

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One-Hundredth Legislature*

OF THE

STATE OF MAINE

VOLUME II

MAY 12 - JUNE 17, 1961

and

SPECIAL SESSION

NOV. 27 - DEC. 2, 1961

DAILY KENNEBEC JOURNAL

AUGUSTA, MAINE

**SENATE**

Friday, December 1, 1961

Senate called to order by the President.

Prayer by Rev. William Hogg, Jr., of Falmouth.

On motion by Mr. Brooks of Cumberland, Journal of yesterday Read and Approved.

**Papers from the House**

Bill, "An Act Repealing Law Creating a Lien on Real Property of Beneficiaries of Public Assistance." (H. P. 1210) (L. D. 1663)

In House, November 29, Passed to be Engrossed.

In Senate, November 30, Passed to be Engrossed as Amended by Senate Amendment "A" in non-concurrence.

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

In the Senate, on motion by Mr. Farris of Kennebec, the Senate voted to insist on its former action and join with the House in a Committee of Conference. The President appointed as Senate members of such committee, Senators: Farris of Kennebec, Marden of Kennebec and Ferguson of Oxford.

**Joint Order**

Joint Order Relative to Adding Joint Rule No. 19-D. (H. P. 1234)

In House, November 29, Read and Passed.

In Senate, November 30, Read and Passed As Amended by Senate Amendment "A" in non-concurrence.

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

In the Senate, on motion by Mr. Stanley of Penobscot, the Senate voted to insist on its former action and join with the House in a Committee of Conference. The President appointed as Senate members of such committee, Senators: Stanley of Penobscot, Cole of Waldo and Brown of Hancock.

**Committee Report—Senate**

Majority—Ought to Pass in New Draft (Same Title)

Minority—Ought Not to Pass

The Majority of the Committee on Public Utilities on Bill, "An Act Relating to Transportation to Islands in Casco Bay." (S. P. 619) (L. D. 1700) reported that the same Ought to Pass in New Draft (S. P. 630) (L. D. 1705) under the same title.

(Signed)

Senators: GILBERT of Kennebec  
EDMUNDS of Aroostook  
BOISVERT  
of Androscoggin

Representatives:

WESTERFIELD

of Liberty

HAM of Brewer

PIKE of Lubec

BERMAN of Houlton

TYNDALE

of Kennebunkport

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

(Signed)

Representative:

HAUGHN of Bridgton

Mr. GILBERT of Kennebec: Mr. President and members of the Senate: As Chairman of the Public Utilities Committee, I move that we accept the "Ought to Pass" report of the committee.

Mrs. LORD of Cumberland: Mr. President, to save time, I am speaking for the Cumberland delegation and I will say that we are opposed to this bill and I move the indefinite postponement of the bill. There is a section in the bill which repeals the law already on the books without a public hearing. I think it is not a good bill. I move for indefinite postponement.

Mr. EDMUNDS of Aroostook: Mr. President and members of the Senate: To my way of thinking, in some ways this is possibly the most important legislation that we will be considering at this session. It does not carry a price tag. However, should this law not be adopted as presented in this new draft, it very definitely might

carry a considerable price tag in the future.

I am a member of the Public Utilities Committee. Some people may think it odd that I should have my name on this legislation. The reason that my name is on this legislation which affects islands in Casco Bay and I come from slightly further north, is the fact that this is such a hot political football or hot potato, or whatever you want to call it, in the Cumberland County area, that nobody down there was of a mind to put their name on this particular piece of legislation.

Let me say at the outset that I very definitely sympathize with the problem that Cumberland County has, but I feel that this legislation as you have it before you in a new draft goes a long way towards solving the problems which have plagued the State of Maine, the Governor, the Governor's Council, all through the summer. We have all read about it in the press. And I will say that it plagued the legislature also at the last session because we had similar legislation before us throughout the entire session until it was finally withdrawn.

Now what this bill does, No. 1, it gives a limited amount of protection to a recognized carrier in the Casco Bay area serving the islands of Peak's Island, Great Diamond Island, Little Diamond Island, Long Island, Chebeague Island, Bailey Island and Cliff Island. Those carriers need that protection. At the present time in the summer when the summer residents are there the franchise to serve those islands is a reasonably profitable one. Through the winter months, when only people that reside in the greater Portland area and have their homes on the islands and live there use the service the franchise is a very unprofitable one. Over the years, generally speaking, actually this company has lost money, I think in seven of the last nine years of its operation, but over the years, generally speaking, they have been able to make enough additional money during the summer to offset the unprofitable operation they

have had during the winter months.

Now within the last year or possibly two years a number of people have started skimming off the gravy, so to speak. The summer traffic comes over there and these people who have small boats start hauling goods, hauling materials and so on and so forth, so this carrier is in very serious financial condition at the moment because of the fact they have not been able to have some type of protection under our statutes as do our railroads, our registered truck lines and our bus lines. This company has been very seriously damaged, in my opinion, to the point where I do not think they can continue to keep this service up.

It is up to the Public Utilities Commission to issue these certificates of convenience, or whatever you want to call them, so that people can operate this ferry line in this bay area; but I would point out that it is for the protection of the carrier and that it is up to the Public Utilities Commission to make any decisions with respect to who shall be the carrier in each particular instance.

The second thing that it does: it provides injunctive powers so that should the PUC issue an order or insist on additional compliance in Casco Bay or on additional services and the company chooses to defy that order, then the PUC can go to the courts and get an order from our courts in the State of Maine forcing them, enjoining them to comply with the PUC orders if the PUC orders are just in the opinion of the court. At the present time they cannot go to the courts, as I understand, so that there has been a tendency in the past to somewhat, let us say, laugh at the PUC in a number of instances.

Now the third thing that it does, and to me this is extremely important: it repeals Section 3 of Chapter 79 of the Private and Special Laws of 1959. I happened to sit in the legislature of 1959 in another body and I assume I probably voted for this famous Section 3. I am sure I did not know what I was voting for and I doubt if ninety-five per cent of the members of the House and Senate at

that time knew what they were voting for.

What that section says is this: Should it be proven that private industry cannot service the islands in Casco Bay then the State, through the Maine Port Authority, shall step in and shall furnish that service.

Now the same situation arose with respect to the islands in Penobscot Bay. I cannot give you all the dates, I have not been here long enough to know all of the ramifications of this, but I do know this: that when the Maine Port Authority took over from private industry in the Penobscot Bay area the State spent two and a half million dollars for new capital equipment to service those islands, and I also know that at the last session of the legislature, the last regular session, as I am informed by the Public Utilities Commission, the State anted up \$500,000 to underwrite the cost of the services in the Penobscot Bay area even though they had all new equipment to operate with. And such people as I have been able to contact tell me that in their opinion the Maine Port Authority is not a properly-run organization to engage in ferry service of this sort. But it does repeal this law that was passed in 1959.

As I said before, I realize this is a political hot potato. We discussed potatoes in here yesterday and I did not refer to them again today, but I certainly can respect the stand of the people from Cumberland County who are directly involved in this fight that is going on down there now, but I think I know something about it too. I sat on the Public Utilities Committee last session, we had the same bill in front of us for six months, and I believe that this bill that you have before you in new draft is a reasonable compromise solution to the whole problem and that it is very definitely in the best interests of the State at this time. The Public Utilities Commission have studied this problem and the Public Utilities Commission has said unqualifiedly that they endorse this legislation, that this has got to be enacted and that until legislation such as this is enacted nobody can straighten out the Cas-

co Bay situation but in effect the Port Authority will be in there operating the service in a very short time.

I believe this is something that cannot wait until 1961. I have seen the loss figures to date for this year. It is my opinion that, because of the troubles they have had all summer and because of the losses they have sustained they will have to cease operating their boat line prior to our next general session, and the minute they do that the Maine Port Authority will have to step in.

I would also note that this has an 8 to 1 report "Ought to pass" from the Public Utilities Committee. It was not an easy report to arrive at. We finally concluded about 11:30 the other night and we did come up 8 to 1 on this compromise legislation.

There is one more thing I would like to take note of here. I say that Casco Bay Lines or some other carrier that is certificated by the Public Utilities Commission needs protection in the same line the State of Maine needs protection because of the goings-on this summer, because of the club which the present boat line held over the head of the State of Maine. Under Section 3 which I have referred to, the State goes in there and it has invested approximately \$500,000 of State money in there already, and it seems to me that we should do everything we possibly can to keep this carrier solvent so that the State gets some return on the investment that it has already had to make.

I realize that there are personalities involved in this thing, and I said yesterday that some of the people who have been continually involved in this fight in my opinion are not men of good faith—and I will repeat the same thing today—but I think in something that is as important as this, so far as the State is concerned—because as I see it, it is a potential appropriations bill of three or four or five million dollars when the next legislature gathers in 1963—that we should forget personalities and that we should go along with the bill which our own Public Utilities Commission and our own Public

Utilities Committee feel is in the best interests of the State of Maine.

Mr. BROOKS of Cumberland: Mr. President and members of the Senate: I have a great deal of respect for the Public Utilities Committee and particularly I have a great deal of respect for Senator Edmunds, and the remarks that Senator Edmunds has made for the most part I believe are true, I know that in his opinion they are; but I feel, however, at this time that to put on a monopoly bill such as this would create an additional hardship to people on the islands in Casco Bay. There are some four or five thousand people on those islands who live there the year round. They are not at all satisfied with the present service. The price tag that the Senator mentioned as being high, possibly in the future if we do not do something so far as money is concerned could very well be higher in terms of hardship to the citizens and inconvenience as a price we must pay. There is a great deal of confusion, as I mentioned yesterday, in this area. I do feel that the Public Utilities Commission now has the authority to regulate transportation in Casco Bay. I will state unequivocally that I personally like the idea of monopoly in an operation such as this. As a matter of fact, it is the proper way to run a line of this nature where, in order to have a profit, a private operator must have protection, but I just do not think that this is the time for us to take this action.

The Senator from Aroostook, Senator Edmunds mentioned and the bill also mentions islands in Casco Bay to be serviced by this firm, and he mentioned specifically, as you can see in the bill, Chebeague Island and Bailey Island. Those islands at the present time are not being served and have not been served, and the present operator has many times stated that he would serve Chebeague, that he would serve this or that island, and he has not been true to his word.

Now the monopoly bill simply states that he has all the rights of transportation in Casco Bay, with the reservations, of course, that

are mentioned in the bill, but no one—no one, I say—can make him send boats to Chebeague Island or Bailey Island or any other island. To be sure, if he does not do it the PUC can relieve him of his license, but if they do the State again is in the same strait that the Senator from Aroostook, Senator Edmunds, mentioned: we are without transportation.

In reply to his statement in regard to repealing Section 3 of the bill, I would plead with you people to consider the impact on our area if that Section 3 is repealed and if this individual should decide that he wants to pull out of Casco Bay. Where are we then if we have no transportation. I feel that we here in this body should consider the welfare of the people on these islands first.

I would simply close by urging you to take time and think for a moment of the problem we have in Casco Bay, that we are attempting to solve the problem. I personally feel that a monopoly bill is the only way to accomplish the fact in that area, but for the time being I ask you to support the motion of the Senator from Cumberland, Senator Lord, for indefinite postponement.

Mr. EDMUNDS of Aroostook: Mr. President, it is not a pleasure to get up and debate with my good friend from Cumberland County, Senator Brooks or any of the other good Senators from Cumberland, but I would like to reply just briefly to two specific objections raised by Senator Brooks. One is as to whether or not this is the time. It is my opinion, and I believe it was amply demonstrated at the hearing, that this is the time for one reason and one reason only: because this situation that exists absolutely and positively by no stretch of the imagination can wait until 1963 when we convene again regular session, or our successors. If that is the case—and I feel the accountants' figures and the testimony very well substantiate that it is the case—then the Maine Port Authority will be in business in Casco Bay whether we like it or not, so it is the time now. And if it doesn't work you have got 1963 to make such changes as you think are neces-

sary. But bear this in mind: this is not the result of four or five days here in special session; this identical legislation was considered for six months this past year and finally withdrawn.

Now with respect to the remarks he has made with respect to people not keeping their word, I will not argue that point. I will say for the record that I am publicly as disgusted with the management of the present Casco Bay Lines as I could possibly be. I listened to the dog-fights all last winter; Senator Gilbert and Senator Boisvert listened to the dog-fights all last winter. I do not think we enjoyed it; I do not think we enjoyed their attitude, but at the same time I think this problem goes beyond personalities. Now as to whether or not the State can force them to serve Chebeague Island, Bailey Island or any of the other islands mentioned in this bill, I would refer to the bill itself, in which it says: "The commission (meaning of course the Public Utilities Commission) shall specify in the permit the business and operation of a carrier covered thereby and the scope thereof, and shall attach to it at the time of issuance and from time to time thereafter such reasonable terms, conditions and limitations as it may deem necessary to maintain adequate transportation to said islands." Those are the islands which I referred to and which are mentioned in Paragraph 1 of this bill. It goes on to say: "The Peoples' Ferry, the Casco Bay Lines or any carrier"—because this is not limited to the so-called Peoples' Ferry or Casco Bay Lines, it is directed in the final analysis at the carrier which the Public Utilities Commission shall certificate, but it says: "The Peoples' Ferry and the Casco Bay Lines or any carrier obtaining a permit as set forth above shall maintain safe daily service to the islands of Casco Bay designated in said permit under the regulations promulgated by the Public Utilities Commission as to rates, schedules and safety." In addition to this we have given injunctive powers so

that if they do defy the orders of the Public Utilities Commission they can be hauled into court and be held responsible by our courts if they are violating our statutes or violating edicts laid down by the Public Utilities Commission. I just want to say that I know it is a hot potato but I still think it is essential if we are interested in good government and interested in our State.

Mr. GILBERT of Kennebec: Mr. President and members of the Senate: I have to agree with the Senator from Aroostook, Senator Edmunds, in the words that he used as to certain people not being men of good faith.

At the hearings last spring, very early in the session, we had a great many people who came in, one day from Chebeague Island, I believe we had some hundred and eighty-five of them. They came from all over.

We do agree that the Casco Bay Lines have created a great deal of hardship on the people living on the islands. There is no question that these people are very unhappy. The Casco Bay Lines have not lived up to their schedules and they have not abided by the rules and regulations of the Public Utilities Commission. One of the reasons for that is probably due to the fact that the Public Utilities Commission gave out orders but they were not followed. This bill here would certainly give the Public Utilities Commission that extra power to police the Casco Bay Lines that much better. In speaking with one of the leaders representing people from certain of the islands night before last, this gentleman said, "We do not want gypsy freighters, we do not want taxis, all we want is a service line that will give us the proper service and we do not care how we get it if we get the right kind of service and the number of trips required to take care of the people from these islands. We would be perfectly happy with whichever company it might be as long as we get the service."

The Casco Bay Lines now having the charter and the license to

operate to these islands, we as a committee, after long discussion, had to arrive at a solution, and after many, many hours of discussion finally we agreed that this bill, written up the way it is, would give the Public Utilities Commission the proper authority and better jurisdiction and it would certainly give the people of these islands much better service if the Casco Bay Lines go accordingly. The Commissioners were also told that if this bill goes through, the Casco Bay Lines will have to operate as such, because if they start fouling up their schedules as they have in the past and cutting down on their trips, I do believe that the Public Utilities Commission will step in, otherwise we might have to resort to the Port Authority and spend a great deal of the taxpayers' money.

Mr. PORTEOUS of Cumberland: Mr. President and members of the Senate: I appreciate the sincerity of the Public Utilities Committee, I appreciate what has been said by my colleague Senator Brooks and I agree with much of what has been said, but I disagree with certain points and I would like to have them on the record. I particularly disagree that this is a political football so far as we four Senators and several representatives from Cumberland County areas surrounding Casco Bay. I think all of us are prompted by a sincere desire to see the transportation facilities put on a firm and sound basis.

In the debate yesterday on whether we needed a committee or not, I said I thought that the situation would be vastly improved and at least apparent whether it would be soluble when the docks were finished and the line was once again in full operating condition. I still say that. So far as loss of money is concerned, I do not think they will be in a position to lose money from here on in. With the completion of these wharves they will be able to operate on regular schedules. The so-called gypsy operators who have been operating have been primarily small boats that come in

and dock at floats. They cannot carry the heavier merchandise, they cannot carry the numbers of people that the Casco Bay Lines ferry boats can carry, they cannot even operate through the winter because the floats have to be removed due to the ice in the bay, it is extremely unsafe for them and they do not operate generally. So I feel that these boats which are presently filling the void left by reason of the fact that the ferry service could not be provided due to the lack of wharves, that the void will be filled by the Casco Bay Lines once they are able to run again.

Now as to this Section 3: I would ask at the end of the debate that the President of the Senate rule on the germaneness of this to this particular bill since it has not been heard at a public hearing, since it was a bill passed at the last legislature and since there has been no public hearing. There were nearly two hundred people, I believe it was, who came up who were opposed to this so-called monopoly bill and they have not had any chance to give their views on the redraft of this legislation, and I feel that they would feel badly cheated if they were not able to do so.

This bill in the new draft I believe is the result of a lot of hard work by the Public Utilities Committee and the counsel for the Casco Bay Lines, that line which will be the one that will most benefit from this as a single private interest. They have been referred to as people of little faith. Now they have been under a great strain, they have been criticized, they have had the public wrath against them, they have been operating under great difficulties and sometimes through heated feelings they have acted improperly, I believe they have, but I believe that once the wharf situation is under control they can then themselves do a better job both personally and physically for the people of Casco Bay. If they do not continue to do so and if this bill is passed they will have a possession not only in the franchise but in this monop-



oly that will be worth to them even more as a salable item, and if we are to accept what has been said about their perhaps undetermined lack of faith, when they throw up their hands and say, "We are not going to do business around here any more," they have an item that is worth an awful lot more money than it is now.

I feel strongly that this is a bad bill, that the people do not want it and that we can much better do without it than with it.

The PRESIDENT: Is the Senate ready for the question?

Mr. EDMUNDS: Mr. President, when the vote is taken I request a division.

Mrs. LORD of Cumberland: Mr. President, I wanted to raise the question as to the germaneness of this Section 3.

The PRESIDENT: The Senate will be at ease while the Chair goes to his office and checks the bill.

(At ease)

The PRESIDENT: The Senator from Cumberland, Senator Lord, has asked for a ruling on the germaneness of Section 3 of L. D. 1705. The Chair would rule that where this is a redraft Section 3 is germane to the bill.

The question before the Senate is the motion of the Senator from Cumberland, Senator Lord, that this report 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 sixteen in the negative, the motion did not prevail.

The PRESIDENT: The question before the Senate at this time is on the motion of the Senator from Kennebec, Senator Gilbert, that the Senate accept the Majority Ought to Pass report of the committee.

The motion prevailed, the bill was read once, and under suspension of the rules was given its second reading and passed to be engrossed.

Ordered sent forthwith to the engrossing department.

### Enactors

Bill, "An Act to Authorize the Employment of Additional Personnel at the Maine Vocational Technical Institute." (H. P. 1198) (L. D. 1651)

(On motion by Mr. Davis of Cumberland, placed on the Special Appropriations Table.)

Bill, "An Act Relating to Salary of Register of Deeds of Franklin County." (H. P. 1225) (L. D. 1685)

Bill, "An Act Repealing Powers of State Humane Agents to Issue Warrants in Dog Licensing Law." (S. P. 603) (L. D. 1643)

Bill, "An Act Ceding Concurrent Jurisdiction to the United States of America Over Certain Lands in the Town of Cutler." (S. P. 608) (L. D. 1679)

Which Bills were Passed to be Enacted.

### Emergency

Bill, "An Act Providing Funds to Complete the Harbor Project in the Town of Wells." (H. P. 1211) (L. D. 1644)

(On motion by Mr. Davis of Cumberland, placed on the Special Appropriations Table.)

### Emergency

Bill, "An Act Granting Courts Power to Issue Injunctions to Enforce Milk Commission Law." (H. P. 1221) (L. D. 1674)

Which Bill, being an emergency measure and having received the affirmative vote of 29 members of the Senate was Passed to be Enacted.

### Emergency

Bill, "An Act Appropriating Funds to Aid Towns to Control Dutch Elm Disease." (H. P. 1229) (L. D. 1689)

(On motion by Mr. Davis of Cumberland, placed on the Special Appropriations Table.)

### Emergency

Bill, "An Act Providing for the Construction of an Emergency Operating Center for State Government in Farmington." (H. P. 1238) (L. D. 1703)

(On motion by Mr. Davis of Cumberland, placed on the Special Appropriations Table.)

**Emergency**

Bill, "An Act to Provide for the Support of Cancer Clinic Services." (S. P. 613) (L. D. 1690)

(On motion by Mr. Davis of Cumberland, placed on the Special Appropriations Table.)

**Emergency**

Resolve, Appropriating Funds for Repairs to Foundations, Columns and Walls in the North Wing of the Capitol Building. (S. P. 604) (L. D. 1644)

(On motion by Mr. Davis of Cumberland, placed on the Special Appropriations Table.)

The PRESIDENT: I am sure that all of us in the Senate are pleased to have Dr. Bates back with us even though it may be only for a short time. We are pleased that his son is somewhat better.

Additional Senate Papers,—out of order and under suspension of the rules.

**Committee of Conference Reports**

The Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill, "An Act Providing for Demolition of Morse Bridge in the City of Bangor." (S. P. 605) (L. D. 1645) reported that the Senate recede from its action whereby that Bill was Passed to be Engrossed, Adopt Conference Committee Amendment "A", and Pass the Bill to be Engrossed, As Amended by Conference Committee Amendment "A"; and that the House recede from Indefinite Postponement of the Bill and Reports: Adopt Conference Committee Amendment "A"; and Pass the Bill to be Engrossed As Amended by Conference Committee Amendment "A", in concurrence.

Which report was Read and Accepted and the Senate voted to recede from its former action whereby the bill was passed to be engrossed; Conference Committee Amendment A was read and adopted and the bill as so amended was passed to be engrossed. Under suspension of the rules, the bill was ordered sent forthwith to the engrossing department.

Additional Papers from the House—out of order and under suspension of the rules.

**Non-Concurrent Matters**

Resolve, Providing for Emergency Renovation of Existing Facilities at the Maine State Prison. (S. P. 606) (L. D. 1677)

In Senate, November 29, Passed to be Engrossed.

In House, November 29, Passed to be Engrossed in concurrence.

In House, November 30, Failed of Final Passage.

In Senate November 30, Engrossment Reconsidered, Passed to be Engrossed as Amended by Senate Amendment "A" in non-concurrence.

Comes from the House, December 1, that body having Adhered in non-concurrence.

Mr. STILPHEN of Knox: Mr. President, before I make a motion, I would like to have in the record, the statement of the warden of the State Prison, that was made before the Committee here, so that what seems to me false economy, may be in the record, but if it must be that way, it must.

"Over a year ago, it became known that the Prison population was increasing so rapidly that some provision should be made for at least temporary housing of inmates. This prompted a request to the Governor and Council to approve remodeling an area over an existing garage into a 40 man dormitory to house inmates regularly assigned to outside details. This request was referred to the 100th Legislature as an emergency measure, but was not approved during the last days of the regular session. It is felt that possibly inasmuch as a permanent building was approved that this emergency dormitory was turned down. The badly needed new building will fulfill our needs in this respect, but will not be completed until at least the spring or summer of 1963. In the meantime, the Prison is dreadfully in need of housing facilities, hence the present emergency request.

Today's prison population is 501.

There are 378 regular cells and an overcrowded 30 man dormitory

in the institution, and a 50 man dormitory at the prison farm, making 458 normal beds available.

At this time it is necessary to use most of our hospital beds, quarantine cells, and disciplinary cells for regular housing of inmates.

This condition hampers discipline and makes control more difficult.

We just don't have any beds or secure place to house any more inmates. The proposed dormitory is needed for our present population, to say nothing of our anticipated increase.

A review of September, October and November, 1960 revealed 46 inmates received while September, October and November, 1961 showed that we received 86 inmates. A gain of 40 men or 53½% increase for just three months.

The past December, January and February intake was 50. If the same approaching period has a 53½% increase, we can anticipate 77 more inmates in the next three months, less approximately 25 releases or a gain of 52 men in the total.

I certainly hope that this is not so, but I am using known intake figures and an actual gain percentage.

This general situation has been reported to the Governor and Council and they have authorized a transfer of inmates back to the county jails. (Under provision of Chapter 27, Section 33, 1954 Statutes)

A transfer to the county jails can be made at the rate of \$2.00 per day per inmate. But, if only twenty three men are boarded for one year in the counties, it will cost more than it will to construct the dormitory at the prison. (If we were to transfer all those over our capacity, or 42 inmates it would cost approximately \$46,000. until our permanent facilities are ready.) We know that we will not have use of our permanent facilities for over a year and a half, hence it seems only logical that the dormitory be built immediately.

Thank you for your consideration."

(Signed)

Allan L. Robbins, Warden

I want that in the record in case anything should happen and I would like this in the record too, the fact that it would be much less expensive to build the dormitory and to give them the facilities there. Also in the record, I would like to have it known that I have contacted many people in the town of Thomaston, and I believe it was alleged in some other department in the State House, that the people of Thomaston were fearful that these inmates, if housed in these quarters would be dangerous to the community. I would like to have it known that these inmates who would be housed in this facility are all outside inmates. They are on the lawns of the prison; they are outside in the town and community all day; they are trustees in other words and I don't see what harm it would do to have them housed there at night. But in the interest of getting this session over with, I will now move that we adhere.

The motion to adhere prevailed.

Bill, "An Act to Divide the Town of Enfield, Penobscot County into Two Municipalities. (H. P. 1207) (L. D. 1660)

In Senate, November 30, Passed to be Engrossed as Amended by Committee Amendment "A" and by House Amendment "A" in concurrence.

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

In the Senate:

Mr. WYMAN of Washington: Mr. President and members of the Senate, there has been an effort made to compromise this bill and it would appear that it may succeed, with all parties agreeable. However, if it does succeed, this bill may be needed as a vehicle for an amendment upon which both sides will agree, and therefore, I ask that this be placed on the table until it can be determined whether or not it will be needed for a vehicle to settle the matter.

The motion prevailed and the bill was laid upon the table pending consideration.

Additional Senate Papers,—out of order and under suspension of the rules.

### Communication

State of Maine  
SENATE CHAMBER  
Augusta

December 1, 1961

Honorable Earle Hillman  
President of the Senate  
State House  
Augusta, Maine

Dear Mr. President:

I herewith tender my resignation as a member of the Joint Standing Committee on Welfare.

As I am a member of the Joint Standing Committee on Judiciary and Health and Institutional Services, as well as Chairman of the Joint Standing Committee on Retirements and Pensions, and further, since some members of the Senate have less than three such assignments, I feel my resignation will permit a more even distribution of the work-load, and result in a more efficient committee operation.

With respect, I am

Sincerely yours,

ROBERT A. MARDEN

Senator from Kennebec

Which was Read and Ordered Placed on File.

The PRESIDENT: Senator Marden, the Chair accepts your resignation with regret, and will appoint to succeed you as member of the Joint Standing Committee on Welfare, Senator John B. Ells of Hancock. (Applause)

The PRESIDENT: We have in the Senate Chambers forty-one members of the Scarborough High School Class in Civics. They are accompanied by Mr. Dyer and Representative Coulthard. It certainly is a pleasure to have this group of young folks with us today. We hope you enjoy your visit to the State House. We hope that you will go to the House of Representatives and visit them and that you will visit the museum. We hope also that some day you will

take your places either in this body or the other body representing the county or town in which you live.

It gives me pleasure to introduce to you the Senators from your County. I will start on the left with Senator Davis, next is Senator Brooks, Senator Porteous and Senator Lord. I am certain that they would be pleased to show you around the State House. (Applause)

Mr. DAVIS of Cumberland: Mr. President, at this time I would like permission to take from the table the first item on the Senate Special Appropriations Table; S. P. 600, L. D. 1640, and in explanation I would like to say to you that this is the bill which provides the funds for the educational subsidy program. As you know, this bill calls for an appropriation of \$1,210,971. I feel sure that there is no controversy over this particular item, this being one of the reasons why we are now in special session.

Thereupon, the bill was removed from the Special Appropriations Table and passed to be enacted.

On motion by Mr. Erwin of York, the Senate voted to take from the table, S. P. 615, L. D. 1692, Bill, "An Act to Correct Errors and Inconsistencies in the Public Laws" tabled pending passage to be engrossed; and on further motion by the same Senator, the bill was passed to be engrossed and sent forthwith to the House.

### Enactors

Bill, "An Act Relating to Gross Weight and Width of Trucks Hauling Construction Materials." (H. P. 1237) (L. D. 1702)

Mr. COLE of Waldo: Mr. President, at this time I hope that we decide on this particular bill. It has, I believe, been discussed thoroughly, and well debated. At this time I ask for a division.

The PRESIDENT: This bill is up for enactment, will the Senator make a motion?

Mr. COLE: Mr. President, I move that this bill pass to be enacted and I ask for a division.

Mr. ERWIN of York: Mr. President, I move that this bill be indefinitely postponed.

Mr. STILPHEN of Knox: Mr. President, I ask for a division.

A division of the Senate was had.

Sixteen having voted in the affirmative and thirteen in the negative, the bill was indefinitely postponed.

Sent down for concurrence.

Bill "An Act to Provide for a Legislative Finance Officer." (H. P. 1215) (L. D. 1668)

Bill, "An Act to Provide a Reporting System for Payment of Malt Liquor Excise Taxes." (H. P. 1230) (L. D. 1695)

Bill, "An Act to Clarify the Election Laws." (S. P. 617) (L. D. 1694)

Which bills were severally passed to be enacted.

Bill, "An Act Creating a State Committee on Transportation Needs in Casco Bay." (S. P. 628) (L. D. 1704)

(On motion by Mr. Davis of Cumberland, placed on the Special Appropriations Table.)

**Emergency**

Bill, "An Act Relating to the Economic Development of Washington County." (H. P. 1223) (L. D. 1676)

Which Bill, being an emergency measure and having received the affirmative vote of 28 members of the Senate, was Passed to be Enacted.

**Emergency**

Bill, "An Act to Revise the Laws Relating to Commitment of the Mentally Ill." (S. P. 609) (L. D. 1680)

Which Bill, being an emergency measure and having received the affirmative vote of 27 members of the Senate, was Passed to be Enacted.

**Emergency**

Bill, "An Act to Amend the Charter of York Beach Village Corporation." (H. P. 1224) (L. D. 1684)

Which Bill, being an emergency measure and having received the affirmative vote of 28 members of

the Senate, was Passed to be Enacted.

**Additional Senate Paper**—Out of Order and under suspension of the Rules.

**Conference Committee Report**—Senate

The Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill, "An Act to Provide Aid to Maine Industries to Obtain Government Contracts." (S. P. 601) (L. D. 1641) reported that they are Unable to Agree.

Which report was Read and Accepted.

Sent down for concurrence.

**Additional Paper from the House**—out of order and under suspension of the rules:

**Non-Concurrent Matter Committee Report**—Senate

Divided Report from the Committee on Public Utilities on Bill, "An Act Relating to Transportation to Islands in Casco Bay." (S. P. 619) (L. D. 1700)

In Senate, December 1, Majority Report—Ought to Pass in New Draft Read and Accepted.

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

In the Senate, on motion by Mr. Brooks of Cumberland, the Senate voted to recede and concur with the House.

Mr. NOYES of Franklin: Mr. President, I move that all enactors be sent to the Governor forthwith for his signature.

The motion prevailed.

On motion by Mr. Noyes of Franklin,  
Recessed until 3:30 P.M.

**After Recess**

The Senate was called to order by the President.

Out of order and under suspension of the rules, Mr. Edmunds of Aroostook presented the following Resolution and moved its adoption:

### JOINT RESOLUTION

WHEREAS, the economic condition existing within the potato industry of the State of Maine has reached disaster levels; and

WHEREAS, continued price levels such as are currently being experienced and have been experienced over the last several production years have placed in jeopardy all the equities created within our industry by long years and longer hours of agricultural enterprise; and

WHEREAS, conditions over which our industry and our State have no control are primarily responsible for the continued depletion of our financial capabilities as an industry;

NOW, THEREFORE, BE IT RESOLVED that the ONE HUNDRETH SESSION of the MAINE LEGISLATURE respectfully petitions, through such authority as is immediately available within the administrative framework of the United States Department of Agriculture, your immediate attention to the seriousness of our economic plight, using every available means within the powers of your office to aid our industry. We respectfully suggest that immediate attention be given to the following courses of action, as well as exploration of all other possible avenues which hold promise of material assistance to our industry:

(1) Extension of diversion payments at current price levels until the diversion program has accomplished its objectives;

(2) Increased use of promotional programs under departmental jurisdiction to increase the utilization of fresh and processed potatoes, including more emphasis on the nutritive value of potatoes and their necessity in a well-balanced diet;

(3) Increased activity in the enforcement of the Perishable Agricultural Commodities Act to insure the protection of our industry and the consuming public from inferior grades and sizes of potatoes;

(4) Immediate investigation of the ever-widening price gap between prices paid to producers for

agricultural commodities and retail prices paid by the consumer for these same commodities;

(5) Inclusion of Irish potatoes in the school lunch program;

(6) Investigation into the competitive advantages enjoyed in certain production areas as a result of government water and land reclamation projects, which work a hardship upon those of us who are less fortunately situated;

(7) Re-evaluation of the provisions of cross-compliance to protect the interests of those areas where acreages to grow government-protected crops are not available;

(8) Immediate action on a national level to devise and initiate such government programs, nationally, as well as give some measure of price protection to the potato producers of the United States.

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded by the Secretary of State to the Honorable Orville Freeman, Secretary of Agriculture, Washington, D. C.

Presented by Senator Edmunds of Aroostook.

Thereupon, the Resolution was read and adopted.

Mr. EDMUNDS of Aroostook: Mr. President, under the rules, it was necessary that this be presented by only one member of the Aroostook County delegation currently serving in the Senate. However, I would like to say that this is a joint effort. Senator Christie and Senator Cyr join me in principle at least, in its authorship and the intent which the Resolution is intended to convey. At this time, Mr. President, if I am in order, I would move that this be sent forthwith to the House.

The motion prevailed.

The PRESIDENT: In the Senate Chambers I note that we have a former member of this Senate, a man who served with distinction in both bodies. I happened to work with him on a number of committees and he was really a hard working legislator. It gives me great pleasure to introduce to the

group, former Senator Rodney Ross. (Applause)

**Additional Papers from the House—out of order and under suspension of the rules:**

**Non-Concurrent Matters**

Bill, "An Act Providing for Construction of an Educational Television Network for the State of Maine and the Issuance of not Exceeding One Million Five Hundred Thousand Dollars of State of Maine Bonds for the Financing Thereof." (H. P. 1233) (L. D. 1698)

In House, November 30, Passed to Be Engrossed as Amended by Committee Amendment "A" and by House Amendment "A"

In Senate, November 30, Passed to Be Engrossed as Amended by Senate Amendment "A" in non-concurrence.

Comes from the House, Passed to Be Engrossed as Amended by Senate Amendment "A" and by House Amendment "B" in non-concurrence.

In the Senate, that Body voted to recede and concur.

**Conference Committee Report—  
House**

The Committee of Conference on the disagreeing action of the two branches of the Legislature on Joint Order relating to Adding New Joint Rule No. 19-D (H. P. 1234) reported that the Senate recede and concur with the House in passing the Order without Amendment.

Comes from the House, Conference Committee Report read and accepted.

In the Senate, the Conference Committee Report was read and accepted, and the Senate voted to recede and concur.

From the House, out of order and under suspension of the rules.

Bill, "An Act to Authorize Enfield and Lowell to Join a School Administrative District."

Comes from the House, having been received by unanimous consent, notwithstanding the Cloture Rule, and under suspension of the rules, given its three several readings and passed to be engrossed.

In the Senate:

The PRESIDENT: Is there objection to the admittance of this bill?

There being objection, the President stated that the bill could not be admitted.

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

Mr. COUTURE of Androscoggin: Mr. President and members of the Senate, you are all aware of the fact that the other day I asked for unanimous consent to introduce a bill and I wasn't too welcome. In my mind I felt the bill was very badly needed. I still feel the same way that I felt before the Special Session on this vicious law we have to live with. I haven't changed my mind at all but probably we have to live with it until the next session. But at this time I also realize the need of Enfield. I don't intend to stand up here and object to a bill that is badly needed. I came into this Senate with an open mind. I am still open minded and I hope when we adjourn this session I will still have an open mind.

I realize the need of this proposal that I just objected to. Certainly I wanted to address the Senate before I changed my mind.

Possibly it will lead to an open mind of other Senators in the future because we never know what is pending in the minds of the citizens of this State. Never close your mind. Always listen to objections and what is brought out and then defeat it afterwards if the fight isn't good. That is what I always believe. Thank you Senator and Mr. President.

Now, Mr. President, if I am in order, I would like to withdraw my objections to this bill.

Thereupon, the Senator from Androscoggin, Senator Couture was permitted to withdraw his objection.

Mr. COUTURE of Androscoggin: Mr. President, I move the passage of the bill.

Mr. STANLEY of Penobscot: Mr. President, may I personally thank the Senator from Androscoggin, Senator Couture for showing what a big man he really

is. Today we have seen one of the finest forms of democracy at work. Yesterday we had a town completely divided into two sections and we couldn't get a compromise at any time last night. This morning, the two factions again sat down together and came up with a compromise which I think will do a great job for the community and everyone will be much happier than they have been for several years.

Again I would like to thank the Senator from Androscoggin, Senator Couture, for showing what a great person he really can be.

Thereupon, there being no objection, the bill was received and under suspension of the rules was given its two several readings and passed to be engrossed in concurrence without reference to a committee.

Ordered sent forthwith to the engrossing department.

#### **Additional House Papers—out of order and under suspension of the rules.**

##### **Non-Concurrent Matter**

Bill, "An Act Relating to Gross Weight and Width of Trucks Hauling Construction Materials." (H. P. 1237) (L. D. 1702)

In House, November 29, Passed to be Engrossed as Amended by House Amendment "A".

In Senate, November 30, Passed to be Engrossed as Amended by House Amendment "A" in concurrence.

In Senate, December 1, Indefinitely Postponed in non-concurrence.

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

In the Senate:

Mr. COLE of Waldo: Mr. President and members of the Senate, it seems to me that we are all shooting for early adjournment tomorrow and the fact too that the omnibus bill is well on its way towards engrossment, I now move that we adhere.

Mr. STILPHEN of Knox: Mr. President, I know that I speak for the sum of 300 members of the small truck owners association in expressing my appreciation to the

100th legislature to those who have given support to this measure. Realizing the futility of pursuing it any further, I hope the motion of the Senator from Waldo, Senator Cole, prevails.

The motion to adhere prevailed.

On motion by Mr. Davis of Cumberland,

ORDERED the House concurring, that the Committee on Appropriations and Financial Affairs be and hereby is authorized to report a bill that would provide appropriations for such measures as are enacted by the legislature without appropriation provisions.

The order received a passage.

On motion by Mr. Noyes of Franklin, the Order was sent forthwith to the House.

On motion by Mr. Wyman of Washington, the Senate voted to take from the table, H. P. 1207, L. D. 1660, An Act to Divide the Town of Enfield, Penobscot County, into two communities; and on further motion by the same Senator, the Senate voted to recede and concur with the house.

On motion by Mr. Noyes of Franklin recessed until 7:30 o'clock tonight.

#### **After Recess**

The Senate was called to order by the President.

The PRESIDENT: We have in the Senate Chambers tonight a young man who has visited us many times this past week. He has been running errands for us at the hotel and serving us well. He has a friend with him tonight and I'd like to introduce Mr. Hewett and Mr. Toothaker. (Applause)

We also have two lovely ladies at my left, Mrs. Andrews and Mrs. Berry who work diligently for us in the Research Committee office. Will these ladies please stand? (Applause)

We also have a former Senator in the Chambers and it gives me great pleasure to welcome here and introduce former Senator Neil Bishop. Will Senator Bishop stand please? (Applause)



**Additional Paper from the House  
—out of order and under suspension  
of the rules:**

**Conference Committee Report —  
House**

The Committee on Conference on the disagreeing action of the two branches of the Legislature, on

Bill, "An Act Repealing Law Creating a Lien on Real Property of Beneficiaries of Public Assistance." (H. P. 1210) (L. D. 1663) reported that the Senate Recede and Concur with the House in passing the Bill to be Engrossed without Amendment.

Which report was read and accepted and the Senate voted to recede and concur.

Mr. Lovell of York was granted unanimous consent to address the Senate.

Mr. LOVELL of York: Mr. President and members of the Senate, it is a real privilege as this session comes to a close that I have the opportunity to stand here and address the fine members of the Maine Senate such as we have here. We don't have all of the group here, but it certainly in my opinion is a group of thirty-two of the most wonderful and conscientious Senators in the state that we could possibly ask for. They are doing an excellent job.

However, we have with us today one Senator who in my opinion at times seems quite tremendous and at other times, I'd like to give him a kick in the back of the pants. This Senator comes from a small county—I don't know that you know it too well—the County of Franklin. Now, that is way up in the woods and they tell me that this particular Senator owns just about all of the county. He is President of the bank there and he owns a good deal of real estate but down around Augusta, he never seems to carry any money with him! It is amazing how he gets by! (Laughter) The other night I happened to go out with him and he didn't have enough money to pay for his dinner. He had to write a check. Nevertheless it is my understanding that he has

made a great deal of money in his area, and as majority leader of the Maine Senate he is truly conscientious in his duties.

Now, I don't think that many people know it, but actually today is his birthday. It is amazing to have these birthdays come around. This fellow—well I'd guess he was around sixty or sixty-five but they tell me that he is only forty-six years of age. I wonder if that is true. I guess it must be. I talked with his wife one day and she tells me that she thought he was about sixty-five the way he acted sometimes because he just doesn't seem to have much energy by the time he gets home. That must be because of the work that he puts in here at the Senate.

Nevertheless, I have checked around this afternoon, and I had wanted to collect about \$100 from each member so as to get a birthday present for this fine Senator but I found that if I collected \$100 from each Senator, it would only buy about five feet of shore space on Rangeley Lake. Well, I really did want to get a present of some kind for this fine Senator and I looked over his desk and find that he doesn't smoke cigars and he doesn't drink or anything like that and so I bought the only thing I could find, a "White Elephant in Maine", a little book. Now, I don't know how many elephants he has up in Rangeley Lake but there is one thing he does have and that is the great respect of every single member of the Senate and I would like, at this time, on his forty-sixth birthday to have the Senate wish him a very happy birthday and I would move that our good Senate President, President Hillman, lead us in singing "Happy Birthday" to our good friend Shelton Noyes.

The PRESIDENT: I hope the guests in the Senate Chambers will realize that once in a while we have to "let our hair down". We haven't done it during this week, I can guarantee that. And now, the Chair will declare a short recess and the rest of this little celebration will be off the record.

### After Recess

The Senate was called to order by the President.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the Special Appropriations Table, S. P. 602, L. D. 1642, An Act Providing for Additional Funds for State Grants to Municipalities for Sewage Treatment; and that Senator yielded to the Senator from Oxford, Senator Ferguson.

On motion by Mr. Ferguson of Oxford, under suspension of the rules, the Senate voted to reconsider its former action whereby the bill was passed to be engrossed and that Senator presented Senate Amendment A and moved its adoption.

Senate Amendment A was read and adopted and on further motion by the same Senator the bill was passed to be engrossed and ordered sent forthwith to the House.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the table, S. P. 604, L. D. 1644, Resolve, Appropriating Funds for Repairs to Foundations, Columns and Walls in the North Wing of the Capitol Building; and that Senator moved final passage of the resolve.

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

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

Mr. ERWIN of York: Mr. President and members of the Senate, I am delighted that this particular bill has received enactment but for the record I would like to point out if I may, that the Senate which has often been under fire from various sources in the State House, has really done a generous and fine thing. I wish to point out to the Senate the alternative if we had not passed this bill. The north wing of this establishment would have slowly sunk into the ground and the Senate would no longer have had any problems! (Applause.)

On motion by Mr. Davis of Cumberland, the Senate voted to take from the table H. P. 1194, L. D. 1647, bill, An Act Appropriating Moneys for office of Director of Legislative Research; and the same Senator moved enactment of the bill.

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

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

The PRESIDENT: We have in the Senate Chambers at this time, our congenial, friendly Attorney General and our Assistant Attorney General. It gives me great pleasure to introduce our Attorney General, Frank Hancock and our Assistant Attorney General, Mr. West. (Applause)

On motion by Mr. Davis of Cumberland, the Senate voted to take from the table H. P. 1197, L. D. 1650, An Act to Provide Funds for the Support of Cardiac and Related Services; and the same Senator moved that the bill be enacted.

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

Twenty-seven 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 table H. P. 1198, L. D. 1651, An Act to Authorize the Employment of Additional Personnel at the Maine Vocational Technical Institute; and the same Senator moved the enactment of the bill.

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

Twenty-six 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 table H. P. 1211, L. D. 1664, An Act Providing Funds to Complete the Harbor Project in the Town of Wells; and the same

Senator moved the enactment of the bill.

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

Twenty five voted in the affirmative.

Mr. JACQUES of Androscoggin: Mr. President, I request that a second vote be taken.

The count being questioned, a second division of the Senate was had.

Twenty-five 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 table H. P. 1229, L. D. 1689, An Act Appropriating Funds to Control Dutch Elm Disease; and the same Senator moved enactment of the bill.

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

Twenty-six 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. 613, L. D. 1690, An Act to Provide for Support of Cancer Clinic Services; and the same Senator moved the enactment of the bill.

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

Twenty-six 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 table H. P. 1238, L. D. 1703, An Act Providing for Construction of an Emergency Operating Center for State Government; and the same Senator moved the enactment of the bill.

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

Twenty-six 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 table H. P. 1212, L. D. 1665, An Act Relating to State Retirement Benefits for Certain Teachers; and the same Senator moved the enactment of the bill.

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 table S. P. 610, L. D. 1681, An Act to Provide Funds to Establish a School of Practical Nursing to be Located in Southern Maine; and the same Senator moved the enactment of the bill.

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

Twenty-five 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 table S. P. 616, L. D. 1693, An Act Increasing the Number of Justices of the Supreme Court; and the same Senator moved the enactment of the bill.

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

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

The PRESIDENT: We have in the Senate Chamber at this time, a very distinguished gentleman, a man with whom I have worked in this Special Session and the regular session, and I can say that there is probably no more cordial man to work with than he, and it gives me great pleasure at this time to introduce to the group, the Honorable Vinal Good, Speaker of the House of Representatives.

The Chair will ask the Sergeant-at-Arms to escort the Speaker to the rostrum.

This was done, amid the applause of the Senate.

HON. VINAL GOOD, Speaker of the House: Thank you President of the Senate, and distinguished members of the Senate. I have always admired the Senate and

the members who comprise its body. I never thought that I would have the opportunity to speak before the Senate, and this probably will be my first and last time of speaking to this very distinguished body.

I have always enjoyed all the members of the Senate. I remember the first day of the session on January 4, 1961 when, after we had the organization of the House and it was quite busy, at times I wondered exactly what was going on. When it was over with I went into the office and wondered if everything had been accomplished the way it should have been accomplished, and the newspaper men came in. They asked me two questions. One of them was "When are you going to adjourn?" which was about six months away. I told them at that time I didn't know the exact date. The second question they asked me was "How are you getting along with the Senate?" I said that for that day I was getting along wonderfully with the Senate and that I loved every Senator and was going to love every Senator every day during the session. Which I did do and still do and continued doing during the Special Session.

Thank you very much for this opportunity of having spoken to you. I had better get back now to my own little House down the line. Thank you again. (Applause)

The PRESIDENT: We thank you; we always enjoy having you with us.

On motion by Mr. Davis of Cumberland, the Senate voted to take from the table S. P. 618, L. D. 1699, Resolve to Reimburse Ernest Herrick of New Gloucester for Damage to House and Interior; and the same Senator moved the final passage of the resolve.

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

Twenty-five 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 table S. P. 628, L. D. 1704, An Act Creating a State Committee on Transportation Needs in Casco Bay; and the same Senator moved the enactment of the bill.

Mr. EDMUNDS of Aroostook: Mr. President, I heard my colleague from York a while ago mention something about a section of this building sinking. Is there any way he could suggest that we might sink these islands? (Laughter)

Thereupon, the motion prevailed and the bill was passed to be enacted.

On motion by Mr. Noyes of Franklin,

Recessed to the sound of the gong.

#### After Recess

The Senate was called to order by the President.

The PRESIDENT: I think this would be a good time to ask our new Senator, Senator Ellis if he would like to address the Senate and tell us what he thinks of his experience this week. (Applause)

Mr. ELLS of Hancock: Mr. President, members of the Senate, and ladies and gentlemen, I have enjoyed this week very much and I don't believe I will ever come back again! (Applause and laughter)

At this point, the Senator from Hancock, Senator Brown assumed the Chair, the President retiring.

#### Additional Papers from the House —Out of order and under suspension of the rules.

##### Emergency

Bill, "An Act to Authorize Enfield and Lowell to Join a School Administrative District." (H. P. 1244)

Which Bill, being an emergency measure, and having received the affirmative vote of 27 members of the Senate, was Passed to be Enacted.

**Emergency**

Bill, "An Act Providing for Demolition or Dismantling and Reassembling of Morse Bridge in the City of Bangor." (S. P. 605) (L. D. 1645)

Which Bill, being an emergency measure, and having received the affirmative vote of 26 members of the Senate, was Passed to be Enacted.

**Bond Authorization**

Bill, "An Act Providing for Construction of an Educational Television Network for the State of Maine and the Issuance of not Exceeding One Million Five Hundred Thousand Dollars of State of Maine Bonds for the Financing Thereof." (H. P. 1233) (L. D. 1698)

The PRESIDENT: Under the Constitution, an affirmative vote of two thirds of the Senate Members present is required for the enactment of this bill.

A division of the Senate was had.

Having received the affirmative vote of 24 members of the Senate, the Bill was Passed to be Enacted.

Mr. BOARDMAN of Washington: Mr. President, I ask for unanimous consent to address Senator Brooks and this body in what will probably be the shortest speech of this session.

Mr. Boardman was granted unanimous consent.

Mr. BOARDMAN: Thank you.

Mr. PORTEOUS of Cumberland: Mr. President, I ask for unanimous consent to address this body in what I know will be the shortest speech of this session.

Mr. Porteous was granted unanimous consent.

Mr. PORTEOUS: Welcome.

At this point, the President resumed the Chair, Mr. Brown of Hancock retiring.

The PRESIDENT: I want to apologize for keeping the Senators waiting but we were called into the Governor's office and there isn't much I can do except to apologize to you.

On motion by Mr. Noyes of Franklin,

Adjourned until tomorrow morning at ten o'clock.