

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

Friday, April 23, 1965

Senate called to order by the President.

Prayer by Rev. Royal Brown of Gardiner.

On motion by Mr. Hilton of Somerset, the Journal of yesterday was read and approved.

Order

Out of order and under suspension of the rules, on motion by Mr. Harding of Aroostook,

ORDERED, the House concurring, that when the Senate and the House adjourn, they adjourn to meet on Tuesday, April 27th. (S. P. 515)

Which was read and passed, and sent forthwith to the House for concurrence.

The PRESIDENT: The Chair would like to recognize in the back of the Senate Chambers, the children of our floor leader from Aroostook County, Senator Harding. They are 14 year old Jerry and 13 year old Dwight. Would the Sergeant at Arms please escort the young Messrs. Harding to the front of the Senate where they will act as Honorary Pages. (This was done amidst the applause of the Senate.)

The Chair would also like to note the presence in the Senate Chamber of three of the older children of the Senator from Cumberland, Senator Snow. They are Brent, 8; Herbert, 7; and Alida, 5. Would the Sergeant at Arms please escort Herbert to the front of the Senate where he will act as Honorary Page, and also the other two children if they wish. (This was done amidst the applause of the Senate.)

The Chair would like to recognize in the back of the Senate Chamber Charles McCatherin, who is the brother of our newsman, John McCatherin, and Keltie McCatherin who is the sister of John McCatherin. They are accompanied this morning by Theresa Thibodeau who is a visitor. They are the guests of Senator O'Leary. Would they please rise and will the Sergeant at Arms escort them to

the front of the Senate Chamber where they will act as Honorary Pages. (This was done amidst the applause of the Senate.)

Papers From The House**Non-concurrent Matters**

Bill, An Act Relating to Title References in Conveyances of Real Estate. (S. P. 399) (L. D. 1224)

In Senate, March 30, Passed To Be Engrossed. Comes from the House, Engrossing Reconsidered, House Amendment "A" Read and Adopted, and the Bill Passed To Be Engrossed, As Amended (H-232) in non-concurrence.

In the Senate, on motion by Mr. Glass of Waldo, tabled pending consideration and especially assigned for the next legislative day.

Resolve, Proposing an Amendment to the Constitution to Lower the Voting Age to Eighteen Years. (S. P. 153) (L. D. 394)

In Senate, March 30, Passed To Be Engrossed.

In House, April 15, Failed of Final Passage.

In Senate, April 20th, Engrossment Reconsidered.

Senate Amendment "B" (S-139) Adopted, and the Bill Passed To Be Engrossed As Amended in Non-Concurrence.

Comes from the House Passed To Be Engrossed As Amended by House Amendment "B" (H-234) and by Senate Amendment "B" (S-139) in Non-concurrence.

In the Senate, on motion by Mr. Harding of Aroostook, tabled pending consideration.

At this point, at the request of the Chair, the Sergeant-at-Arms escorted to the rostrum, Senator Snow of Cumberland who assumed the Chair, the President retiring.

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

The Committee on Appropriations and Financial Affairs on Bill, An Act Appropriating Community Care Funds to Boys Training Center. (H. P. 14) (L. D. 14) reported that the same should be granted

Leave To Withdraw—covered by other legislation.

The Committee on Public Utilities on Bill, An Act Relating to Liability of Railroads for Injuries to Employees by Vehicles. (H. P. 1001) (L. D. 1333) reported that the same should be granted Leave to Withdraw.

Ought Not to Pass

The Committee on Appropriations and Financial Affairs on Resolve to Provide Funds for Teaching Boat Building in SAD #5 by Maine Vocational Technical Institute. (H. P. 209) (L. D. 277) reported that the same Ought Not to Pass.

The same Committee on Bill, An Act to Create a Committee to Determine the Cost of the Liquor Business to the State of Maine. (H. P. 577) (L. D. 769) reported that the same Ought Not to Pass.

The same Committee on Resolve Creating a Vocational Educational Institute in the Waterville Area of Kennebec County. (H. P. 33) (L. D. 45) reported that the same Ought Not to Pass.

The Committee on Education on Bill, An Act Relating to Federal Social Security for Teachers. (H. P. 882) (L. D. 1179) reported that the same Ought Not to Pass.

The Committee on Labor on Bill, An Act Relating to Minimum Wages. (H. P. 340) (L. D. 443) reported that the same Ought Not to Pass—covered by other Legislation.

The Committee on Liquor Control on Bill, An Act Relating to the Retail Sale of Wine. (H. P. 839) (L. D. 1175) reported that the same Ought Not to Pass.

The Committee on Public Utilities on Bill, An Act Relating to Contract Motor Permits. (H. P. 929) (L. D. 1267) reported that the same Ought Not to Pass.

The same Committee on Bill, An Act Relating to Consideration of Rates by Public Utilities Commission for Permits for Contract Carriers. (H. P. 652) (L. D. 880) reported that the same Ought Not to Pass.

The Committee on Taxation on Bill, An Act Relating to Sweepstake Races and Allocating Pro-

ceeds for Educational Purposes. (H. P. 102) (L. D. 110) reported that the same Ought Not to Pass.

The same Committee on Bill, An Act Creating a State Lottery Drawing for the State of Maine. (H. P. 717) (L. D. 955) reported that the same Ought Not to Pass.

Which reports were read and accepted in concurrence.

The PRESIDENT pro-tem: The Chair would like to recognize in the back of the Senate Chamber the four children of Senator Mendell of Cumberland. They are Marcia, 15; Lynne, 12; Craig, 10; and Bruce, 7. The Chair would ask the Sergeant at Arms to escort Marcia, Lynne, Craig and Bruce to the rostrum where they will act as Honorary Pages for the day. (This was done amidst the applause of the Senate.)

Ought to Pass—in New Draft

The Committee on Transportation on Bill, An Act Relating to Appointments to the Maine Motor Vehicle Dealer Registration Board. (H. P. 542) (L. D. 872) reported that the same Ought to Pass in New Draft under the same title, (H. P. 1089) (L. D. 1481)

Which report was read and accepted in concurrence, the Bill in New Draft read once and tomorrow assigned for second reading.

Change of Reference

The Committee on Public Utilities on Recommitted Bill, An Act Relating to Construction and Operation of Intrastate Natural Gas Pipelines. (H. P. 845) (L. D. 1146) reported that the same should be referred to the Committee on Judiciary.

The same Committee on Bill, An Act Relating to Rules and Regulations for Safety and Welfare of Railroad Employees. (H. P. 756) (L. D. 993) reported that the same should be referred to the Committee on Welfare.

Divided Reports

The Majority of the Committee on Appropriations and Financial Affairs on Resolve to Provide Funds to Convert Ferry Terminal

at North Haven. (H. P. 121) (L. D. 145)

Reported that the same Ought not to pass.

(Signed)

Senators:

DUQUETTE of York
HARDING of Aroostook

Representatives:

BISHOP of Presque Isle
JALBERT of Lewiston
DUNN of Denmark
BIRT of East Millinocket
HEALY of Portland

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

(Signed)

Senator:

BROWN of Hancock

Representatives:

ANDERSON of Orono
BRAGDON of Perham

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

In the Senate, on motion by Mr. Duquette of York, tabled pending acceptance of either report.

The Majority of the Committee on Labor on Bill, An Act Relating to Qualifications for Locomotive Engineer. (H. P. 953) (L. D. 1289) reported that the same Ought not to pass.

(Signed)

Senators:

O'LEARY of Oxford
SMITH of Cumberland
CHISHOLM
of Cumberland

Representatives:

BENSON
of Southwest Harbor
BAKER of Winthrop
KITTREDGE
of South Thomaston
BEDARD of Saco
GAUVIN of Auburn

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

(Signed)

Representatives:

DUMONT of Augusta
LEVESQUE
of Madawaska

Comes from the House, the Majority—Ought not to pass report accepted.

In the Senate, on motion by Mrs. Chisholm of Cumberland, the Majority Ought not to pass report was accepted in concurrence.

The Majority of the Committee on Natural Resources on Bill, An Act Requiring Landowner's Permission to Trap Beaver. (H. P. 814) (L. D. 1257) reported that the same Ought to pass.

(Signed)

Senators:

CAHILL of Somerset
DUNN of Kennebec

Representatives:

HAWKES of Standish
KNIGHT of Westbrook
PALMER of Phillips
EUSTIS of Dixfield
HARVEY of Windham

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

(Signed)

Senator:

MOORE of Washington

Representatives:

SAHAGIAN of Belgrade
JEWELL of Monticello

Comes from the House, the Minority—Ought not to pass report accepted.

In the Senate:

Mr. MOORE of Washington: Mr. President, I move acceptance of the Minority Ought not to pass report.

Mr. CAHILL of Somerset: Mr. President, we had a very lengthy hearing on this and I would hope that acceptance of the Ought not to pass report would not prevail and I request a division.

Thereupon, on motion by Mr. Moore of Washington, the bill was tabled pending that Senator's motion to accept the Minority Ought not to pass report; and was especially assigned for one week from today.

The Majority of the Committee on Public Utilities on Bill, An Act to Regulate Sewer Utilities. (H. P.

651) (L. D. 879) reported that the same Ought to pass.

(Signed)

Senators:

BOISVERT

of Androscoggin

VIOLETTE of Aroostook

Representatives:

D'ALFONSO of Portland

PIKE of Lubec

SEARLES of Bangor

DOYLE of Caribou

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

(Signed)

Senator:

LETOURNEAU of York

Representatives:

ERWIN of York

PENDERGAST

of Kennebunkport

SAWYER of Brunswick

Comes from the House, Passed to Be Engrossed.

In the Senate, on motion by Mr. Boisvert of Androscoggin, the bill was tabled pending acceptance of either report.

Senate

Leave to Withdraw

Mr. Bernard from the Committee on Business Legislation on Bill, "An Act Repealing Insurance Premium Charges in Small Loans." (S. P. 423) (L. D. 1358) reported that the same Ought to be granted Leave to Withdraw.

Ought Not to Pass

The same Senator from the same Committee on Bill, "An Act Relating to Advisory Board on Examinations of Life Insurance Agents." (S. P. 411) (L. D. 1307) reported that the same Ought Not to Pass.

(On motion by Mr. Mendell of Cumberland, tabled pending acceptance of the report and especially assigned for one week from today.)

Mr. O'Leary from the Committee on Labor on Bill, "An Act Relating to Payments Under Industrial Accident Commission Decrees." (S. P. 315) (L. D. 1092) reported that the same Ought Not to Pass—covered by other legislation.

The same Senator from the same Committee on Bill, "An Act to Revise Certain Portions of Workmen's Compensation Law." (S. P. 210) (L. D. 591) reported that the same Ought Not to Pass—covered by other legislation.

(On motion of Mrs. Chisholm of Cumberland tabled pending acceptance of the report and especially assigned for Tuesday next.

Mr. Smith from the Committee on Labor on Bill, "An Act Providing for Compulsory Retirement of Teachers." (S. P. 432) (L. D. 1366) reported that the same Ought Not to Pass—covered by other legislation.

Which reports were read and accepted.

Sent down for concurrence.

Ought to Pass—As Amended

Mr. Brown from the Committee on Appropriations and Financial Affairs on Bill, "An Act to Provide Aerial Photos of Maine's Forest Lands." (S. P. 279) (L. D. 841) reported that the same Ought to pass as amended by Committee Amendment "A" (S-150)

Mr. Duquette from the same Committee on Resolve Appropriating Money to Continue Review of Maine Criminal Statutes. (S. P. 445) (L. D. 1384) reported that the same Ought to pass as amended by Committee Amendment "A" (S-149)

Mr. Violette from the Committee on Judiciary on Bill, "An Act Increasing Salaries of Official Court Reporters." (S. P. 164) (L. D. 494) reported that the same Ought to pass as amended by Committee Amendment "A" (S-151)

Which reports were read and accepted and the Bills read once. Committee Amendments "A" were read and adopted, and the Bills and Resolve, as Amended, tomorrow assigned for second reading.

The Majority of the Committee on Labor on Bill, "An Act Relating to Costs and Attorney's Fees Under Workmen's Compensation Law." (S. P. 417) (L. D. 1312) reported that the same Ought to pass.

(Signed)

Senators:

O'LEARY of Oxford

CHISHOLM
of Cumberland
SMITH of Cumberland

Representatives:

DUMONT of Augusta
GAUVIN of Auburn
BEDARD of Saco
LEVESQUE

of Madawaska

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

(Signed)

Representatives:

BENSON
of Southwest Harbor
BAKER of Winthrop
KITTREDGE
of South Thomaston

On motion by Mr. Smith of Cumberland, the Majority Ought to Pass report was accepted, the bill read once and tomorrow assigned for second reading.

The Committee on Judiciary on Communication from the Secretary of State Submitting Revision of the State Constitution by the Chief Justice. (S. P. 35) reported that the Communication and the Revision of the State Constitution be Placed on File in the office of the Secretary of State.

Which was Read and Accepted.

Sent down for concurrence.

At this point, Senate President Reed resumed the Chair, Senator Snow of Cumberland retiring amidst the applause of the Senate.

The PRESIDENT: The Chair would like to thank Senator Snow.

Second Readers

House — As Amended

Bill, An Act Amending the Charter of the City of Augusta. (H. P. 516) (L. D. 669)

Bill, An Act Providing for Election of School Board of City of Old Town. (H. P. 506) (L. D. 659)

Which were read a second time and passed to be engrossed in concurrence.

Senate

Bill, An Act Relating to Ricker College. (S. P. 482) (L. D. 1442)

Bill, An Act Relating to Ricker Classical Institute. (S. P. 511) (L. D. 1482)

Which were read a second time and passed to be engrossed.

Sent down for concurrence.

Bill, An Act Relating to Exemption from Sales Tax of Boats Sold to Non-residents. (S. P. 504) (L. D. 1470)

Which was read a second time.

Mrs. SPROUL of Lincoln: Mr. President, this bill bothers me a little. As I see it, residents of the state would be required to pay a sales tax on boats which are being constructed within the state and non-residents would not be required to pay a tax. Now when I was campaigning some time ago—not too long ago either—I went into a boatyard in Boothbay Harbor, a reputable boatyard building fine yachts and other boats. I wandered around there by myself for a while and I finally ended up in the office of the man who ran the boatyard, and he sat me down and said, "Do you intend to vote for such and such a tax?"—I won't say which one or the President of the Senate will say it is not germane to the issue—but before I had a chance to even answer he proceeded to spend about three-quarters of an hour on why he did not wish to pay this particular kind of tax or to have me vote for it, and he further said he would not vote for me if I intended to vote for it. So I said, "Well, how about the sales tax? Doesn't the sales tax on boats bother you?" Mind you, this was a good and reputable boatyard. He said, "No, the sales tax doesn't bother me as much as the other would."

And so, for those reasons, I object to this bill, and I also object for another reason. If we keep exempting taxes just what kind of a tax are we going to have and where does the majority party figure they are going to get money enough to pay the bills that are before this session? I move the bill be substituted for the report.

The PRESIDENT: The Chair would inform the Senator that the

pending question is engrossment. Does the Senator wish to move indefinite postponement of the bill?

Mrs. SPROUL: I move indefinite postponement of the bill.

Mr. MAXWELL of Franklin: Mr. President, this bill, L. D. 1470 was introduced by me as Chairman of the Taxation Committee and this was to allow the larger boatbuilding yards in the State of Maine to be exempt from the sales tax on boats sold outside of the state, and this includes vessels running into several millions of dollars, and we penalize these shipyards by making them add this four cents on a dollar tax to vessels constructed for out-of-state use they would be licensed and documented in some other state; in fact at the present time there is the possibility that Bath Iron Works may bid on five vessels, a total bill of approximately \$55,000,000. This is economy that we want to come into the State of Maine because this creates jobs. In talking with the Tax Assessor, Mr. Johnson, he informed me that presently this would only cost the State of Maine in exemptions at the present time somewhere around \$10,000. If these yards are to get into this big business they must be exempt from having to add four cents more on a dollar for this purpose. I therefore hope that the motion of the Senator from Lincoln does not prevail and I would ask for a division. I would like also to say that at the hearing there were absolutely no opponents to the bill as I remember it and several of the smaller yards came in and supported it and all of the Boat Builders Association of Maine was in support of it.

Mr. GLASS of Waldo: Mr. President, I am somewhat concerned with the figure that Senator Maxwell mentioned as having come from Mr. Johnson. Just coincidentally, I might say, I was in Southwest Harbor a few weeks ago talking with the proprietor of the Hinckley boatyard. Now he is building fibreglass yachts of some thirty-five or forty feet that sell for a sum in excess

of fifty thousand dollars. I should apologize for my ignorance because I am not familiar with the tax but I would assume that the four per cent would be based on the sale price of the yacht of fifty thousand dollars. These yachts for the most part, I was informed, are being sold outside the state. He also informed me that they are being completed at the rate of one or two per week. Now it is altogether possible that this gentleman is not paying the sales tax, but if he is and if my figures are correct, in the space of a month his yard alone is responsible for the ten thousand dollars that Mr. Johnson says is involved here. I would appreciate someone tabling this bill until I can acquaint myself with the exact amount of revenue that will be lost.

On motion by Mr. Mendell of Cumberland the bill was tabled until the next legislative day pending the motion of the Senator from Lincoln, Senator Sproul, that the bill be indefinitely postponed.

Senate — As Amended

Bill, "An Act Increasing Salary of Reporter of Decisions." (S. P. 328) (L. D. 1050)

Bill, "An Act Increasing Salaries of Clerks of the Law Court." (S. P. 329) (L. D. 1051)

Bill, "An Act Authorizing Public Utilities Commission to Revoke Dormant Truck Permits." (S. P. 323) (L. D. 1020)

Which were read a second time and Passed to be Engrossed, as amended, sent down for concurrence.

Enactors

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

Bill, "An Act Directing an Improvement of Property Tax Administration." (H. P. 257) (L. D. 327)

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

Bill, "An Act to Hold the Primary Election on the Second Tuesday after Labor Day."

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

Bill, "An Act Relating to Meridian Lines and Standards of Length in Aroostook County." (H. P. 663) (L. D. 890)

Bill, "An Act Providing for Holding District Court for Western Aroostook at Van Buren." (H. P. 889) (L. D. 1186)

Bill, "An Act Relating to Lighting of Premises Licensed for Sale of Liquor to be Consumed on the Premises." (H. P. 1085) (L. D. 1461)

Bill, "An Act to Incorporate the Maine Dental Service Corporation." (S. P. 260) (L. D. 809)

Bill, "An Act Relating to Location of Voters' Marks on Ballots." (S. P. 397) (L. D. 1221)

Bill, "An Act to Revise the Forestry Laws." (S. P. 436) (L. D. 1377)

Which Bills were Passed to Be Enacted.

Emergency

Bill, "An Act Relative to the Granting of Licenses for Certain Businesses and Purposes by the Municipal Officers of the Town of Boothbay Harbor." (H. P. 233) (L. D. 302)

This Bill, being an emergency measure and having received the affirmative vote of 25 members of the Senate, was Passed to Be Enacted.

Emergency

Bill, "An Act to Authorize State Participation in Federally Aided Health Facilities Programs." (S. P. 364) (L. D. 1131)

This Bill, being an emergency measure and having received the affirmative vote of 25 members of the Senate, was Passed to Be Enacted.

Orders of the Day

The President laid before the Senate the 1st tabled and today assigned item (H. P. 503) (L. D. 656) House Reports from the Committee on Labor on bill, "An Act Relating to Minimum Wages for Firemen"; Majority Report, Ought

to pass; Minority Report, Ought not to pass; tabled on April 16 by Senator Norris of Oxford pending motion by Senator O'Leary of Oxford to Accept the Majority Ought to pass report; and on motion by Mr. Norris of Oxford, the bill was retabled and especially assigned for April 30.

The President laid before the Senate the 2nd tabled and today assigned item (S. P. 225) (L. D. 684) bill, "An Act Exempting Boats and Boat Motors from Property Tax"; tabled on April 16 by Senator Violette of Aroostook pending assignment for second reading; and on further motion by the same Senator, the bill was retabled and especially assigned for one week from today.

The President laid before the Senate the 3rd tabled and today assigned item (H. P. 886) (L. D. 1183) House Report Ought to pass as amended by Committee Amendment A from the Committee on Inland Fisheries and Game on bill, "An Act Relating to Closed Season on Bear"; tabled on April 20 by Senator Bernard of Penobscot pending acceptance of the report; and that Senator moved that the bill be tabled.

Mr. HOFFSES of Knox: Mr. President, I would like to ask through the Chair, if the Senator wishes to assign a day.

The PRESIDENT: The Senator from Knox, Senator Hoffses directs an inquiry through the Chair to the Senator from Penobscot, Senator Bernard who may answer if he so chooses.

Mr. BERNARD of Penobscot: Mr. President, I don't care to but I will. Next Thursday.

The motion prevailed and the bill was tabled pending acceptance of the report and especially assigned for Thursday next.

The President laid before the Senate the 4th tabled and today assigned item (H. P. 763) (L. D. 1000) bill, "An Act Increasing Fees of Registers of Deeds"; tabled on April 21 by Senator Sproul of Lincoln pending passage to be engrossed; and on further motion by the same Senator, the bill was

retabled and especially assigned for Wednesday next.

The President laid before the Senate the 5th tabled and today assigned item (S. P. 300) (L. D. 914) Senate Reports from the Committee on Transportation on bill, "An Act Relating to Length of Certain Motor Vehicles"; Majority Report, Ought to pass in New Draft; Minority Report, Ought not to pass; tabled on April 21 by Senator Mendell of Cumberland pending acceptance of either report; and Mr. Mendell moved acceptance of the Majority Ought to pass in new draft report.

Mr. SMITH of Cumberland: Mr. President, I would move that this be tabled until April 30.

Thereupon, on motion by Mrs. Chisholm of Cumberland a division of the Senate was had on the tabling motion.

17 having voted in the affirmative and 8 opposed, the motion prevailed and the bill was tabled pending the motion by Mr. Mendell of Cumberland to accept the Ought to pass in new draft Majority Report; and was especially assigned for April 30.

The President laid before the Senate the 6th tabled and today assigned item (H. P. 1035) (L. D. 1407) bill, "An Act Relating to Marking of Body Capacity of Vehicles Transporting Certain Materials"; tabled on April 22 by Senator Mendell of Cumberland pending passage to be engrossed; and on further motion by the same Senator, the bill was passed to be engrossed in concurrence.

The President laid before the Senate the 7th tabled and today assigned item (H. P. 1025) (L. D. 1388) bill, "An Act Relating to the Reporting of Traffic Accidents"; tabled on April 22 by Senator Violette of Aroostook pending passage to be engrossed; and on further motion by the same Senator, the bill was retabled and especially assigned for the next legislative day.

On motion by Mr. Maxwell of Franklin, the Senate voted to reconsider its action taken earlier

in today's session whereby it accepted the Ought not to pass report on (Item 6-9) bill, "An Act Relating to Sweepstake Races and Allocating Proceeds for Educational Purposes" (H. P. 102) (L. D. 110); and on further motion by the same Senator, the bill was tabled pending acceptance of the report.

On motion by Mr. Snow of Cumberland, the Senate voted to take from the table the 34th tabled and unassigned item (H. P. 1044) (L. D. 1422) House Report, Ought not to pass, from the Committee on Education on bill, "An Act Relating to School Buses"; tabled by that Senator on April 16 pending acceptance of the report; and on further motion by the same Senator, the bill was recommitted to the Committee on Education in concurrence.

The PRESIDENT: The Chair at this time would like to note that the gift of the potatoes which the Senators have on their desks is through the courtesy of the Maine Potato Industry in view of the fact that this is Maine Potato Day. Would the Secretary at this time read the Proclamation from the Governor.

The Secretary read the Proclamation.

PROCLAMATION

WHEREAS the State of Maine has been historically known for among other things the potato, one of the largest cash crops in the state, and the vegetable used throughout the world, and

WHEREAS the Maine Potato Commission through coordinated advertising, merchandising, marketing and publicity has a continuous program for the purpose of increasing sales and building public acceptance of the Maine potato at retail and consumer levels, now therefore,

I, John H. Reed, Governor of the State of Maine, do hereby proclaim April 23, 1965 as Maine Potato Day. Be it known that Maine is recognized throughout the United States as the source of quality potatoes.

Given at the office of the Governor at Augusta and sealed with the Great Seal of the State of

Maine this fifteenth day of April one thousand nine hundred and sixty five and of the independence of the United States of America, the one hundred and eighty-ninth.

(Signed) John H. Reed
Governor

The PRESIDENT: The Senate is very pleased today to have as its guest the living trademark of the Maine potato industry, Miss Brenda Baker, and the Chair at this time would request that the Senators from Aroostook, Senator Harding, Senator Manuel and Senator Violette escort Miss Brenda Baker to the rostrum and present her to the Senate and to make any remarks he might care to make.

Miss Brenda Baker was escorted to the rostrum by Senators Harding, Manuel and Violette amid the applause of the Senate.

Mr. HARDING of Aroostook: Mr. President and members of the Senate: I am very pleased at this time to be here to represent Aroostook County and to have with me on the rostrum Senator Manuel and Senator Violette on this Maine Potato Day. As has already been mentioned, there was placed on your desks a bag of Maine potatoes. I know you will enjoy them, and let me assure you that despite what you may hear there are plenty more in Aroostook County just like them if not better, so if you have any problem in finding potatoes I am sure that any of the senators from Aroostook County will be able to find a source for you that you will be pleased with.

Today we have with us Miss Brenda Baker. I know that you will find her attractive and pleasant, and let me also say that she is an example of the kind of girls we have in Aroostook County and there are plenty of other girls there like her. I am sure you will enjoy coming to Aroostook County not only for that reason but for many other reasons as well. At this time I am extremely pleased to present Miss Brenda Baker to you who I think has a few words to say on her own behalf.

Miss BRENDA BAKER: Mr. President, Mr. Secretary and gentlemen: It is a real pleasure to be here and I thank you so much

for letting us interrupt you this morning. As you may or may not know, I am a living talking trademark for the Maine Potato Industry and it is my pleasant task to travel throughout the country—I have been as far west as Dallas, Texas—bringing news and facts to the public and the housewife on Maine potatoes. I must tell you right now that not only do we talk of Maine potatoes but we talk of the State of Maine and all of its other wonderful resources. It has been a wonderful job for me and I have enjoyed it immensely. We have brought you, as you know, a gift of potatoes which are on your desks, and it is like finding gold from what I understand, no matter what you say, because they are hard to get. Thank you very much. It has been nice talking to you this morning. (Applause)

The PRESIDENT: This is what is known as an Aroostook County take-over here.

Mr. Cahill of Somerset was granted unanimous consent to address the Senate.

Mr. CAHILL: Mr. President, up until this point Senator Harding has stated that they represent Aroostook County but from here on in as far as I am concerned he does not represent Aroostook County. (Laughter)

On motion by Mr. Manuel of Aroostook, the Senate voted to take from the table the 20th tabled and unassigned item (S. P. 421) (L. D. 1356) Senate Report, Ought to pass in new draft (S. P. 490) (L. D. 1453) under same Title from the Committee on Agriculture on bill, "An Act Relating to Use of Moneys Received from the Potato Tax"; tabled by that Senator on April 9 pending acceptance of the report; and the same Senator moved acceptance of the committee report.

Which report was accepted, the bill read once, Senate Amendment A (presented by Senator Manuel of Aroostook) was read and adopted and the bill as amended was tomorrow assigned for second reading.

Order

Out of order and under suspension of the rules,

On motion by Mr. Carter of Kennebec,

WHEREAS, there are only 2,300 dairy farmers left in the State of Maine, the core of a 40 million dollar industry of vital importance to the economy of the State, and much discrimination exists among this group, inasmuch as there are 800 on the Maine market and 1,500 on the Boston market with those on Maine Market getting 47 cents per cwt. more than those on the Boston market; and

WHEREAS, much of their market is seriously affected by the importation of out-of-state milk coming into the State to supply Federal Bases—and this in itself constitutes a considerable amount of the Class 1 milk consumed in Maine; and

WHEREAS, the cost of production of milk on the producer level has shown a steady increase due to local tax increases and rising costs of freight and farm equipment, and there has been a corresponding decrease in the amount of profit for the producer; and

WHEREAS, there are varied interpretations and applications of the Federal Standards by individual inspectors and the present standards applied seem to vary from dairy farm to dairy farm; and

WHEREAS, the milk produced in Maine is of the highest standard and quality, but there is no means of discerning where the milk comes from when purchased by the consumer either through labeling or other means of identification to protect both the producer and the consumer; and

WHEREAS, in the year 1964 only Maine and New Hampshire showed a definite decline in shipments to the Massachusetts - Rhode Island market and all other states, Massachusetts, Connecticut, Upper New York, Rhode Island and Vermont, were either stable or showed an increase; and

WHEREAS, the Federal Standards as interpreted by the individual inspectors are not consistent in their application between these seven states on the Massachusetts-Rhode Island market; and

WHEREAS, there is a variation in the charging of rates for truck-

ing of milk from producer to the dairy regardless of the distance involved; and

WHEREAS, the producer on the Maine market has no definite time period whereby he can expect payment for his milk delivered to the dairy, and this causes undue hardship on the producer; and

WHEREAS, there have been charges of inequities of pricing at the consumer level; and

WHEREAS, there is much disagreement on many factors which now and in the future will affect a sound milk marketing program in Maine. There is need of further research, study and dissemination of the elected information to our dairy industry and to Maine consumers; now, therefore, be it.

ORDERED: the House concurring, that a joint interim committee be created consisting of the President of the Senate and 3 Senators to be named by the President of the Senate, and the Speaker of the House of Representatives and 4 Representatives to be named by the Speaker of the House, organized to conduct hearings and research to carry out the purposes of this order; and be it further

ORDERED: that said committee shall have the power to call and summon witnesses and records and to administer oaths; and be it further

ORDERED, that said committee shall report its findings and recommendations to the 103rd Legislature; and be it further

ORDERED; that the sum of \$5,000 be appropriated from the legislative appropriation to cover expenses of said committee. (S. P. 517)

Sent down for concurrence.

Mr. MOORE of Washington: Mr. President, I would like to inquire if I would be in order to table this pending passage.

The PRESIDENT: The motion to table would be in order.

Mr. MOORE: Mr. President, I move that the order be tabled until May 6.

Thereupon, on motion by Mr. Harding of Aroostook

Recessed to the sound of the gong.

After Recess

Senate called to order by the President.

Thereupon, Mr. Moore of Washington was granted permission to withdraw his motion to table S. P. 517.

The PRESIDENT: The pending question is passage of the order.

Mr. HOFFSES of Knox: Mr. President, I would like to move that this item be tabled until Wednesday next pending passage.

Mr. HARDING of Aroostook: Mr. President, I ask for a division.

Mr. HOFFSES: Mr. President, my reason for requesting tabling is in lieu —

The PRESIDENT: The Senator is out of order in debating a tabling motion.

The motion before the Senate is the motion of the Senator from Knox, Senator Hoffses that the bill be tabled and a division has been requested.

A division of the Senate was had.

Five having voted in the affirmative and seventeen opposed, the motion to table did not prevail.

Thereupon, Joint Order S. P. 517 received a passage, and on motion by Mr. Carter of Kennebec was ordered sent forthwith to the House for concurrence.

On motion by Mr. Harding of Aroostock

Adjourned until Tuesday next at ten o'clock in the morning.