

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Second
Legislature*

OF THE

STATE OF MAINE

1965

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

SENATE

Tuesday, March 23, 1965

Senate called to order by the President.

Prayer by Rev. John Swanson of Mexico.

On motion by Mr. Violette of Aroostook, the Journal of yesterday was Read and Approved.

Papers from the House**Joint Order**

ORDERED, the Senate concurring, that when the House and Senate convene they convene at the time of their pleasure. (H. P. 1038)

Comes from the House Read and Passed.

In the Senate, read and passed in concurrence.

Non-Concurrent Matter

Bill, "An Act Authorizing Expenditure of Moneys by Oxford County for Economic and Recreational Development." (H. P. 176) (L. D. 197)

In Senate, March 9, Passed to be Engrossed as amended by Committee Amendment "A" (H-124) in Non-concurrence.

In the Senate, on motion by Mr. O'Leary of Oxford, the Senate voted to recede and concur.

At this point, at the request of the President, the Sergeant at Arms escorted to the rostrum, the Senator from Franklin, Senator Maxwell who assumed the Chair, the President retiring to the floor of the Senate.

**Reports of Committees
House****Leave to Withdraw**

The Committee on Appropriations and Financial Affairs on Bill "An Act Providing Funds to Create a Division of Indian Affairs Within the Department of Health and Welfare." (H. P. 720) (L. D. 958) reported that the same should be granted Leave to Withdraw.

The Committee on Education on Bill, "An Act Authorizing the Municipalities of Franklin, Gouldsboro, Sorrento, Steuben, Sullivan

and Winter Harbor to Form a School Administrative District." (H. P. 330) (L. D. 433) reported that the same should be granted Leave to Withdraw.

(On motion by Mr. Brown of Hancock, tabled pending acceptance of the report and especially assigned for the next legislative day.)

The same Committee on Bill, "An Act Authorizing the Municipalities of Boothbay and Boothbay Harbor to Form a School Administrative District." (H. P. 404) (L. D. 516) reported that the same should be granted Leave to Withdraw.

The same Committee on Bill, "An Act Authorizing the Municipalities of Cushing, Friendship, St. George and Thomaston to Form a School Administrative District." (H. P. 467) (L. D. 620) reported that the same should be granted Leave to Withdraw.

The Committee on Judiciary on Bill, "An Act Relating to Payment of Accident and Health Insurance Claims." (H. P. 974) (L. D. 1324) reported that the same should be granted Leave to Withdraw.

The Committee on Legal Affairs on Bill, "An Act to Permit the Citizens of School Administrative District No. 17 to Vote on Dissolving said District." (H. P. 466) (L. D. 696) reported that the same should be granted Leave to Withdraw.

The same Committee on Bill, "An Act Relating to Display of Flashlights by Pedestrians on Ways After Dark." (H. P. 709) (L. D. 947) reported that the same should be granted Leave to Withdraw.

The Committee on Sea and Shore Fisheries on Bill, "An Act Relating to the Merchandising of Maine Sardines." (H. P. 898) (L. D. 1208) reported that the same should be granted Leave to Withdraw.

Ought Not to Pass

The Committee on Education on Bill, "An Act Authorizing the Municipalities of Bremen, Bristol, Damariscotta, Jefferson, Newcastle, Nobleboro and South Bristol to Form a School Administrative

District." (H. P. 327) (L. D. 430) reported that the same Ought not to pass.

The Committee on Legal Affairs on Bill, "An Act Relating to Time of Abolition of Urban Renewal Authorities." (H. P. 746) (L. D. 983) reported that the same Ought not to pass.

Which reports were Read and Accepted in concurrence.

Ought to Pass

The Committee on Inland Fisheries and Game on Bill, "An Act Relating to Extending Hunting Season." (H. P. 63) (L. D. 74) reported that the same Ought to pass.

The Committee on Transportation on Bill, "An Act Relating to Taxation of Vehicles." (H. P. 668) (L. D. 895) reported that the same Ought to pass.

Which reports were Read and Accepted in concurrence, and the Bills Read Once and tomorrow assigned for second reading.

Ought to Pass — As Amended

The Committee on Judiciary on Bill, "An Act Relating to Civil Actions Against Heads of State Institutions." (H. P. 817) (L. D. 1108) reported that the same Ought to pass as amended by Committee Amendment "A" (H-119)

Which report was Read and Accepted in concurrence, and the Bill Read Once. Committee Amendment "A" was Read and Adopted in concurrence, and the Bill, as amended, tomorrow assigned for second reading.

Divided Reports

The Majority of the Committee on Judiciary on Bill, "An Act Relating to Intoxication on Premises Licensed to Sell Liquor." (H. P. 922) (L. D. 1250) reported that the same Ought not to pass.

(Signed)

Senators:

GLASS of Waldo
STERN of Penobscot
VIOLETTE of Aroostook

Representatives:

RICHARDSON
of Cumberland

DAVIS of Calais
DANTON of Old Orchard
BRENNAN of Portland
GILLAN of South Portland
BISHOP of Presque Isle

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

(Signed)

Representative:

BERMAN of Houlton

Comes from the House, Majority — Ought Not to Pass report Accepted.

In the Senate, on motion by Mr. Violette of Aroostook, the Majority Ought Not to Pass report was accepted in concurrence.

The Majority of the Committee on State Government on Resolve Proposing an Amendment to the Constitution to Abolish the Council and Make Changes in the Matter of Gubernatorial Appointments and Their Confirmation. (H. P. 6) (L. D. 6) reported that the same Ought to pass, as amended by Committee Amendment "A" (H-120)

(Signed)

Senators:

STERN of Penobscot
MAXWELL of Franklin
WILLEY of Hancock

Representatives:

PITTS of Harrison
LIBHART of Brewer
DOSTIE of Lewiston
STARBIRD of Kingman
EDWARDS of Portland

The Minority of the same Committee on the same subject matter reported that the same Ought not to pass.

(Signed)

Representatives:

BERRY of Cape Elizabeth
KATZ of Augusta

Comes from the House, Majority — Ought to pass as amended report Accepted, and the Bill Passed to be Engrossed as amended by Committee Amendment "A" (H-120)

In the Senate, on motion by Mr. Stern of Penobscot, the Majority Ought to Pass report was accepted in concurrence, the bill read once, Committee Amendment A read and adopted in concurrence,

and the resolve as amended tomorrow assigned for second reading.

The Majority of the Committee on State Government on Resolve Proposing an Amendment to the Constitution to Eliminate the Office of Treasurer of State. (H. P. 256) (L. D. 326) reported that the same Ought to Pass.

(Signed)

Senators:

STERN of Penobscot
MAXWELL of Franklin
WILLEY of Hancock

Representatives:

DOSTIE of Lewiston
PITTS of Harrison
STARBIRD of Kingman
EDWARDS of Portland
LIBHART of Brewer

The Minority of the same Committee on the same subject matter reported that the same Ought not to pass.

(Signed)

Representatives:

BERRY of Cape Elizabeth
KATZ of Augusta

Comes from the House, Majority—Ought to pass report Accepted, and the Bill passed to be engrossed.

In the Senate, on motion by Mr. Stern of Penobscot, the Majority Ought to pass report was accepted, the resolve read once and tomorrow assigned for second reading.

The Majority of the Committee on State Government on Resolve Authorizing the Director of the Bureau of Public Improvements to Convey Certain Land in Hallowell to City of Hallowell. (H. P. 551) (L. D. 722) reported that the same Ought to pass, as amended by Committee Amendment "A" (H-103)

(Signed)

Senators:

STERN of Penobscot
MAXWELL of Franklin
WILLEY of Hancock

Representatives:

PITTS of Harrison
DOSTIE of Lewiston
EDWARDS of Portland

KATZ of Augusta
LIBHART of Brewer

The Minority of the same Committee on the same subject matter reported that the same Ought not to pass.

(Signed)

Representatives:

STARBIRD of Kingman
BERRY of Cape Elizabeth

Comes from the House Indefinitely Postponed.

In the Senate, on motion by Mr. Stern of Penobscot, the Majority Ought to Pass report was accepted in non-concurrence, the bill read once, Committee Amendment A read and adopted, and the bill as amended was tomorrow assigned for second reading.

The Majority of the Committee on Towns and Counties on Bill, "An Act Relating to Application of Federal Social Security to Firemen." (H. P. 104) (L. D. 112) reported that the same Ought to pass.

(Signed)

Senators:

CASEY of Washington
BERNARD of Penobscot

Representatives:

BUSSIÈRE of Lewiston
SULLIVAN of Portland
WIGHT of Presque Isle
FARRINGTON of China
HAMMOND of Paris

The Minority of the same Committee on the same subject matter reported that the same Ought not to pass.

Senator:

GIRARD of Androscoggin

Representative:

KILROY of Portland

Comes from the House, the Majority Ought to pass report accepted, and the Bill Passed to be Engrossed as amended by House Amendment "A" (H-107)

In the Senate, on motion by Mr. Casey of Washington, the Majority Ought to Pass report was accepted in concurrence, House Amendment A read and adopted in concurrence, and the bill as amended tomorrow assigned for second reading.

Senate**Ought Not to Pass**

Mr. Snow from the Committee on Education on Bill, "An Act Requiring Protective Eye Devices for Certain Students." (S. P. 280) (L. D. 842) reported that the same Ought not to pass.

Which report was Read and Accepted.

Sent down for concurrence.

Ought to Pass

Mr. O'Leary from the Committee on Labor on Bill, "An Act to Repeal the Fish Packing Wage Law." (S. P. 293) (L. D. 908) reported that the same Ought to Pass.

On motion by Mr. Moore of Washington, tabled pending acceptance of the report and especially assigned for Friday next.

Ought to Pass in New Draft

Mr. Shiro from the Committee on Legal Affairs on Bill, "An Act to Consolidate the Universalist Church of Maine with Northeast District of the Unitarian Universalist Association." (S. P. 124) (L. D. 489) reported that the same Ought to Pass in New Draft. (S. P. 471) (L. D. 1410)

The same Senator from the same Committee on Bill, "An Act to Consolidate the Maine Unitarian Association with Northeast District of the Unitarian Universalist Association." (S. P. 123) (L. D. 488) reported that the same Ought to pass in New Draft. (S. P. 472) (L. D. 1411)

Which reports were Read and Accepted and the Bills, in New Draft, Read Once and tomorrow assigned for second reading.

At this point the President resumed the Chair, the Senator from Franklin, Senator Maxwell returning to his seat on the floor of the Senate, amidst the applause of the Senate.

The PRESIDENT: The Chair at this time would like to recognize in the Senate Chamber a group from the University of Maine, from the class in Civil Government. The students are Harry E. Whitmore, Barbara Prescott, Jac-

queline Bagley and Alice McDonald. The Chair would also like to recognize the Senator from Piscataquis County, Senator McDonald. We welcome you students here this morning and hope you enjoy and benefit from your stay here. Would Senator McDonald and the students rise and be recognized? (Applause)

Second Readers

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

House

Bill, "An Act Relating to Transportation of Vehicles for Body Repair Without Inspection Stickers." (H. P. 667) (L. D. 894)

Bill, "An Act Relating to Waiver of Motor Vehicle Operator License Examinations for Members of Armed Forces." (H. P. 670) (L. D. 897)

Bill, "An Act Relating to Temporary Motor Vehicle Operators' Licenses." (H. P. 672) (L. D. 899)

Bill, "An Act Providing Only One Way to Split a General Election Ballot." (H. P. 884) (L. D. 1181)

(Which was read a second time and on motion by Mr. Jacques of Androscoggin was tabled pending passage to be engrossed.)

Bill, "An Act Relating to Parental Responsibility to Support Children Receiving Aid to Dependent Children." (H. P. 885) (L. D. 1182)

Bill, "An Act Authorizing Department of Health and Welfare to Offer Complementary Services under Social Security Act." (H. P. 910) (L. D. 1238)

Bill, "An Act Relating to Motor Vehicle Mufflers." (H. P. 1032) (L. D. 1401)

Bill, "An Act Providing for Public Utilities Commission Determination of Debt Retirement." (H. P. 1031) (L. D. 1400)

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

House—As Amended

Bill, "An Act Amending the Charter of the Waterville Sewerage District." (H. P. 362) (L. D. 464)

Bill, "An Act Relating to Number and Boundaries of Wards in City of Calais." (H. P. 513) (L. D. 666).

Bill, "An Act Repealing the Tax on Express Companies and Parlor Cars." (H. P. 659) (L. D. 886)

Bill, "An Act Relating to Procedure for Registration of Voters." (H. P. 883) (L. D. 1180)

(Which was read a second time, and on motion by Mr. Jacques of Androscoggin, was tabled pending passage to be engrossed.)

Which were Read a Second Time and Passed to Be Engrossed, as amended, in concurrence.

Bill, "An Act Clarifying the Laws Relating to the Division of Geological Survey in Department of Economic Development." (S. P. 117) (L. D. 343)

Bill, "An Act Relating to Trapping Beaver." (S. P. 339) (L. D. 1083)

Which were Read a Second Time, Passed to be Engrossed, and sent down for concurrence.

Senate — As Amended

Bill, "An Act Prohibiting Obstruction of Discontinued Woods Roads." (S. P. 250) (L. D. 760)

Which was Read a Second Time and Passed to Be Engrossed, as amended. Sent down for concurrence.

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

Bill, "An Act Relating to the Transportation of Refrigerated Products." (H. P. 107) (L. D. 115)

(On motion by Mr. Mendell of Cumberland, tabled pending passage to be enacted and especially assigned for Tuesday, March 30.)

Bill, "An Act Creating a Sewer District in the Town of Medway." (H. P. 153) (L. D. 176)

Bill, "An Act Relating to Tandem Axle Weights." (H. P. 60) (L. D. 335)

Bill, "An Act Relating to Applications for School District Formation." (H. P. 580) (L. D. 772)

(On motion by Mr. Snow of Cumberland, tabled pending pas-

sage to be enacted and especially assigned for the next legislative day.)

Bill, "An Act Regulating Manufacture and Sale of Stuffed Toys." (H. P. 590) (L. D. 782)

Bill, "An Act Relating to Reimbursement of Daily Travel Expenses in Lieu of Housing Expenses." (H. P. 601) (L. D. 793)

(On motion by Mr. Duquette of York, placed on the Special Appropriations Table pending passage to be enacted.)

Bill, "An Act Relating to Out-of-State Service Credit for Teachers Under State Retirement System." (H. P. 653) (L. D. 881)

(On motion by Mr. Duquette of York, placed on the Special Appropriations Table pending passage to be enacted.)

Bill, "An Act Relating to Free Access to Waters Stocked with Fish Raised by State." (H. P. 735) (L. D. 1009)

Bill, "An Act Concerning Insider Trading of Domestic Stock Insurance Company Equity Securities." (H. P. 796) (L. D. 1075)

Bill, "An Act to Clarify Certain Portions of Election Laws Relating to Ballots." (H. P. 907) (L. D. 1235)

(On motion by Mr. Duquette of York, placed on the Special Appropriations Table pending passage to be enacted.)

Bill, "An Act Prohibiting the Solicitation of Votes from Persons in Mental Hospitals." (H. P. 909) (L. D. 1237)

Bill, "An Act Relating to Approval of School Building Plans." (S. P. 114) (L. D. 341)

Bill, "An Act Regulating the Running and Training of Dogs in Training Areas Enclosed with Rabbit-Proof Fences." (S. P. 244) (L. D. 754)

Bill, "An Act Authorizing Use of Ditto Marks in Preparing Lists Under Election Law." (S. P. 281) (L. D. 843)

Bill, "An Act Relating to Time Polls Must Remain Open on Election Day." (S. P. 282) (L. D. 844)

Bill, "An Act Relating to Service Retirement of Liquor Inspectors." (S. P. 324) (L. D. 1046)

(On motion by Mr. Duquette of York, placed on the Special Ap-

propriations Table pending passage to be enacted.)

Bill, "An Act Relating to Use of Transporter Registration Plates by Wreckers and Service Vehicles." (S. P. 443) (L. D. 1379)

Which Bills were Passed to be Enacted.

Resolve Providing Retirement Benefit for D. Irene Carlson. (H. P. 287) (L. D. 369)

(On motion by Mr. Duquette of York, placed on the Special Appropriations Table pending final passage.)

Resolve Authorizing State Tax Assessor to Convey Land in Portland to Edward F. Lally of Winthrop, Massachusetts. (H. P. 604) (L. D. 796)

Which Resolve was Finally Passed.

Emergency

Bill, "An Act Relating to Type of Dredge to Dig Clams in Town of Phippsburg." (H. P. 539) (L. D. 713)

This Bill, being an emergency measure and having received the affirmative vote of 30 members of the Senate, was Passed to Be Enacted.

Emergency

Resolve Transferring Corinna Union Academy to Town of Corinna. (H. P. 610) (L. D. 802)

This Resolve, being an emergency measure and having received the affirmative vote of 29 members of the Senate, was Finally Passed.

Orders of the Day

At this point the President announced the appointment of the following Senators to serve on a Committee of Conference on the disagreeing action of the two branches on Bill, "An Act Exempting State Owned Motor Vehicles and Trailers from Registration and to Provide Special Plates for U.S. District Attorney and Assistant U.S. District Attorneys." (S. P. 462) (L. D. 1393)

Senators:

MAXWELL of Franklin
STERN of Penobscot
WILLEY of Hancock

The President laid before the Senate the 1st tabled and today assigned item (S. P. 44) (L. D. 215) Senate Reports from the Committee on State Government on Resolve Proposing an Amendment to the Constitution Providing for Annual Legislative Sessions; Majority Report Ought to pass as amended by Committee Amendment A; Minority Report, Ought not to pass; tabled on March 16 by Senator Brown of Hancock pending motion by Senator Stern of Penobscot that the Senate accept the Majority Ought to pass report.

Mr. BROWN of Hancock: Mr. President, we will attempt to discuss these constitutional amendments at the enactment stage and therefore I move the pending question.

The motion to accept the ought to pass report prevailed, the resolve was read once, Committee Amendment A was read and adopted and the bill as amended was tomorrow assigned for second reading.

The President laid before the Senate the 2nd tabled and today assigned item (H. P. 419) (L. D. 531) House Reports from the Committee on Judiciary on Resolve Discharging Town of Brooks from Part of the Indebtedness to State for Preparation of Agreement for Dissolution of School Administrative District No. 3; Majority Report, Ought to pass; Minority Report, Ought not to pass; tabled on March 17 by Senator Moore of Washington pending motion by Senator Glass of Waldo to accept the Ought to Pass report; and on further motion by Senator Moore of Washington, the bill was retabled and especially assigned for Wednesday, March 31.

The President laid before the Senate the 3rd tabled and today assigned item (S. P. 232) (L. D. 690) Bill, "An Act Relating to Executions on Civil Judgment"; tabled on March 19 by Senator Harding of Aroostook pending consideration; and on motion by Mr. Shiro of Kennebec, the bill was retabled and especially assigned for one week from today.

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

Mr. JUTRAS: Mr. President and my colleagues of the State of Maine Senate: It gives me a significant pleasure to address and praise the Senators of the 102nd Maine State Legislature which will be marked for posterity as selfless, public spirited and economy minded with the hegemony of the taxpayers' money. You are about to receive from the Sergeant at Arms and the pages of this noble body a distinguishing insignia that will forever brand you as a public spirited and most responsible and generous in a pecuniary sense. You have defeated a resolve that would have provided you with a vehicle of identification, preferring to use your own at your own expense, a typical State of Mainer's attitude in dealing with public services, thus saving the taxpayers an indefinite sum of money. You are public spirited in that in the future you will facilitate for the people of Maine the task of finding in the tremendous corridors of the State House and the tunnels and the sectionalized hearing rooms of the Senate office building their favorite legislators without the use of a biographical book of members of the 102nd Legislature. From now on you will proudly display in a voluntary and public spirited manner your name tags on the left side of your body about four to six inches below the left clavicle.

If the Sergeant at Arms with the pages will distribute these name tags I will conclude my talk.

(At ease)

Called to order by the President.

Mr. JUTRAS of York: Mr. President, it will be noted that one distinguished Senator has not been given his name tag. When I saw my jeweler the other day and picked up the tags he told me that he had forgotten to include the name of one Senator. I suspect that he ran out of material and started from the bottom of the list and worked all the way up. However, he assures me that this

name tag will be sent by air mail special delivery as soon as completed. But I did ask him, "Whose name did you omit? I hope it is not one of our good Republican friends because that wouldn't appear right." He says, "Oh no, it is not a Republican, it is Dwight Brown!" (Laughter)

The PRESIDENT: The Chair at this time would like to introduce in the Senate gallery a group of seniors comprising part of a class on Problems of Democracy. They are from Winslow High School which is in Kennebec County. We welcome you this morning and hope that you both enjoy and benefit from your stay here. As you can see, the Senate at times has its lighter moments. I would also like to introduce to you the Senators from your County. They are Senator Shiro, Senator Dunn and Senator Carter (Applause)

On motion by Mr. Mendell of Cumberland, the Senate voted to take from the table the 25th tabled and unassigned item (H. P. 436) (L. D. 565) Bill, "An Act Providing for Safety Seat Belts for Motor Vehicles"; tabled by that Senator on March 19 pending motion by Senator O'Leary of Oxford to adopt Senate Amendment B; and Senator Mendell of Cumberland yielded to Senator Shiro of Kennebec.

Mr. SHIRO: Mr. President, I move that the amendment which is pending, Senate Amendment "B" be indefinitely postponed, and I would like to speak on that briefly.

The PRESIDENT: The Senator may proceed.

Mr. SHIRO: Mr. President, it is my understanding or recollection that Amendment "B" offered by Senator O'Leary of Oxford to this bill is to exempt Oxford County from this requirement that seat belts be provided in vehicles sold in Maine.

We have in the past in this Senate probably debated this question thoroughly enough, but I would like to state that I feel that this amendment is nothing but a subterfuge in a way to dispose of this bill. It is certainly most beneficial legislation. I know that the people

of the State of Maine are highly alarmed over the rate at which accidents occur on our highways and I know all of us lament the injuries which occur to persons who are involved in collisions. I simply hope that the members of this Senate will pass this legislation without Amendment "B" and that they will vote to indefinitely postpone Amendment "B".

We have already accepted Amendment "A" which, after we have had time to consider it, we feel is helpful to this bill and that it in no way would affect an individual who does not use a seat belt. All the bill would provide would be that seat belts would be installed in new vehicles which are sold in the State of Maine starting with the 1966 new models. So I simply ask the Senate to vote to indefinitely postpone Amendment "B".

The PRESIDENT: The motion before the Senate is the motion of the Senator from Kennebec, Senator Shiro, that Senate Amendment "B" be indefinitely postponed.

Mr. O'LEARY of Oxford: Mr. President, when I proposed this amendment I was not trying to use any subterfuge in order to defeat this bill. However, I am an employee of Oxford Paper Company where there are approximately 2300 employees. This constitutes a goodly segment of Oxford County and there are a number of employees working in Oxford that are from towns surrounding that would take in approximately two-thirds of the population of Oxford County.

In my initial attempt to defeat this bill I received quite a bit of publicity. I have gone back to my constituents and I have yet to hear one of them say that they would favor this piece of legislation. They are opposed to it and therefore I will be their mouthpiece here. I believe that if we in Oxford County do not want this piece of legislation to include our section then we should be sincerely for this amendment.

Amendment "A" is a much better piece of legislation than the entire bill. If we were to do something that was good for the people

of the State of Maine we would kill the bill and enact into law Amendment "A".

I ask for a division on the motion.

Mr. HILTON of Somerset: Mr. President and members of the Senate: I didn't intend to get involved in this, I thought it would be taken care of by these other able Senators, but over the weekend, I had so much publicity and people calling me, that I do not think I would be a good Senator if I didn't get up and say something.

In the first place, I do not like the bill because it is the next thing to telling you what color clothes you have got to wear. I think we are getting a little mite hungry for bills and laws. Senator Cahill does not wear a hat; I have to wear one or I would catch cold. Why not pass a similar bill to make him wear a hat so he won't catch pneumonia?

We have a problem. This morning three of us traveled in the front seat. This bill says you must have two seat belts, one on the right and one on the left. I am afraid the person who sits in the middle is going to sit on two buckles. I am not going to have a seat belt if I can get around it. I didn't intend to buy a new car this year but I may be forced to if I can find a 1965 model. If I can't I will buy a pick-up and ride in that. A lot of people do.

The other morning I drove up to get some gas and the filling station attendant told me had a chance to look into a lot of cars when he asked people if they wanted their oil checked, and he said, "It is surprising to see how few seat belts are hooked. And I talked with another garage attendant and he says, 'I have got them in my car. I like them. I never hook one when I am going to Skowhegan as it is only five miles but I button them up when I am going to Portland.'" Well, he could have an accident between Norridgewock and Skowhegan just as well as he could on the turnpike.

I don't know what motion is in order but I am in favor of indefinitely postponing the bill. As far as an amendment, I have got

an amendment too but I thought I would see how this other one fared. I am not going to present it.

The PRESIDENT: The Senator from Somerset, Senator Hilton, moves that the bill and all its accompanying papers be indefinitely postponed.

Mr. MENDELL of Cumberland: Mr. President, at this point could I answer the good Senator's objections to these seat belts?

The PRESIDENT: The Senator may.

Mr. MENDELL: Well, first of all, on the problem of the three seat belts in the front seat, if he so desires and he plans to carry three passengers there he can put the third one in. Secondly, if he does not want the seat belts once he gets the 1966 model he can take them out, and, thirdly, if he doesn't want the seat belt he doesn't have to put it on as far as this bill is concerned.

The PRESIDENT: The question before the Senate is the motion made by the Senator from Somerset, Senator Hilton, that L. D. 565 and all its accompanying papers be indefinitely postponed.

Mr. O'LEARY of Oxford: Mr. President and members of the Senate: We have kicked this bill around here for about the past three weeks and we still haven't gotten anywhere with it. I am going to support the motion of Senator Hilton to indefinitely postpone this bill and all its accompanying papers.

In the past few days we have had two tragic accidents, one on Route 4 with five people from Lewiston killed, another on Route 2 in Passadumkeag with three more killed. I viewed this car that was in the accident over at Livermore where five people were killed and seat belts would not have helped these people. I still have here the picture of the automobile that was put on my desk where it was stated that a woman's life was saved because she was wearing a seat belt but I would submit to you that anyone who was sitting beside her wearing a seat belt would not be here telling us today, and yet the State policeman made the statement that her life was saved

because she was wearing a seat belt.

I believe most of you have perhaps heard the news this morning on the radio where a young fellow, I believe it was down in the Portland area, went over a hundred foot embankment into a river and his life was saved simply because he was thrown out of the automobile and was not wearing a seat belt.

Now I would submit to you that this piece of legislation is unnecessary. I have here a news letter from the National Automobile Dealers Association, dated February 19, 1965:

"Three auto makers have announced plans to make rear seat belts standard equipment." We are not talking about front seat belts here now, we are talking about rear seat belts. "Responding to current concern about automobile safety, three automobile manufacturers have announced plans to install rear seat belts in their cars as standard equipment. Ford Motor Company will begin installation of rear seat belts on all of its passenger cars effective with the start of the 1966 models. Two sets of seat belts will be installed for rear seat passengers unless individual customers or dealers specify otherwise. Rear seat safety belts will become standard equipment on all 1965 Plymouth, Dodge, Chrysler and Imperial passenger cars manufactured by Chrysler Corporation beginning April 1, 1965. Not 1966 but 1965. The rear seat belts are to be offered as standard equipment."

I would submit to you that the horse is gone and it is too late to lock the door. I support the motion to indefinitely postpone this bill and all its accompanying papers.

Mr. MENDELL of Cumberland: Mr. President, I now ask for a division on the motion of Senator Hilton of Somerset to indefinitely postpone.

The PRESIDENT: A division has been requested. The motion before the Senate is the motion made by the Senator from Somerset, Senator Hilton that the bill and all accompanying papers be indefinitely postponed.

A division of the Senate was had. Seven having voted in the affirmative and twenty-one in the negative, the motion did not prevail.

The PRESIDENT: The motion now before the Senate is the motion of the Senator from Kennebec, Senator Shiro, that Senate Amendment B be indefinitely postponed.

Mr. SHIRO of Kennebec: Mr. President, with regard to my contention that we should indefinitely postpone Senate Amendment B, I would like to state, and perhaps reiterate my position at a previous time in the Senate, that the argument for seat belts has been scientifically established as was stated at the hearing before the Transportation Committee which was extremely thorough. There was not one organization or law enforcement group interested in the prevention of injuries or accidents on the highways, which expressed an opinion against seat belts. Every single one, and there are many, stated that this would be one of the landmarks in the contribution to safety on the highways.

I know that many opinions were stated here in opposition to this bill, a few anyway, but these are lay opinions. A seat belt is not a cure all of course for every accident or injury on the highway but through experiments over the last several years, they have definitely established that it has a beneficial effect in reducing the extent of injuries and I say that we can do a great deal for the welfare of our citizens on the highways by passing this bill.

The PRESIDENT: The motion is to indefinitely postpone Senate Amendment B, and a division has been requested.

A division of the Senate was had.

Eighteen having voted in the affirmative and ten opposed, the motion prevailed and Senate Amendment B was indefinitely postponed.

The PRESIDENT: Is it now the pleasure of the Senate that this bill be engrossed as amended in non-concurrence?

Mr. O'Leary presented Senate Amendment E and moved its adoption.

The Secretary read Senate Amendment E (S-73)

Mr. SHIRO of Kennebec: Mr. President, I move the indefinite postponement of Senate Amendment E.

Mr. O'LEARY of Oxford: Mr. President, I don't stand here as opposed to seat belts as such. I think seat belts are good but it should be up to the person whether he wants to buy them or not. If we are going to make it mandatory in cars, I would suggest to Mr. Hilton that if he wants a pickup he'd better buy it in a hurry. I think that we have as big a percentage of accidents in trucks as we have automobiles and we find that tractors turn over on the grades on farmlands and it is just as dangerous and so if we are going to strap them into automobiles, we might just as well strap them into trucks, and in tractors.

Mr. HILTON of Somerset: Mr. President, I understand through a son of mine who traveled in Iowa this summer, that they do have seat belts on tractors in that state.

Mr. SHIRO of Kennebec: Mr. President, this bill has had the whole hearted support for the last several years of the Maine Highway Safety Committee. We are concerned primarily with the accidents on our highways. Therefore we are primarily of the opinion that at this time the limitation of seat belts to motor vehicles on the highways is what would be of great benefit to our citizens. Apparently the feeling of the opponents to this bill is that they should not be compelled to wear a safety device if they do not so desire. I certainly feel that perhaps unconsciously they think this is an infringement of their rights, an infringement of their own private freedom.

I would like to remind these individuals that that is what we have these laws for and that is what we are here for, to protect persons not only from harm by others or injury by others but also to protect them from harm by themselves. I remember not so many years ago it was provided that only one red signal light was necessary on the back of a vehicle. Subsequently there was a

requirement for two. I think we have all kinds of accessories in a motor vehicle which were provided by law for a person's safety — windshield wipers, cigarette lighters — all such things. I wonder if the persons who are opposed to this bill feel that this also is an infringement of their personal liberty, that they should choose as they wish for their own personal safety.

I say that this is a bill which has had much debate. The bill originally had debate in the House and received good reception there and I think this is indicative too of the thought which has gone behind it. I ask the Senate to indefinitely postpone Senate Amendment E.

Mr. GIRARD of Androscoggin: Mr. President, I am a new Senator here but on this particular bill I don't see the sense in it. I have seat belts and have had them for four years. I can wear them or not. I am all for safety but at the same time, this bill if it passes this way, you are still not compelled to put the belt on. You can put it on or not put it on, so I don't see that this law would help any except to make you buy seat belts. To me the right bill would be to buy the seat belts and be obliged to put them on. I think we are trying here to pass a federal law instead of a state law and I don't think this bill belongs here. I am definitely opposed to it and hope that it does not pass.

The PRESIDENT: The motion before the Senate is to indefinitely postpone Senate Amendment E.

Mr. O'LEARY of Oxford: Mr. President, in my intital attack on this bill, the record I believe will bear me out, I said it was an unnecessary piece of legislation, and I still believe it is. The automobiles are coming out with the seat belts anyway. The manufacturers have proven their responsibility to the people. We are going to have seat belts. This is just another bill that will clutter up the books and it is just like telling someone that it is snowing outside and they should buy a pair of overshoes. "We don't

care whether you wear them or not, but buy them."

I believe the automobiles are coming out with them and they are coming out with them in the back seat. What are we going to do two years from now? Pass another bill saying that they'll have to have them in the back seat? It will be too late. We will already have them. I can't support this bill.

The PRESIDENT: The motion before the Senate is the motion by Senator Shiro of Kennebec to Indefinitely postpone Senate Amendment E.

The motion prevailed and Senate Amendment E was indefinitely postponed.

Thereupon, the bill was passed to be engrossed as amended in non-concurrence.

Sent down for concurrence.

The PRESIDENT: The Chair would like to recognize in the Senate Chamber 28 students in the gallery and in the back of the Senate Chamber. The students are from Lincoln Academy from the class in Civil Government and they are chaperoned by Mrs. Peter Duquette. You have just witnessed a debate on the seat belt bill. We welcome you here and hope that you enjoy and benefit from your stay. The Chair would like to introduce to you the Senator from your county, the county of Lincoln. Senator Sproul, will you please stand? (Applause)

On motion by Mr. Brown of Hancock, the Senate voted to take from the table the 7th tabled and unassigned item (H. P. 169) (L. D. 290) bill, "An Act Increasing Maine Forestry District Taxes"; tabled by that Senator on February 24 pending passage to be enacted; and on further motion by the same Senator, 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 Mrs. Sproul of Lincoln, the Senate voted to take from the table the 20th tabled

and unassigned item, (H. P. 459) (L. D. 613) House Report, Ought Not to pass, from the Committee on Claims on "Resolve in Favor of Joseph T. Sewall of Boothbay Harbor for Land Damage"; tabled by that Senator on March 17 pending acceptance of the report.

Mrs. SPROUL of Lincoln: Mr. President, I now reluctantly move

acceptance of the Ought Not to Pass report of the committee.

The motion prevailed and the report was accepted in concurrence.

On motion by Mr. Harding of Aroostook

Adjourned until tomorrow morning at ten o'clock.