An Act Increasing Number of Justices of the Superior Court, and on further motion by the same Senator the bill and accompanying papers were indefinitely postponed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (H. P. 850) (L. D. 1164) Bill, An Act Exempting Certain Aircraft from Sales Tax, and on further motion by the same Senator the bill and accompanying papers were indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (H. P. 905) (L. D. 1239) Bill, An Act Relating to Notice to Municipal Officers Prior to Filing of the State Valuation, and on further motion by the same Senator the bill was passed to be enacted.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the table (H. P. 925) (L. D. 1273) Bill, "An Act Relating to the Control of Sources of Ionizing Radiation, and on further motion by the same Senator the bill was indefinitely postponed.

Sent down for concurrence.

Mr. FARRIS of Kennebec: Mr. President, while we are still on the large printed sheet which we have, Page 11, there was L. D. 1155, H. P. 840, "An Act Increasing Number of Justices of the Superior Court," and this is the measure on which the Senator from Androscoggin, Senator Couture, rose to a point of order. I believe the motion was for indefinite postponement but there was no action. The Secretary was trying to get a count to see how many were going to be here for the next measure. What does the official record show on this measure?

The PRESIDENT: The motion was by the Senator from Cumberland, Senator Davis, that this bill and accompanying papers be indefinitely postponed and it went under the gavel.

Mr. FARRIS of Kennebec: Mr. President, I would like to move at this time that we reconsider our action whereby this bill was indefinitely postponed.

Mr. NOYES of Franklin: Mr. President, I ask for a division.

The PRESIDENT: The Senator from Kennebec, Senator Farris, moves that the Senate reconsider its action whereby H. P. 840, L. D. 1155, Bill, "An Act Increasing the Number of Justices of the Superior Court," was indefinitely postponed. The Senator from Franklin, Senator Noyes, has asked for a division. All those in favor of the motion of the Senator from Kennebec, Senator Farris, will rise and remain standing until counted.

A division was had.

Five having voted in the affirmative and nineteen in the negative, the motion did not prevail.

Mr. DAVIS of Cumberland: Mr. President, on the next item on the calendar I believe an amendment is being prepared, and I ask that it be left on the table for the time

being and that we go on to the next items.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table, (H. P. 1060) (L. D. 1360), "An Act Exempting Certain Non-profit and Charitable Institutions from Sales and Use Tax Law, and on further motion by the same Senator the bill was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table, (H. P. 989) (L. D. 1376) Bill, "An Act Relating to Preservation of Essential Records Against Destruction in Event of a Disaster, and on further motion by the same Senator the bill was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (H. P. 1067) (L. D. 1468) Bill, "An Act Relating to Tattooing", and on further motion by the same Senator the bill was passed to be enacted.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (S. P. 498) (L. D. 1498), Bill, "An Act Creating a Constitutional Commission, and on further motion by the same Senator the bill was passed to be enacted.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (S. P. 503) (L. D. 1517), Bill, "An Act Relating to Survivor Benefits Under Maine State Retirement System, and on further motion by the same Senator the bill was passed to be enacted.

On motion by Mr. Cole of Waldo, the Senate voted to take from the Special Highway Appropriations table, (H. P. 1111), (L. D. 1526), Resolve Authorizing State Highway Commission to Study Need and Costs of a Bridge Across the Androscoggin River, and on fur-

ther motion by the same Senator the Resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table, (H. P. 1116) (L. D. 1538), Bill, "An Act Continuing the Committee on Aging, and the same Senator moved that the bill be passed to be enacted.

On motion by Mr. Jacques of Androscoggin, the bill was tabled until later in today's session.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (H. P. 1117) (L. D. 1539) "An Act Relating to Definition of Public School Under Maine State Retirement System, and on further motion by the same Senator the bill was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (H. P. 1118) (L. D. 1540) Resolve Providing for Publication of Maine's Water Recreational Facilities, and on further motion by the same Senator the Resolve was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (S. P. 516) (L. D. 1542), Resolve Appropriating Moneys for Vocational and Technical Institute in Northeastern Maine, and on further motion by the same Senator the Resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (H. P. 1128) (L. D. 1555) Bill, "An Act Providing for Repair and Maintenance of State-Owned Dam on Dead River, Androscoggin County, and on further motion by the same Senator the bill was passed to be enacted.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (S. P. 530) (L. D. 1564) Re-

solve Appropriating Money for the Establishment of a School of Practical Nursing in Portland or Vicinity, and on further motion by the same Senator the bill was indefinitely postponed.

Sent down for concurrence.

The PRESIDENT: The Senate may be at ease.

The Senate was called to order by the President.

The PRESIDENT: The Chair will ask the Senator from Hancock, Senator Brown, to act as President pro tem for a short time.

Mr. Brown of Hancock then assumed the Chair as President pro tem.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (H. P. 1134) (L. D. 1565) Resolve in Favor of Walter Lanoue of Limerick, and on further motion by the same Senator the resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (H. P. 1136) (L. D. 1566) Bill, "An Act to Provide Schooling for Non-Indian Children Living on Indian Reservations, and on further motion by the same Senator the bill was passed to be enacted.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (H. P. 1137) (L. D. 1567) Bill, "An Act Appropriating Money for Maine Civil War Commission, and on further motion by the same Senator the bill was passed to be enacted.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (H. P. 1157) (L. D. 1594) Bill, "An Act Creating a District Court to Integrate Activities of Municipal Courts and Trial Justices, and on further motion by the same Senator the bill was passed to be enacted.

The PRESIDENT pro tem: The Senate will be in recess for a few moments.

Recess

The Senate was called to order by the President.

Papers From The House Joint Order

ORDERED, the Senate concurring, that the Legislative Research Committee be directed to study the feasibility of the elimination of aquatic growth from the lakes and ponds in Maine, and be it further

ORDERED, that the Committee report the results of its study to the 101st Legislature. (H. P. 1191)

Comes from the House, read and passed.

In the Senate read and passed.

Non-concurrent matter

Bill, "An Act Relating to the Harbor Project in the Town of Wells." (H. P. 221) (L. D. 336)

In House, March 14, Passed to be Engrossed.

In Senate, June 16, Indefinitely Postponed in non-concurrence.

Comes from the House, that body having insisted and asked for a Committee of Conference.

In the Senate:

Mr. DAVIS of Cumberland: Mr. President, I move that we do now adhere.

Mr. LOVELL of York: Mr. President, I arose before the good Senator from Cumberland did and spoke before he did, but nevertheless I would like to move, if it is in order, that we have a committee of conference with the House.

The PRESIDENT: The question before the Senate is on the motion of the Senator from York, Senator Lovell, that the Senate insist and ask for a committee of conference with the House.

Mr. NOYES of Franklin: Mr. President, I rise to oppose the motion and ask for a division.

Mr. MAYO of Sagadahoc: Mr. President, a point of order. Which motion has precedence?

The PRESIDENT: The motion of the Senator from York, Senator Lovell has precedence.

Will the Senator from Franklin, Senator Noyes, repeat his motion?

Mr. NOYES: What is the prevailing question, Mr. President?

The PRESIDENT: The prevailing question is the motion of the

Senator from York, Senator Lovell, that the Senate insist and ask for a committee of conference.

Mr. NOYES: Then I will withdraw my motion.

On motion by Mr. Lovell of York, the Senate then voted to insist and join in a committee of conference and the Chair appointed to that committee on the part of the Senate:

Mr. Davis of Cumberland.
Mr. Stanley of Penobscot.
Mr. Noyes of Franklin.

The PRESIDENT: The Chair would like to state that last night we had a few festivities here and some wonderful gifts were distributed. At that time if I had known what was going to happen I would have brought a little gift to my floor leader whom I have enjoyed working with very much. This gentleman from Franklin, Mr. Noyes, always has a smile and when the seas are the roughest he smiles the most. It certainly has been a pleasure for me to work with him for the past five or six months. I wonder if the Sergeant-at-Arms would escort the Senator from Franklin, Senator Noyes, to the rostrum.

The Senator from Franklin, Senator Noyes, was escorted to the rostrum by the Sergeant-at-Arms amid the applause of the Senate.

The PRESIDENT: Senator Noyes, it is a pleasure to be able to give you this little gift and it has been a pleasure to work with you, and it has been a pleasure to say, "Will the Senator from Franklin, Senator Noyes, please approach the rostrum?" (Applause)

The PRESIDENT: We will proceed with the matters on the Special Appropriations table.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (H. P. 1156) (L. D. 1597) Bill, "An Act to Authorize the Municipalities of Etna and Plymouth to Form a School Administrative District, and the same Senator moved that the bill be passed to be enacted.

This being an emergency measure, a division of the Senate was had.

Twenty-eight having voted in the affirmative and none in the negative, the bill was passed to be enacted.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (H. P. 1158) (L. D. 1598) Resolve Authorizing Bureau of Public Improvements to Study Desirability of a Dam Across Taunton River, and on further motion by the same Senator the resolve was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table (H. P. 1162) (L. D. 1602) Bill, "An Act Authorizing Funds for Construction of Machias Landing Field", and on motion by Mr. Wyman of Washington the bill was passed to be enacted.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table, "An Act Relating to Appointment of Director of Indian Affairs and Planning Board for the Penobscot Tribe," (H. P. 1166) (L. D. 1607); and on further motion by the same Senator, the bill was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the table, "An Act Relating to Harness Racing Purses" (H. P. 1175) (L. D. 1621); and that Senator moved the Indefinite Postponement of the bill.

Mr. EDMUNDS of Aroostook: Mr. President and members of the Senate, due to the extreme importance of this particular bill to the future of our County Agricultural Fairs here in the State of Maine, and because I am awaiting information with respect to this particular bill, I would ask the indulgence of the Senate to table it until later in the session.

The motion to table prevailed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations table, "An Act Redefining the Fi-

nancial Responsibility of Children and Certain Relatives in Public Assistance" (H. P. 1179) (L. D. 1625) and that Senator yielded to the Senator from Aroostook, Senator Cyr.

On motion by Mr. Cyr of Aroostook, the Senate voted to suspend the rules and to reconsider its previous action whereby the bill was passed to be engrossed; and to further reconsider its action whereby House Amendment B was adopted; and to further reconsider its action whereby Senate Amendment B to House Amendment B was adopted.

Mr. MAYO of Sagadahoc: Mr. President and members of the Senate, I would like to ask a question through the Chair of the Senator from Aroostook, Senator Cyr, regarding this amendment.

My question is, when we reconsider this action, does he have any intention of changing the number of personnel involved in the amendment that was originally passed?

Mr. CYR: Mr. President, the amendment which I will present carries the \$200,000 and will cover only the second year. It will also cover the twenty original employees that were called for.

Mr. MAYO: Mr. President and members of the Senate, I rise in objection to suspending Senate Amendment B, and the reason for my rising is the fact that many weeks ago we debated this issue, and we finally resolved the problem we had, and in conference with Senator Cyr, we finally decided that nineteen employees for a year and a half was adequate. Now it is my understanding that something has gone on recently to bring this back to the original twenty employees in the department, and unless the new amendment which is to be introduced this evening, which basically I have no objection to except for the fact that we are going back to the twenty employees again. I cannot understand why when an agreement was made less than a week ago that nineteen employees are enough, why we have got to go back to twenty employees. I certainly object to killing the amend-

ment which I put on about a week ago.

Mr. CYR of Aroostook: Mr. President and members of the Senate: I was asked to cut \$100,000 from this bill. It originally called for \$100,000 for the first year and \$200,000 for the second year. Now I went through the motion of prorating this on a percentage basis which would be three-quarters of seventy-five per cent for the first year and on the second year would figure something like five-eighths. However, after talking this over with the Commissioner of Health and Welfare he tells me that \$75,000 which would be left over for the first year would not be adequate to cover this program thoroughly, so he suggested that we take out completely the budget for the first year and that we leave out completely the budget for the second year.

Now the reason why he asked to leave the personnel at twenty instead of nineteen is that the second year they would have considerably more work to do to try to put this program across, and therefore we left it just as it originally appeared in the budget, which was twenty.

Now in my process here of reconsidering I just had one more step I wanted to accomplish. I hope you will sustain me on that motion and that you won't vote against my motion for reconsideration.

Mr. STILPHEN of Knox: Mr. President, I feel that we should possibly at this time go along with the proposal of the Senator from Aroostook, Senator Cyr, inasmuch as the only disagreement seems to be the one employee. The original amendment was 19, that number of employees would serve the department for a year and a half, but inasmuch as it is only going to be in effect for the second year of the biennium and there is certainly going to be a lot of extra case load and so forth, I think at this moment we should be looking at the over-all picture. I think the Senator from Aroostook was asked to do everything he could to keep this bill alive and to cut one hundred thousand dollars off from the total and I think that was probably

without question in accord with the plan we have before us this evening, and I hope that he has the opportunity to put in his amendment and reduce the amount of the original bill that we passed by \$100,000 even though in the second year of the biennium we have one extra employee. I hope that the motion he has made to reconsider in order to offer this particular amendment does prevail.

Mr. MAYO of Sagadahoc: Mr. President and members of the Senate: I have no objections to the program, in fact I have worked hard myself on my amendment to make it an equitable solution and took some of the personnel money away and gave it to Grandma Moses. I think the intent of this bill is for the old folks.

Now I have no objection to the amendment which Senator Cyr has prepared, I think it is an equitable solution, but I certainly strongly object to anyone agreeing a week ago to get by with 19 employees under the same case load — we have no more case load that has showed up in the last few days than when we discussed it with the head of that department. It is not the one employee I am talking about, I am talking about the principle of it. We wonder why in a few years as we come back and look at the roster of these departments, why do we have to keep increasing the appropriations to support these departments, and here is an example. In five days we have one more employee added when it was told to us that they only needed 19 employees. I will not obstruct this evening our process of trying to wind up this legislature, but I do want it on the record just what has transpired here this evening so that in the future we can use it, and I hope enough of us will be back here two years from now to really use it.

Mr. President, I will withdraw my motion.

Mr. CYR of Aroostook: Mr. President, to begin with I thank the Senator from Sagadahoc, Senator Mayo, for his courtesy in withdrawing his motion. I must assure him there was no intention whatsoever of breaking our word that we gave him last week. However,

this is a new development, asking us at the last moment to cut this appropriation by \$100,000 and we did the best we could and I am sure the Senator from Sagadahoc will realize that. I now present Senate Amendment C.

The PRESIDENT: Will the Senator from Aroostook, Senator Cyr approach the rostrum?

(Conference at rostrum)

Mr. CYR: Mr. President, I did not realize that parliamentary procedure is this difficult. I now move that Senate Amendment B to House Amendment B be indefinitely postponed.

The motion prevailed, and on further motion by Mr. Cyr of Aroostook, Senate Amendment C to House Amendment B was read and adopted, House Amendment B as amended by Senate Amendment C was adopted and the bill was passed to be engrossed.

Mr. NOYES of Franklin: Mr. President, I was out for a moment when these various amendments were acted upon and after you have accomplished what it is that you want to do, I would like to move that this lie on the table until later in the session.

Thereupon, the Senate voted to reconsider its action just taken whereby the bill was passed to be engrossed, and the bill was laid upon the table until later in the day, pending passage to be engrossed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the table "An Act Relating to Salaries of County Officials and Municipal Court Judges and Records"; (S. P. 573) (L. D. 1626) and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the table Resolve Dividing State into Senatorial Districts (S. P. 577) (L. D. 1629); and that Senator moved final passage.

Mr. WYMAN of Washington: I would appreciate it if someone would tell me where the expense is involved in the bill now before us.

Mr. DAVIS: Mr. President, I would be happy to explain to the Senator that there is a salary of \$1600 plus \$200 travel.

The PRESIDENT: Does that answer the Senator from Washington, Senator Wyman?

Mr. WYMAN: Mr. President, it does and if it is not too much to ask I just wonder who gets the salary?

Mr. STANLEY: Mr. President, that decision will be made by the voters of Penobscot County.

Thereupon, the resolve was finally passed.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the table "An Act Appropriating Funds for Ferry Service for Long Island Plantation" (H. P. 1186) (L. D. 1633); and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the table, "An Act to Authorize the Construction of Self Liquidating Student Housing for the State Teachers Colleges and the Issuance of Not Exceeding \$2,-600,000 Bonds of the State of Maine for the Financing Thereof" (S. P. 585) (L. D. 1637); and that Senator moved enactment.

This being a bond issue a division of the Senate was had.

Twenty-three have voted in the affirmative and none opposed, the bill was passed to be enacted.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the table (S. P. 173) (L. D. 419), "An Act to Amend the Workmen's Compensation Act, tabled by that Senator earlier in today's session; and that Senator yielded to the Senator from Oxford, Senator Ferguson.

Mr. FERGUSON: Mr. President and members of the Senate as you notice on this L. D. 419 it has a price tag of \$7,750 the first year of the biennium and \$7,450 the second year. At the time that we introduced this bill, I did not think there was any money involved but when it came from the Appropriations table I understand that the leaders did want to knock this bill

out on account of the price tag. Therefore, I have prepared an amendment that strikes out the objectionable Section 6. I have an amendment here and I now move that the Senate reconsider its action whereby this bill was passed to be engrossed.

The motion prevailed, and on further motion by the same Senator, Senate Amendment A was read and adopted and the bill as amended was passed to be engrossed.

On motion by Mr. Davis of Cumberland, the Senate voted to reconsider its former action whereby it indefinitely postponed (H. P. 850) (L. D. 1164) "An Act Exempting Certain Aircraft from Sales Tax"; and on further motion by the same Senator the bill (previously engrossed) was passed to be enacted.

On motion by Mr. Jacques of Androscoggin, the Senate voted to take from the table (H. P. 1116) (L. D. 1538), "An Act Continuing the Committee on Aging", tabled by that Senator earlier in today's session pending enactment.

This being an emergency measure, a division of the Senate was had.

Twenty-eight having voted in the affirmative and none opposed, the bill was passed to be enacted.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the table (S. P. 396) (L. D. 1343) "An Act Creating an Administrative Code for State of Maine", tabled by that Senator earlier in today's session pending enactment; and that Senator yielded to the Senator from Kennebec, Senator Farris.

Mr. FARRIS of Kennebec: Mr. President, this is the act which creates an administrative code for the State of Maine, and it represents nearly two years work by the staff in the Attorney General's office and other people interested in codifying a system of administrative appeals and procedures. The document does carry an appropriation and it would be much better for the operation of the bill if the appropriation could remain, but we

understand that the Appropriations Committee does not have the money and we realize it must take its place behind the more meritorious measures which must be enacted for the welfare of the people of this state. Therefore an amendment has been prepared and at this time I would move that we reconsider our action whereby this bill was passed to be engrossed.

The motion to reconsider engrossing prevailed.

Mr. FARRIS of Kennebec: Mr. President, this amendment is very simple in that it strikes out the appropriation provisions, one being the salary of the hearing examiner and the amendment provides that his salary and expenses shall be paid on a per diem basis from the department which has requested the hearing. The office of Secretary of State is so much interested in having such a uniform proceeding that that department is willing to take on the additional work without any additional staffing. I might also add that this is a part of the Governor's program in a major address before the Maine State Bar Association. I now present Senate Amendment B and move it adoption.

Thereupon, Senate Amendment B was read and adopted and the bill as amended passed to be engrossed.

Sent down for concurrence.

On motion by Mr. Noyes of Franklin, the Senate voted to take from the table, H. P. 1179, L. D. 1625, "An Act Redefining the Financial Responsibility of Children and Certain Relatives in Public Assistance; and on further motion by the same Senator, the bill was passed to be engrossed as amended.

On motion by Mr. Edmunds of Aroostook, the Senate voted to take from the table, (H. P. 1175) (L. D. 1621) "An Act Relating to Harness Racing Purses," which was tabled by that Senator earlier in today's session pending motion of Mr. Davis of Cumberland to indefinitely postpone.

Mr. EDMUNDS: Mr. President, I rise to speak in opposition to the motion that this bill be indefinitely

postponed and I would like to make a few brief remarks as to why I feel this is a very valid piece of legislation.

I point out to the Senators that this is not a question of appropriating new funds, it is just a question of the loss of revenue should this legislation be passed. The figures furnished to us are an estimated loss of revenue of \$60,000 each year. I would submit that estimates of revenue are always very rough and I certainly have reason to feel that the increase in betting, if the trend of the last ten years were to continue would make up some of this loss of revenue in the next two years of this coming biennium.

I feel this is a bill of extreme importance because it vitally affects the future of our county agricultural fairs which we have all attended. Harness racing all over the United States is growing very rapidly and the good horses are going to go where there are good purses. Tracks all over the United States are increasing their purses and we are in competition with tracks all over the United States. I feel very strongly that unless our purses are increased and better horses are retained in the State of Maine for the benefit of the people of the State of Maine who are interested in going to watch this sport that it will not be a question of the loss of \$60,000 of revenue to the state but the loss will undoubtedly be very far in excess of \$60,000.

I certainly hope that the motion to indefinitely postpone does not prevail.

Mr. NOYES of Franklin: Mr. President, as you know, in Franklin County we have a very fine county fair, but as a member of the leadership I must arise to ask for a division on the motion to indefinitely postpone.

Mr. PORTEOUS of Cumberland: Mr. President, as a member of the Taxation Committee I will say that there was a unanimous "Ought to pass" report or a 9 to 1 "Ought to pass" report, and we were pretty thoroughly convinced that not only would there be no loss of revenue but that this move would be of great benefit to the fairs and would

enable us to get good horses from all over the country. I would support the motion of the Senator from Aroostook, Senator Edmunds.

Mr. STILPHEN of Knox: Mr. President, at this time I would like to oppose the motion to indefinitely postpone and go along with the Senator from Aroostook, Senator Edmunds. I believe that the trend of betting is upwards and it has gone up to something like \$6,300,000 and they are basing this estimate on a \$6,000,000 figure. I do not know whether the Senator from York, Senator Lovell, will agree with me but I think we are doing a few things to attract tourists into the State of Maine, and many of these people like to go to harness racing at the fairs. If we have better purses we will get better horses and we will have better racing in the State of Maine.

I feel there is no justification in anticipating we are going to get less revenue, and I feel we would be just as sound in anticipating we might possibly get more revenue from racing in future bienniums as we would be in upping the estimate of revenue from the sales tax. For that reason I oppose the motion to indefinitely postpone and I hope the motion does not prevail. When the vote is taken I ask for a division.

Mr. DAVIS of Cumberland: Mr. President and members of the Senate: I can sympathize with my colleague, the Senator from Aroostook, Senator Edmunds, but I would remind the Senate that the leaders of the House and the Senate and the members of the Appropriations Committee considered all of these bills for long hours in the past two days, and the only reason we turned it down is that we have a memo that says the cost is \$60,000 a year, and I do not know where we can get \$120,000 to pay for it unless someone can show me the cost has been removed. I hope you support me in my motion to indefinitely postpone.

Mr. EDMUNDS: Mr. President, I certainly appreciate the long hours that the leadership and the Chairman of the Appropriations Committee have put in in going over these L. D.'s. I think the only question here is: Is this figure of

a \$60,000 loss justifiable? I say it is not. In 1951 there was \$3,800,000 wagered in the State of Maine and in 1960 that had increased to \$6,300,000, and yet in estimating the revenue they used figures which were less than the amount of money wagered in the year 1959, almost down to the year 1958. It is simply our contention that the trend has been continuously upward over the past ten years and there is no foreseeable reason, especially with the rapid increase in harness racing, why this trend will not continue upwards and should it continue upward in conformity with the record of the past ten years then this bill would be self-financing. I repeat to you: it is essential to the future of our agricultural fairs and harness racing in the State of Maine.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Cumberland, Senator Davis that this bill be indefinitely postponed. A division has been requested.

All those in favor of the motion of the Senator from Cumberland, Senator Davis, that this bill be indefinitely postponed will rise and remain standing until counted.

A division was had.

Before the vote was announced, on motion by Mr. Stilphen of Knox the bill was tabled unassigned.

On motion by Mr. Noyes of Franklin, the Senate voted to take from the table the 4th tabled and unassigned matter, (S. P. 595) Joint Order Relative to Committee to Study of State Departments tabled on June 15th by that Senator pending motion by Senator Edgar of Hancock to indefinitely postpone.

Mr. NOYES of Franklin: Mr. President, I now move the pending question which I believe is a motion to indefinitely postpone and request a division.

Mr. PORTEOUS of Cumberland: Mr. President and members of the Senate: I won't take but a minute, but since I introduced this I have had quite a bit of reaction and 99 per cent of it has been favorable, and some of the things we have been doing here today certainly point up the necessity for this particular kind of a screening com-

mittee. It has been suggested that this could be a screening committee and that whereas some people say that this thousand dollar appropriation will not do enough, if this committee did get into some problems that could be solved they could go to the Governor and Council and get an additional appropriation during the intervening time between now and the next session. So I would hope that you would defeat the motion to indefinitely postpone and would pass this order.

Mr. EDGAR of Hancock: Mr. President and members of the Senate: I would merely like to call to the attention of the Senate the fact that within the past few hours this Senate has appropriated the sum of \$25,000 to be used by the Research Committee to study the clerical and data processing of the departments of State government. Obviously the \$25,000 is to be used for the hiring of professional expert surveys.

As I pointed out last night in talking about this order—and I will quote from the order—“The committee of eleven legislators is directed to study and determine the necessity and feasibility of the operational departments of the State and their efficiency in numbers of personnel.” Stop for one moment to reflect what that means. It is setting up a committee of eleven part-time amateurs to study the performance, the duties of every clerk, every stenographer, every employee in every department of the State of Maine. A survey or study of this type would involve time studies, efficiency studies, labor load, work loads, and other ramifications that I submit to you ladies and gentlemen a group of part-time amateurs could never in the world hope to adequately cover.

To me this order presents a situation of trying to do a major operation with the handle of a teaspoon. I repeat my motion for indefinite postponement of this order and I hope it will prevail.

Mr. PORTEOUS of Cumberland: Mr. President, I did not know that I was going to speak again but I find I have to.

This has been gone over with the Department of Legislative Re-

search. If my knowledge of that department is correct it can serve as the actual working force that this committee could rely on to do this particular work, and that is why there is not any more appropriation here.

I have talked this over with the director of that bureau and he believes that can be done and he would be willing and happy to do it, and I was encouraged by him—as a matter of fact he helped me write the order, so that I think the remarks of the Senator from Hancock, Senator Edgar, are not entirely valid in that he says we would be eleven amateurs. I for one am not an amateur when it comes to finding out whether we have too many people working for this state. I would hope that this measure would have passage.

Mr. CYR of Aroostook: Mr. President and members of the Senate: I for one was instrumental in getting Senator Porteous to put in this order and I believe that the same thought is in the minds of many of us here in the Legislature. We have asked all winter, all through the session, particularly the freshmen legislators: Why do we have an increase of 2500 employees since 1955? Why is it that they give us a figure that in 1955 we had approximately 5500 state employees and now we have somewhere around 8000 employees? Also we have been told that in 1955 the current budget was \$63,000,000, and we just passed a current budget of \$119,000,000. Now what has happened in the State of Maine to cause this increase in personnel and this increase in budget? The only answer that you can get is: We have increased services. Now do we have increased services for that amount? That is exactly the question we would like to have answered, and I think possibly this amateur committee could probably arrive at an answer that might be satisfactory to the 101st Legislature, and I for one will support this joint order. Even though they are amateurs they can still ask questions and they can ask questions just as well as professionals.

For all the surveys and all of the reports that we have had from

these \$25,000 and \$40,000 and \$50,000 surveys it seems that most of these professionals that come down here approach the department heads and ask them, "Do you have efficiency in this department? And that was the result of the report that we had.

Now this committee is only asking for \$1,000 not \$50,000. If we were to ask \$50,000 it would go through just like that, but I think that if you have legislators that are interested in economy, that are interested in trying to get the State of Maine to spend within its income, I think that this possibly has merit, and I for one will support it.

Mr. FERGUSON: Mr. President and members of the Senate: I certainly rise in support of the motion of the Senator from Hancock, Senator Edgar. I think this order is ridiculous. Certainly with the amount of work that is involved in this survey it would not begin to scratch the surface. I know how busy each one of us in the Senate is. I am sure that the Senator from Cumberland, Senator Porteous, could not afford to spend too much time digging down here at the State House. If the appropriation was large enough for some experts on this I think we might be getting somewhere, but I don't believe there is any need of this survey. I think it would be wasting our time. I certainly hope that the motion of the Senator from Hancock, Senator Edgar for indefinite postponement prevails.

Mr. EDGAR of Hancock: Mr. President and members of the Senate: Apropos of what the Senator from Aroostook, Senator Cyr, has said, I would remind the Senate that during the last session of the legislature two years ago two professional firms whose business is to make surveys of this type were employed, one to make a survey of certain aspects of the Health and Welfare Department and the other to make a survey of certain aspects of the Highway Department. I do not remember the exact figures involved but the cost of each survey ran somewhere around twenty-five thousand dollars. Again, if my memory serves me correctly, the survey on the

Highway Department came up with a completely clean bill of health and the survey on the Health and Welfare Department came up with changes of such a minor nature that the savings affected did not even begin to pay for the cost of the survey.

Now here are your two biggest departments in the entire state government surveyed just two years ago at an expense of roughly \$25,000 apiece, and I doubt very much if any survey of this type proposed in this order could improve upon those that were done in the last session.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Hancock, Senator Edgar, that this order be indefinitely postponed.

Mr. EDGAR: Mr. President: I ask for a division.

The PRESIDENT: A division has been requested. All those in favor of the indefinite postponement of the order will rise and stand until counted.

A division was had.

Sixteen having voted in the affirmative and ten in the negative, the motion prevailed.

On motion by Mr. Noyes of Franklin, the Senate voted to take from the table the 3rd tabled matter, (H. P. 224) (L. D. 1638) Bill, "An Act Providing for Construction of an Educational Television Network for the State of Maine," which was tabled on June 15th by Mr. Noyes of Franklin pending motion by Mr. Mayo of Sagadahoc to reject Conference Committee Report.

Mr. EDGAR of Hancock: Mr. President, will the Secretary be so kind as to give us a briefing on that conference committee report?

The conference committee report was read by the Secretary.

Mr. STANLEY of Penobscot: Mr. President, I believe in this branch we voted for ETV with a \$500,000 price tag, and in the House they voted for it with a price tag of \$1,039,000. The Conference Committee report asked the House to recede and the Senate to recede, coming back to a picture of ETV with a price tag of \$1,039,000. That

is the way the Conference Committee report stands now.

Mr. FARRIS of Kennebec: Mr. President, may I pose a question through the Chair to the Senator from Penobscot, Senator Stanley?

The PRESIDENT: The Senator from Kennebec, Senator Farris, poses a question through the Chair to the Senator from Penobscot, Senator Stanley, and he may answer if he wishes.

Mr. FARRIS: Do I understand that if we accept the Conference Committee report we will be in a disagreeing action with the House?

The PRESIDENT: The Senator may answer if he wishes.

Mr. STANLEY: Mr. President, to answer the Senator from Kennebec, Senator Farris, I believe this was a House report and I believe it has been accepted by the House. If we reject it we would not be in concurrence with the House.

Mr. FARRIS: Mr. President, I might ask one other question. Would the measure still be alive if we reject the Conference Committee report?

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

Mr. NOYES of Franklin: Mr. President, we are trying to keep it alive and we have another amendment that is going on after we can get the preliminaries through here.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Sagadahoc, Senator Mayo, that the Senate reject the Conference Committee report. Is this the pleasure of the Senate?

The motion prevailed.

On motion by Mr. Mayo of Sagadahoc, it was voted to appoint a new committee of Conference, and the Chair appointed to that committee on the part of the Senate:

Mr. Davis of Cumberland
Mr. Noyes of Franklin.
Mr. Mayo of Sagadahoc.

Mr. FERGUSON of Oxford: Mr. President, out of order and under suspension of the rules, may I inquire if H. P. 468, L. D. 668, Bill,

“An Act to Create a School Administrative District in the Town of Orrington,” is in the possession of the Senate?

The PRESIDENT: The Chair will inform the Senator that it is.

Mr. FERGUSON: Mr. President, I now move that we reconsider our action whereby we indefinitely postponed this bill on June 15th, yesterday.

The PRESIDENT: The Chair will ask the Senator if he voted on the prevailing side?

Mr. FERGUSON: I did, Mr. President.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Oxford, Senator Ferguson, that the rules be suspended so that the Senate may reconsider its action whereby the bill was indefinitely postponed.

Mr. BATES of Penobscot: Mr. President and members of the Senate: I am sure it will be no surprise to anyone here to have me stand and again ask you to employ your logic with respect to L. D. 668 and to ask you to vote against this motion for reconsideration. Again I say very firmly that I would be very happy to try to answer questions concerning this measure, but I believe that all of the details have been brought to your attention.

When the vote is taken I request a division.

Mr. PORTEOUS of Cumberland: Mr. President and members of the Senate: The Senator from York, Senator Erwin, is not here, and since we all remember his fine remarks I would just remind the Senate of those remarks and ask you to think back to them, and I think the vote will go the same way it did about six times out of the eight times that we voted.

Mr. EDMUNDS of Aroostook: Mr. President, could we have a thirty second recess?

The PRESIDENT: The Senator from Aroostook, Senator Edmunds, ask for a thirty minute recess. Do I hear objection?

Mr. EDMUNDS: Thirty seconds. Mr. President.

The PRESIDENT: The Senator from Aroostook, Senator Edmunds, asks for a thirty second recess. Do

I hear objection. The Chair hears no objection.

Recess

Called to order by the President.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Oxford, Senator Ferguson that the Senate reconsider its action whereby the bill was indefinitely postponed. A division has been requested by the Senator from Oxford, Senator Ferguson. All those in favor of the motion of the Senator from Oxford, Senator Ferguson, will rise and stand until counted.

A division was had.

Eleven having voted in the affirmative and fifteen in the negative, the motion to reconsider did not prevail.

On motion by Mr. Noyes of Franklin, the Senate voted to take from the table (S. P. 565) (L. D. 1618) Bill, "An Act Exempting Certain Machinery from Sales and Use Tax," which was tabled earlier in today's session by the Senator from Cumberland, Senator Davis, pending passage to be enacted.

Mr. NOYES: I am sorry, Mr. President, I thought I tabled it. Anyway, I will yield to the Senator from Cumberland, Senator Davis.

Mr. DAVIS of Cumberland: Mr. President, could I inquire the pending motion on this bill?

The PRESIDENT: At the present time the bill is pending enactment.

Mr. DAVIS: Mr. President, I would like to make a motion that the bill be indefinitely postponed.

Mr. LOVELL of York: Mr. President, I would like to make a few remarks on this bill. We are spending a good deal of money here and certainly we need to make some, particularly with the educational T.V. bill.

I would like to say first that the title of this bill is a misnomer. In the first place this does not exempt machinery, it simply allows new industries coming into Maine who employ twenty-five or more people or expanding industries that employ twenty-five or more people in the expansion, or, if they are large

industries ten per cent of the people that are employed—they are allowed to pay the sales tax and the use tax on the machinery and equipment that they purchase over a period of three years. They will have to also be bonded and will have to pay interest on the money that they owe the State.

Now this is an incentive to get new industry into the State and to get industry that is here expanding. Sometimes these little, small incentives will shift an industry into coming into Maine or get an industry to expand.

Now this bill was before the Committee on Taxation under Senator Wyman and it came out of committee unanimously "Ought to pass". This bill was also before the Committee on Industrial and Recreational Development under myself and Senator Noyes and it came out unanimously as "Ought to pass". So there were twenty members that viewed this bill.

They have a price tag on this of loss of revenue of \$10,000 for the first year and \$5,000 for the second year, but certainly this also is a misnomer because if this bill is passed and gets in one new industry that employs a hundred people and has a payroll of \$350,000 a year — that is an average of \$70 a week for a hundred people — that money turns over five to seven times before it leaves the area and it means a total of two million dollars turning over in that area, and the state in direct taxes will take from that money in sales tax and in liquor profit and cigarette tax a total of \$200,000 just from that one industry. So certainly that is going to boost our surplus fund and is going to give the extra money needed to pay some of these bills that we are passing here. I certainly hope that the motion for indefinite postponement does not prevail and I would ask for a division on the motion.

Mr. PORTEOUS of Cumberland: Mr. President, I want to back up the Senator from York, Senator Lovell in his remarks on this: there were twenty of us and it was unanimous by both committees. And actually the title of this bill is wrong, unless I am wrong. It is

not exempting certain machinery from the sales and use tax, it is only postponing it. This is the second time in looking over this particular document that I have seen where it would have a loss of revenue, and whoever was responsible for this figure had not withdrawn it after the testimony was given and after it had been changed. This is not exempting, it is postponing it on a three-year basis. The original idea was to exempt them for ten years or something like that. We worked over this thing and went back and forth with it and got it to a point where it just postpones and lets them pay the sales tax over a period of three years, one-third each year. So it certainly is a misnomer and it has no business being on this special appropriations table in my book. I hope that the motion to indefinitely postpone does not prevail.

Mr. EDGAR of Hancock: Mr. President and members of the Senate: Just about everything that can be said in favor of this bill has been said in brief, but as a member of the Taxation Committee who signed the "Ought to pass" report, which incidentally, was unanimous, I do feel I should rise to substantiate the statements of the Senator from Cumberland Senator Porteous and the Senator from York, Senator Lovell.

As has been stated, this does not take away from the State any tax revenue; it merely defers payment of it as bait to attract, or as part of the bait that may be used to attract new industry to come into the State of Maine.

Now we did have several new industries come into the State and they were whacked in a very severe way when they set up their business in the form of a sales and use tax on the equipment and machinery which they installed in their main plant. It was felt that to some degree Senator Lovell did have a point when he felt that this might be an added inducement for industry moving into the state if they knew when they came in that in many cases heavy payment of sales and use taxes could be pro-rated and deferred. The State will eventually get the money but not

as quickly as it does under the present law.

The PRESIDENT: The question before the Senate is the motion of the Senator from Cumberland, Senator Davis, that this bill be indefinitely postponed. A division has been requested by the Senator from York, Senator Lovell. All those in favor of the motion of the Senator from Cumberland, Senator Davis, will rise and remain standing until counted.

A division was had.

Seven having voted in the affirmative and seventeen in the negative, the motion did not prevail.

The bill was thereupon passed to be enacted.

The PRESIDENT: The Senate will be in recess for a few minutes.

Recess

Called to order by the President.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table (H. P. 826) (L. D. 1141) Bill, "An Act Relating to Holding of Property by Nonprofit Corporations Operating Educational Television or Radio Stations."

Mr. Davis of Cumberland moved that the bill be passed to be enacted.

This being an emergency measure, a division of the Senate was had.

Twenty-four having voted in the affirmative and one in the negative, the bill was passed to be enacted.

On motion by Mr. Noyes of Franklin, the Senate voted to take from the table (S. P. 272) (L. D. 873) "Resolve, in Favor of Development of a State Park on Rangeley Lake," which was tabled by that Senator on June 14th pending reproduction and adoption of Senate Amendment "B" to Senate Amendment "A".

Mr. NOYES of Franklin: Mr. President I do not believe that Senate Amendment "B" to Senate Amendment "A" has been adopted, or any other Senate amendments. Am I correct?

The PRESIDENT: The Secretary will read the status of the bill.

The endorsements on the bill were read by the Secretary.

On motion by Mr. Noyes of Franklin the Senate voted to reconsider its action whereby Senate Amendment "A" was adopted.

Mr. NOYES: Mr. President, I will now offer an amendment which will amend it down to \$1,000,000.

The PRESIDENT: Does the Senator wish to indefinitely postpone Senate Amendment "A"?

On motion by Mr. Noyes of Franklin Senate Amendment "A" was indefinitely postponed.

On further motion by the same Senator Senate Amendment "B" was read and adopted, and, under suspension of the rules, the bill was given its second reading, passed to be engrossed and sent down for concurrence.

On motion by Mr. Noyes of Franklin, the Senate voted to take from the table (S. P. 590) (L. D. 1638) Bill, "An Act to Correct Errors and Inconsistencies in the Public Laws," which was tabled on June 15th by the Senator from York, Senator Erwin pending enactment, the Senator from York, Senator Erwin, being absent today.

Mr. NOYES: Mr. President, I move the pending question.

Mr. DAVIS of Cumberland: Mr. President, it is my understanding that an amendment is being prepared to go on this bill and I think it should lay on the table. I so move.

The motion prevailed and the bill was retabled pending enactment.

On motion by Mr. Mayo of Sagadahoc, the Senate voted to take from the table (S. P. 261) (L. D. 778) Bill, "An Act to Bring State Police, Coastal Wardens and Fish and Game Wardens under Personnel Law," which was tabled by that Senator earlier in today's session.

Mr. MAYO of Sagadahoc: Mr. President and members of the Senate: At this time I want to explain why we have an appropriation attached to this bill. The appropriation which is attached to

this bill is mainly a bookkeeping appropriation. It is customarily figured in the Personnel Department that it costs approximately \$15 per year per employee under the Personnel Law, and therefore when this bill had its hearing and the committee asked for an estimate of what might be any cost involved the director of the personnel department, figuring the number of employees who would come under this bill automatically took the table which he used for all employees and that is where the figure came from. Well, today I checked with the head of the Personnel Department and I received a communication from him which states that this figure was given on the basis of fifteen dollars per employee per year. He pointed out, however, that much of the service performed here has already been performed by the department on a voluntary requisite basis, and in view of the fact that additional money has been provided this department under the supplemental bill it would be possible for this department to absorb these cost involved. I therefore, Mr. President and members of the Senate, do object to the appropriation attached to this bill and would move that this bill be enacted.

Mr. STILPHEN of Knox: Mr. President, for the same reason that earlier in the evening I saved the bill relative to harness racing from being indefinitely postponed I would like to ask that this bill not be enacted and I would move that it be tabled unassigned so that we might consider all of the merits at a future time.

Mr. MAYO: Mr. President, I would ask for a division on this tabling motion.

The PRESIDENT: The Senator from Knox, Senator Stilphen moves that this bill be tabled. A division has been requested by the Senator from Sagadahoc, Senator Mayo.

Mr. STILPHEN: Mr. President, I will withdraw my tabling motion.

Mr. MAYO of Sagadahoc: Mr. President and members of the Senate: I guess I got lost in the shuffle somewhere. I did not realize that the motion now before this body was to indefinitely postpone

this bill. Therefore I will arise and debate the motion that is now before this body. I would like to say in the first part of my debate that I am not too happy in regard to some of the tactics that are going around in these august halls. This bill has laid around this chamber and the other chamber for the past four months. During that four months there has been no objection to the bill. There was one small group in the other body that tabled the bill temporarily. We had a meeting of both branches with the heads of these departments involved, the Personnel Department, we ironed out what questions they may have had regarding the bill. When we left that conference everyone was very well satisfied that this was a good bill.

I would like to remind the ladies and gentlemen of this Senate that the State Police are the only employees of the State of Maine who are not protected in any way.

As I said earlier, I think the tactics are very plain to be seen, as to what is happening to my bill, but I would like to have this bill passed or killed on the merits of the bill strictly. I do not like the wheeling and dealing that does go on at times, but that is neither here nor there. As I said, a state policeman at the present time is employed on a three-year hitch or a three-year enlistment. At the end of his three-year enlistment there is no way that he can be sure of being rehired. He is enlisting for a three-year period only. If for any reason someone in the department does not like the way he shaves in the morning he could very easily not be rehired at the end of a three-year period.

Now the bill which we have here tonight will bring the State Police under the personnel law, it will bring coastal wardens and fish and game wardens under the personnel law. I remind you folks here that they are already under the personnel law as far as their pay scale is concerned. They are drawing the same type of pay scale under their classification that other state employees are. Why should these wardens and State Police be de-

prived of the privileges of the rest of the personnel services?

I have explained where the appropriation arrived from. I am amazed and surprised that this bill has laid around as long as it has and no opposition has shown up on it until just this morning or last night. I do not understand it. I wish somebody had debated this bill earlier if they had objections to it, to at least give me the chance to find out how to rebut against it. I certainly hope that the motion to indefinitely postpone will not prevail.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Cumberland, Senator Davis, that this bill be indefinitely postponed. A division has been requested by the Senator from Sagadahoc, Senator Mayo. All those in favor of the motion of the Senator —

Mr. STILPHEN of Knox: Mr. President, just before we conclude on this matter I would like to ask a question through the Chair of the Senator from Sagadahoc, Senator Mayo: If this particular item at this time, it not having been indefinitely postponed, if the Senator from Sagadahoc, Senator Mayo, is prepared to offer an amendment to this particular item before we pass it to be enacted to withdraw the appropriation attached to it.

The PRESIDENT: The Senator from Knox, Senator Stilphen poses a question through the Chair to the Senator from Sagadahoc, Senator Mayo, and he may answer if he wishes.

Mr. MAYO: Mr. President and members of the Senate: I would be very happy to answer that. It is just another case of what a few people do not know about my bill. There is no appropriation attached to my bill. My bill has no appropriating in the wording at all, I do not have to draw any amendments to it. This is an appropriation that was put on by a memo from the Department of Finance.

Mr. STILPHEN of Knox: I presumed the question the President was going to ask me was if I was satisfied, and I am not, because Page 7 of our document that we

have here today, (L. D. 778) (S. P. 261) "An Act Bring State Police, Coastal Wardens and Fish and Game Wardens Under Personnel Law" indicating that the current revenue in 1961-62 there will be \$4,504 and in 1962-63 there will be \$5,555. Now if my understanding is correct, unless there is a withdrawal by some member of the Committee on Appropriations or the Finance Department, that this figure is something that has been gone over by both branches of the legislature, to wit the House and Senate and that they have agreed on it. There will be a certain amount of money to work with and this may be in excess of that amount that we have to work with.

Mr. MAYO of Sagadahoc: Mr. President, I do not know whether the honorable Senator from Knox, Senator Stilphen, has addressed another question to me, but I have in my hands, as I expressed earlier, a communication dated June 15th in which with reference to my earlier memorandum concerning the above mentioned act to put so forth and so forth under the personnel law, I quoted a cost figure of \$5,355 annually needed to service the additional employees coming under the personnel laws as a result of this act, and I have already written into the records the rest of this communication I received, which shows that it is a bookkeeping appropriation strictly. There is no cost involved, and the director of the department has said, and the record will show, that it would be possible for this department to absorb these costs involved.

Now in all fairness I will address a question to the Senator from Cumberland, Senator Davis, Chairman of the Appropriations Committee, and ask him if he has not received two communications regarding this bill, one where the cost was figured by the Director of Personnel, and if he did not receive a copy of this sometime today?

The PRESIDENT: The Senator from Sagadahoc, Senator Mayo, poses a question through the Chair to the Senator from Cumberland, Senator Davis, who may answer if he wishes.

Mr. DAVIS: Mr. President, in answer of the Senator from Sagadahoc, I did not receive the letter that he speaks of. The price that we have on our sheet came from a memo, I assume from the Personnel Department to the Bureau of the Budget, and that is the figure we used. We have received nothing else so far as I know that changes that figure.

Mr. MAYO of Sagadahoc: Mr. President, I would ask consent to address the Senate again on this measure.

The PRESIDENT: The Senator from Sagadahoc, Senator Mayo, asks permission to address the Senate for the fourth time. Is there objection? The Chair hears none and the Senator may proceed.

Mr. MAYO of Sagadahoc: Mr. President and members of the Senate: I am amazed at the answer I just received in answer to my question by the Senator from Cumberland, Senator Davis, because I am quite assured that he is aware of the paper that I am speaking of. The paper that I have a copy of, dated June 15th, is a copy, as anyone can see. The original of this copy then must be with Mr. Roland Berry who was handed the paper personally at approximately eleven o'clock this morning, to be delivered to the Chairman of the Appropriations Committee. Now I ask you gentlemen and ladies of this Senate: I have stayed here as long as any of you have through these trying hours, but I ask you what is going on? That is the last question.

I move for the enactment of this bill.

Thereupon the bill, (S. P. 261) (L. D. 778) "An Act to Bring State Police, Coastal Wardens and Fish and Game Wardens under the Personnel Law" was passed to be enacted.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the table (S. P. 436) (L. D. 1308) Bill, "An Act Relating to Sales of Discontinued Items of Liquor in State Stores," which was tabled by that Senator earlier in today's session.

Mr. DAVIS: Mr. President, I move that this bill and all accom-

panying papers be indefinitely postponed.

Mr. PORTEOUS of Cumberland: When the vote is taken I move it be taken by a division. I would also ask through the Chair for some explanation by the Chairman of the Appropriations Committee why this is being indefinitely postponed.

The PRESIDENT: The Senator from Cumberland, Senator Porteous, poses a question through the Chair to the Senator from Cumberland, Senator Davis, who may answer if he wishes.

Mr. DAVIS of Cumberland: Mr. President, in answer to Senator Porteous, I have been informed by the Liquor Commission that this bill is not needed.

Mr. PORTEOUS: That is good enough for me, Mr. President.

Mr. MAYO of Sagadahoc: Mr. President, I rise in objection to the motion now before this body and I apologize for holding up proceedings and keeping us here longer hours. But here again is a bill where I cannot understand where they get the loss of revenue from. The idea is now that we have a lot of bottled spirits gathering dust down in the warehouse, as I understand it approximately \$75,000 worth, which this bill is supposed to release. It consists of liquid refreshments which just do not have any market evidently and therefore have laid on these shelves. Under the system under which the Liquor Commission must operate they can delist items but they cannot reduce the price. My bill here calls for reduction of the price.

This bill was discussed with prior commissioners, it has been discussed with the present commissioners, as late as ten days ago when an amendment was put onto this bill which restricted it to a one-year act.

Now it seems to me only good business for any person, if they have merchandise on their shelves which is not selling to put it out at a reduced price so they can at least have the money as working capital and at the same time purchase goods and supplies that will sell, and therefore you get a turnover of your money and you reap higher profits.

I do not understand where it came from that the Liquor Commission does not want this bill because I sponsored it through their cooperation. I checked with them a week ago and they were all for it, and they were surprised that an amendment was being put in that would restrict it to a year. I am just about all out of fight, Mr. President, but I certainly hope that the motion to indefinitely postpone this bill does not prevail.

Mr. PORTEOUS of Cumberland: Mr. President, perhaps I can pose another question through the Chair to the Senator from Cumberland, Senator Davis. Perhaps because of the bill providing for an increased mark-up on liquor this is still a question and that a price lower than the regular price will now be possible now that we have passed that particular bill. Might that be true, or doesn't the Senator know.

The PRESIDENT: The Senator from Cumberland, Senator Porteous, poses a question through the Chair to the Senator from Cumberland, Senator Davis, who may answer if he wishes.

Mr. DAVIS of Cumberland: Mr. President, I do not know what procedure has been worked out but I have been informed that they have worked out a procedure whereby they can handle this matter without the bill.

Mrs. CHRISTIE of Aroostook: Mr. President, this bill was to enable them to handle these discontinued items, but I wondered if the reason that the Senator from Cumberland felt it could be indefinitely postponed was because of the price tag that is on it and that was not necessary and that is why he was moving to indefinitely postpone it. Is that right?

The PRESIDENT: The Senator from Aroostook, Senator Christie, poses a question through the Chair to the Senator from Cumberland, Senator Davis, who may answer if he wishes.

Mr. DAVIS of Cumberland: Mr. President and members of the Senate: The objection originally was to the price on the bill, but as long as we found that they did not think it was necessary we did not

think it was necessary to pass the bill anyway.

Mr. MAYO of Sagadahoc: Mr. President, I am completely confused here at the present moment, as I look around the chambers and see these business men, how anyone can vote against this bill. I do not understand why if all of a sudden there has been a change of heart in the commission why I, as the sponsor, have not heard word from them. I would think, and I know those honorable gentlemen down there, if there had been a change of heart and a change of plans I am quite sure they would have contacted me. I have worked very closely with them in regard to this bill. If we are going to be in session through tomorrow or for a few more hours, I am going to move that this bill be tabled. I am going to find out.

The PRESIDENT: The Senator from Sagadahoc, Senator Mayo moves that the bill be tabled until sometime later in the morning.

Mr. NOYES of Franklin: What time later on in the morning, Mr. President?

The PRESIDENT: Will the Senator from Sagadahoc, Senator Mayo, state a time?

Mr. MAYO: If you would give me a half hour I think I could find my answer.

Mr. NOYES: That is all right.

Thereupon the bill was tabled pending the motion of Mr. Davis of Cumberland for indefinite postponement.

All bills passed to be enacted on this day, June 16th were not presented to the Governor until June 17th, 1961 and all Resolves finally passed on June 16th were not presented to the Governor until June 17th, 1961.

The President declared the Senate Adjourned until 10 o'clock tomorrow morning.