

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, May 4, 1965

Senate called to order by the President.

Prayer by Rev. Lester C. Holmes of Waterboro.

On motion by Mr. Maxwell of Franklin, the Journal of yesterday was read and approved.

The PRESIDENT: The Chair would like to recognize in the Senate Chambers, Mrs. Charles Casey, Sr., who is the mother of Senator Casey of Washington. Would Mrs. Casey please stand and be recognize? (Applause)

The Chair would also like to recognize in the back of the Senate Chamber, Mrs. Holmes and daughter Nancy, the wife and daughter of Reverend Lester C. Holmes. Would they please stand? (Applause)

Papers from the House**Non-concurrent matters**

Bill, "An Act to Eliminate Straight Ballot Voting in Elections." (S. P. 191) (L. D. 571)

In Senate, March 19, Passed to Be Engrossed.

Comes from the House Passed to Be Engrossed as amended by House Amendment "A" (H-222)

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

Bill, "An Act Providing for a Legislative Conference Prior to the Convening of the 102nd Legislature." (H. P. 265) (L. D. 347)

In House, April 9, Passed to Be Engrossed as amended by Committee Amendment "A" (H-183) as amended by House Amendment "A" (H-191) thereto.

In Senate, April 29, Passed to Be Engrossed as amended by Committee Amendment "A" (H-183) in non-concurrence.

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

In the Senate, on motion by Mr. Brown of Hancock, the Senate voted to insist and join in a Committee of Conference.

House Papers

Resolve, to Reimburse Mrs. Hazel Costigan, of Milford, for Well Damage. (H. P. 1101) (L. D. 1506)

On motion by Mr. Harding of Aroostook, tabled pending reference to a committee.

Bill, "An Act Relating to Condensed Summary of State's Annual Financial Report." (H. P. 1102) (L. D. 1507)

On motion by Mr. Harding of Aroostook, tabled pending reference to a committee.

The PRESIDENT: The Chair would like to recognize in the Senate gallery, the daughter of one of our Senators, Mrs. Roger Guerrette, daughter of Senator Dunn, and with her are the Senator's two grandchildren. We welcome you here this morning.

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

The Committee on Appropriations and Financial Affairs on Bill, "An Act to Authorize the Construction of a General Purpose Building for the University of Maine at Portland and the Issuance of Not Exceeding One Million One Hundred Thousand Dollar Bonds of the State of Maine for the Financing Thereof." (H. P. 441) (L. D. 596) reported that the same should be granted Leave to Withdraw.

The same Committee on Bill, "An Act Appropriating Funds for Equipment and Repairs at Law School, University of Maine." (H. P. 442) (L. D. 597) reported that the same should be granted Leave to Withdraw.

The same Committee on Bill, "An Act to Authorize the Construction of a Science Building for the University of Maine at Portland and the Issuance of Not Exceeding One Million Three Hundred Thousand Dollar Bonds of the State of Maine for Financing Thereof." (H. P. 440) (L. D. 595) reported that the same should be granted Leave to Withdraw.

Ought Not to Pass

The Committee on Appropriations and Financial Affairs on Resolve

in Favor of Reed Plantation for School Construction Aid. (H. P. 34) (L. D. 46) reported that the same Ought not to pass.

The Committee on State Government on Resolve Proposing an Amendment to the Constitution to Provide for Election of Members of Executive Council. (H. P. 375) (L. D. 477) reported that the same Ought not to pass.

Which reports were Read and Accepted in concurrence.

Ought to Pass

The Committee on Appropriations and Financial Affairs on Bill, "An Act Appropriating Funds to Aid in Dredging the Harbor at Owl's Head." (H. P. 1059) (L. D. 1441) reported that the same Ought to pass.

The same Committee on Resolve Appropriating Funds for Maine's Share of Financing a Permanent Secretariat to the New England Governor's Conference. (H. P. 617) (L. D. 826) reported that the same Ought to pass.

The Committee on Judiciary on Bill, "An Act to Authorize Corporations Without Capital Stock to Commingle Funds." (H. P. 279) (L. D. 361) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Amending Provisions of Charters and By-laws of Corporations Relating to Pre-emptive Rights." (H. P. 644) (L. D. 869) reported that the same Ought to pass.

The Committee on Legal Affairs on Bill, "An Act Relating to Organization of Lewiston Fire Department." (H. P. 351) (L. D. 454) reported that the same Ought to pass.

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

Ought to Pass — As Amended

The Committee on Appropriations and Financial Affairs on Bill, "An Act Appropriating Money to Supplement Federal Vocational Funds for Area Education Programs for Apprentices and Other Adult Workers." (H. P. 674) (L.

D. 901) reported that the same Ought to pass as amended by Committee Amendment "A" (H-268)

The same Committee on Bill, "An Act Providing for New Ferry Landing at Forest City Landing, Peaks Island." (H. P. 113) (L. D. 137) reported that the same Ought to pass as amended by Committee Amendment "A" (H-269)

The Committee on Legal Affairs on Bill, "An Act Relating to General Powers of Cities." (H. P. 642) (L. D. 867) reported that the same Ought to pass as amended by Committee Amendment "A" (H-267)

The same Committee on Bill, "An Act Relating to Licensing of Embalmers, Funeral Directors, and Funeral Homes." (H. P. 964) (1299) reported that the same Ought to pass as amended by Committee Amendment "A" (H-266)

(On motion by Mr. Jutras of York, tabled pending acceptance of the report.)

Which reports were Read and Accepted in concurrence.

Committee Amendments "A" were Read and Adopted in concurrence, and the Bills, as amended, Read once and tomorrow assigned for second reading.

Ought to Pass in New Draft — Same Title

The Committee on Legal Affairs on Bill, "An Act to Grant a New Charter to City of Biddeford." (H. P. 518) (L. D. 671) reported that the same Ought to pass in New Draft under the same title: (H. P. 1087) (L. D. 1475)

Comes from the House, passed to be engrossed as amended by House Amendment A.

In the Senate, the report was read and accepted, the bill read once, House Amendment A read and adopted in concurrence, and the bill as amended was tomorrow assigned for second reading.

Ought to Pass in New Draft — New Title

The Committee on Appropriations and Financial Affairs on Bill, "An Act Increasing Salaries of Clerk and Assistant Clerk of the

House of Representatives." (H. P. 880) (L. D. 1177) reported that the same Ought to pass in New Draft under New Title: "An Act Increasing Salaries of Secretary and Assistant Secretary of the Senate and Clerk and Assistant Clerk of the House of Representatives." (H. P. 1103) (L. D. 1502)

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

Divided Report

The Majority of the Committee on Towns and Counties on Bill, "An Act Relating to Expenses and Travel of County Commissioners of Aroostook County." (H. P. 900) (L. D. 1210) reported that the same Ought not to pass.

(Signed)

Senators:

CASEY of Washington
GIRARD of Androscoggin
BERNARD of Penobscot

Representatives:

BUSSIERE of Lewiston
CROMMETT
of Millinocket
HAMMOND of Paris
SULLIVAN of Portland
KILROY of Portland

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

(Signed)

Representatives:

WIGHT of Presque Isle
FARRINGTON of China

Comes from the House, the Majority Ought not to pass Report Accepted.

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

Senate

Mr. Harding from the Committee on Appropriations and Financial Affairs on Bill, "An Act Relating to Working Capital of Liquor Commission." (S. P. 377) (L. D. 1194) reported that the same Ought to pass as amended by Committee Amendment "A" (S-171)

The same Senator from the same Committee on Resolve Appropriating Funds for Operation of Advisory Committee on Education. (S. P. 160) (L. D. 490) reported that the same Ought to pass, as amended by Committee Amendment "A" (S-170)

Mr. Manuel from the Committee on Inland Fisheries and Game on Bill, "An Act Clarifying the Inland Fisheries and Game Laws." (S. P. 428) (L. D. 1375) reported that the same Ought to pass as amended by Committee Amendment "A" (S-172)

Which reports were Read and Accepted.

Committee Amendments "A" were Read and Adopted, and the Bills and Resolve, as amended, were Read Once and tomorrow assigned for second reading.

Ought to Pass in New Draft — New Title

Mr. Brown from the Committee on Appropriations and Financial Affairs on Bill, "An Act to Permanently Establish a Maine Commission on Retardation." (S. P. 259) (L. D. 808) reported that the same Ought to pass in New Draft under New Title: "An Act to Reactivate Maine Committee on Problems of the Mentally Retarded." (S. P. 527) (L. D. 1505)

Which report was Read and Accepted. The Bill, in New Draft, was Read Once and tomorrow assigned for second reading.

Second Readers

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

House

Bill, "An Act Increasing Salary of Legislative Finance Officer." (H. P. 252) (L. D. 320)

Resolve, to Reimburse William Young of Alton for Well Damage Resulting from Highway Construction. (H. P. 1033) (L. D. 1402)

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

House — As Amended

Bill, "An Act Relating to Closed Season on Bear." (H. P. 886) (L. D. 1183).

Bill, "An Act Increasing Compensation of Members of Personnel Board." (H. P. 253) (L. D. 321).

Bill, "An Act Increasing Salary of the Adjutant General" (H. P. 544) (L. D. 716).

Bill, "An Act Relating to Penalty for Weight Violations of Trucks." (H. P. 158) (L. D. 181).

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

Bill, "An Act Relating to Legal Fees in Court Proceeding for Benefits Under Employment Security Law." (H. P. 825) (L. D. 1258).

Which was read a second time and Passed to Be Engrossed, as amended, in non-concurrence.

Senate

Bill, "An Act Relating to Election of Directors of Corporations." (S. P. 116) (L. D. 379).

Bill, "An Act Relating to Indemnification of Directors of Corporations." (S. P. 118) (L. D. 344).

Bill, "An Act Relating to Time of Terms of the Superior Court in Certain Counties." (S. P. 355) (L. D. 1119).

Bill, "An Act Providing for a New Charter for the City of Lewiston." (S. P. 230) (L. D. 767).

(Read a second time and on motion by Mr. Jacques of Androscoggin, tabled pending engrossment)

Which were read a second time and Passed to Be Engrossed.

Sent down for concurrence.

Senate — As Amended

Bill, "An Act Increasing Retirement Allowances of State Employees Retired on Council Orders." (S. P. 334) (L. D. 1079).

Bill, "An Act Relating to Retirement of Justices of the Supreme Judicial Court and Superior Court." (S. P. 347) (L. D. 1114).

Bill, "An Act Providing for Additional Trial Term in Penobscot County." (S. P. 514) (L. D. 1486).

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 and Resolves:

Bill, "An Act Relating to Appointment of Town Clerk and Treasurer in the Towns of Castle Hill and Mapleton." (H. P. 470) (L. D. 623).

Bill, "An Act Relating to Hunting by Nonresident Aliens." (H. P. 699) (L. D. 937).

Bill, "An Act Creating the Office of State Archivist." (H. P. 768) (L. D. 1012).

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

Bill, "An Act Repealing Compensation Limitation in Actions for Injuries Causing Death." (S. P. 202) (L. D. 583).

Bill, "An Act Authorizing the Appointment of the Commissioner of Agriculture by the Governor." (S. P. 219) (L. D. 678).

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

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

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

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

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

Bill, "An Act Revising the Laws Relating to Registration of Physicians and Surgeons." (S. P. 351) (L. D. 1126).

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 Bills were Passed to Be Enacted.

Resolve to Provide Funds for a Training Vessel at Southern Maine Vocational Technical Institute in South Portland. (H. P. 1090) (L. D. 1484).

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

Orders of the Day

The President laid before the Senate the 1st tabled and today assigned item (S. P. 399) (L. D. 1224) Bill, "An Act Relating to Title References in Conveyances of Real Estate"; tabled on April 27 by Senator Glass of Waldo pending consideration; and on further motion by the same Senator, the bill was recommitted to the Committee on Judiciary in non-concurrence.

Sent down for concurrence.

The President laid before the Senate the 2nd tabled and today assigned item (S. P. 520) (L. D. 1497) Bill, "An Act Increasing Compensation of Members of the Legislature, the Governor, Court Justices and Certain Department Heads"; tabled on April 29 by Senator Sproul of Lincoln pending passage to be engrossed; and that Senator moved the pending question, passage to be engrossed.

Thereupon, on motion by Mr. Stern of Penobscot, the bill was tabled pending Senator Sproul's motion that the bill pass to be engrossed; and the bill was especially assigned for Tuesday next.

The President laid before the Senate the 3rd tabled and today assigned item (H. P. 867) (L. D. 1164) House Report, Ought not to pass, from the Committee on Towns and Counties on Bill, "An Act Creating a Second Assistant County Attorney for Androscoggin County"; tabled on April 30 by Senator Moore of Washington pending motion by Senator Jacques of Androscoggin to substitute the bill for the report; and Senator Moore of Washington moved the pending question.

The motion prevailed, the bill was substituted for the report, read once and tomorrow assigned for second reading.

The President laid before the Senate the 4th tabled and today assigned item (S. P. 225) (L. D. 684) Bill, "An Act Exempting Boats and Boat Motors from Prop-

erty Tax; tabled on April 30 by Senator Violette of Aroostook pending assignment for second reading.

Mr. VIOLETTE of Aroostook: Mr. President, concerning this item of legislation. I move that this bill and all its accompanying papers be indefinitely postponed. I do this for one basic reason. When I originally tabled this matter I felt that there was some question concerning the constitutionality of the amendment proposed by the Senator from Androscoggin County. They say when you have no real purpose in attacking a bill and you wish to defeat it you question its constitutionality. Believe me, that was not the real purpose for which I made that comment. However, that question is still open in my mind, it has not been resolved so far as I am concerned, so there is that point to be contended with.

I also make this motion for a more basic purpose, and that is that it is my opinion that our towns and cities are laboring under such a tax burden and have at this time such a narrow tax basis upon which to levy taxes to obtain money for the endless appropriations and expenditures which they are required to meet that I do not believe that it is sound to narrow this tax basis further by removing from their rolls of taxable property any items of property further than is now being done. It is for this reason that I make this motion.

The President: The Senator from Aroostook, Senator Violette moves that Item 4, L. D. 684, S. P. 225 be indefinitely postponed.

Mr. O'LEARY of Oxford: Mr. President, I will oppose this motion on the basis that on our boats as on our cars we pay a license fee for certain uses. On our automobiles which we have to register we have highways on which to use them; on our boats, which we have to license, there are certain waters in the State of Maine that we can use them upon. However, in a number of towns there is no pond or great body of water upon which a man can use his boat. So I believe it is unfair for a town to levy a tax upon a boat owner if they do not provide any

facilities whatsoever for him. I believe it is discriminatory and until such time as towns can assure the boat owners that they are going to provide rampways and other privileges for the boat owners to go along with their boats I would oppose this.

Mr. JUTRAS of York: Mr. President, it is as basic as this: you cannot give something you do not have. We cannot give service to the people of Maine if we do not have an adequate tax base or adequate revenue, so therefore I am in full agreement with Senator Violette's motion.

Mr. JACQUES of Androscoggin: Mr. President, I was hoping that after I spoke on this bill someone would retable this. The amendment is in the Attorney General's office to be ruled on. It only exempts people with boats in inland waters. We felt that this would not affect too many towns in our state because it would be limited to inland waters. We were told in committee that 255 towns in the State of Maine do not charge any taxes on boats at the present time because there is no adequate way of taxing boats, and this is one of the reasons that I presented this amendment to exempt boats on inland waters. I hope that the motion of the Senator from Aroostook, Senator Violette, does not prevail.

Mr. GLASS of Waldo: Mr. President, I concur with the remarks of the Senator from Aroostook, Senator Violette, particularly in reference to the constitutional questions that are posed by this particular bill as amended. Referring to Senator O'Leary's remarks as concerns discrimination, I cannot think of a bill that is any more discriminatory than this one is, for the simple reason that it does exempt from taxation only those boats that are customarily used — "exclusively used." I think the language is — in inland waters. This would mean that every boat that is used on the coast from Kittery all the way up the coast would be subject to tax. If this is not discriminatory I haven't seen a bill yet that is. I therefore support the motion of the Sena-

tor from Aroostook and move the pending question.

On motion by Senator Cahill of Somerset, the bill was tabled until the next legislative day pending the motion of the Senator from Aroostook, Senator Violette, that the bill and accompanying papers be indefinitely postponed.

The PRESIDENT: The Chair would like to recognize in the Senate balcony a group of junior class students from Waldoboro High School, accompanied this morning by Mrs. Philbrook, Mr. Thompson and Mr. Blodgett. We welcome you here and hope you enjoy and benefit from your visit here. Since you are from the town of Waldo and the County of Lincoln, the Chair would like to introduce to you the Senator from that County — Senator Sproul of Lincoln. (Applause)

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, same Title (S. P. 489) (L. D. 1452); Minority report; Ought not to pass; tabled on April 30 by Senator Hilton of Somerset pending motion by Senator Mendell of Cumberland to accept the Majority Ought to pass in new draft report.

Mr. HILTON of Somerset: Mr. President, I move that this bill in its new draft be indefinitely postponed and I would like to speak on it.

The PRESIDENT: The Senator may.

Mr. HILTON: Many of the streets in our small towns probably as well as some cities are narrow and in many instances there are cars parked on both sides of the street and there is just about room enough for two vehicles to pass in the middle of the street. These 55 foot vehicles are allowed to go anywhere as far as I know. One was in my yard and turned around a short while ago where it is less than 90 feet from the house to the barn.

When one of these trucks attempts to enter a side street hardly wide enough for two vehicles these 55 foot trucks must use most of the space in both streets to enter. If 60 feet were allowed the turning space would be somewhat larger. The same problem is encountered when these overlength vehicles try to get onto a narrow bridge where there is a sharp turn.

There are many country roads that were built in the twenties and thirties where the pavement is only eighteen feet wide. Many roads have steep grades and sharp turns and it doesn't take an expert to figure how much leeway there is when two vehicles with a width of eight and one-half feet meet on an eighteen-foot road. This clearance is narrowed somewhat by these fifty-five foot tractor trailers when rounding a curve.

There appears to be no particular need for this legislation. It was mentioned that automobile haulers could haul an extra car if this length was allowed, also that moving vans would benefit by this legislation. I presume that cattle trucks hauling cattle from New Brunswick could haul two or three cows with five feet extra on the truck body.

These items of transportation are not competing with other means of transportation; the only competition is with themselves. I therefore think that what little would be gained by allowing these fifty-five foot trucks to increase their length to sixty feet would be offset by the inconvenience the general public would have to endure. Several people in my county have asked me this winter if we are going to allow these box cars another five feet of length.

Mr. JUTRAS of York: Mr. President, I do not believe that the argument of the narrowness of streets is sufficient to warrant the defeat of this bill. In Germany after World War II tractors were allowed to haul two trailers instead of one and the streets are really narrow over there, but that country really has moved ahead. I believe the purpose behind this is to get Maine economy moving ahead, so therefore the lengthening of a truck trailer by five feet

because of narrow streets should not be construed as a valid argument.

Mr. MENDELL: Mr. President, I now move that this item be retabled until this coming Friday.

Mr. CAHILL of Somerset: Mr. President, I request a division.

The PRESIDENT: A division on the tabling motion has been requested. All those in favor of the motion that this matter lie on the table until Friday next pending the motion of the Senator from Somerset, Senator Hilton, that the bill and all its accompanying papers be indefinitely postponed will please rise and remain standing until counted; those opposed.

A division was had.

Eleven having voted in the affirmative and nineteen opposed, the motion did not prevail.

The PRESIDENT: The motion before the Senate is the motion of Senator Hilton of Somerset that the bill and accompanying papers be indefinitely postponed.

Mr. MENDELL of Cumberland: Mr. President, if I am now in order, I would like to speak briefly on this bill.

The PRESIDENT: The Senator may.

Mr. MENDELL of Cumberland: Mr. President, I would like to go over and discuss the hearing on this legislative document. There were many proponents of this particular legislative document. The only opponents to this bill were the railroads. We spent about an hour on this bill at our committee hearing. At our executive session we spent about another hour. We looked at the five foot overhang and decided that if the overhang was to be, you might just as well make it sixty foot over all.

This does not change the weights on the highway. The Interstate Highway System has no restrictions on lengths. Ladies and gentlemen of the Senate, I drive thirty to fifty thousand miles per year in every county in the state and all this bill means if you are worrying about passing a truck, is another twenty-five feet in distance or to express it another way, it takes only two fifths of a second additional over the present fifty-

five feet. The passage of this bill will mean a great many things to Maine. It will mean a savings on your new car cost. It will mean lower rates on petroleum. It would also put your state in a more competitive position transportation-wise.

I would also like to remind you that the same legislation is pending in the five other New England States. Please remember, ladies and gentlemen of the Senate that we are a long way from the markets of the east coast and the mid west and anything that we can do to make us more competitive in the transportation field will make the State of Maine a better place to live in and a more enjoyable place. I now move that the motion of Senator Hilton to indefinitely postpone this bill be defeated.

Mr. BERNARD of Penobscot: Mr. President, when the vote is taken, I request a division.

Mr. GLASS of Waldo: Mr. President, I would like to ask the Senator from Cumberland, Senator Mendell, a question if I may. I have been given to understand that a representative of the State Police appeared at the hearing and questioned the additional five feet as being a traffic hazard. If the Senator could answer that question.

The PRESIDENT: The Senator from Waldo, Senator Glass, directs a question through the Chair to the Senator from Cumberland, Senator Mendell, who may answer if he so chooses.

Mr. MENDELL of Cumberland: Mr. President, as I recall, I was called out at the end of this hearing. There may have been one other opponent. May I yield to Senator Shiro? He may have been there at that time.

The PRESIDENT: Did the Senator understand the question?

Mr. MENDELL: Yes, Mr. President.

Mr. SHIRO of Kennebec: Mr. President, I was present at the hearing as a member of the Transportation Committee and I do recall that there was some member of the State Police Department there. I think that the officer who

was present did intimate that he felt that there might possibly be an extra hazard involved but he could not state definitely that it would be a hazard or create an unsafe condition. I know it was brought out at the hearing that it would only amount to two fifths of a second going at a moderate rate of speed to proceed or pass this extra five foot length. I do not recall that he strenuously in any way insisted that this would be an extra hazard and therefore the committee felt that the statistical information given it was more appropriate, that it did not constitute an unsafe condition on the highway. I don't know if that answers the question of Senator Glass of Waldo, but that is the impression I received at the hearing.

Mr. HARDING of Aroostook: Mr. President, I would like to speak in support of Senator Cahill of Somerset and in support of his motion for indefinite postponement but I speak on it only as the Senator from Aroostook.

You folks have read in the papers of certain criticisms that have been made of this legislature thus far for the relaxation of limits insofar as trucks are concerned. In all fairness I would say that insofar as the information which has been presented to this legislature thus far, it seems to me that the weight of the evidence has been in favor of the bills as they have been passed. Maybe there has been information which has not been presented to the legislature that we are not aware of. I feel that the criticism which has been made of this legislature thus far is unjustified.

I expect you could get expert witnesses who would testify as to the danger or lack of danger in regard to extending the length of these trucks five feet. In fact, I get a little bit cynical about expert witnesses in the law. I have always been able if I looked long enough and hard enough to find an expert who would testify contrary to what some other expert had testified.

In this particular case, I don't think we need expert witnesses. I

would suggest that on your narrow streets as has been mentioned here, that if you extend the length of vehicles another five feet, it is going to take that truck that much more space to negotiate a turn and he is going to use up that much more of the other fellow's side of the street. I would suggest that it doesn't take an expert to realize that if one of these trucks is passing another truck and they are both extended five feet that it is going to take that much longer for them to pass and there is that much more danger pending. It is also that much more trouble for us to pass those trucks when we are passing from the rear because there is another five feet which we have to go by.

I would also mention as far as slippery roads are concerned, and we do have slippery roads in Aroostook County — you people have heard of the "tombstone every mile" as far as the Haynesville wood is concerned and I regret to tell you that there is more truth than you would wish in that song. These truckers have told me, and I know it is the case — I have driven a truck and been on trucks before in the early years of my life — and when you are on one of those slippery hills and going down there isn't very much you can do to control that truck and the longer the van you have behind you, the more danger there is of jackknifing. And the fact is that I have seen many of these trucks jackknife on these hills with the present length and I think there is a danger in increasing it.

I also heard it mentioned in regard to the time for passing, that it takes two fifths of a second for another five feet. I think someone must drive a lot more powerful car than I drive. Of course we have always been poor up in the county and I've never been able to afford anything but a Chevrolet but when it is snowing or raining, I have followed a truck in an attempt to get by it, I have followed it all the way from Linneus up in Aroostook nearly down to Bangor before we could get by it and they do present a hazard

and there is no getting away from it.

I suspect there is some benefit in this bill if it is passed, but I do suspect that the benefit primarily will accrue to the trucking industry and there is nothing particularly wrong with that but to a benefit that we give to somebody else, we must realize that there may be a benefit taken away from someone. Now the little fellow that is out driving on the road and wants to enjoy his Sunday drive or wants to enjoy getting somewhere and getting there safely, he has no one in this legislative hall to protect him. He is looking to you people here to protect him. And I think when you go back and talk with your folks as I did over the weekend, you won't find many men on the streets who are very anxious to see the length on these trucks increased.

So with all due respect to the Senator from Cumberland, Senator Mendell, I do not believe that this bill is in the best interest of the little fellow in the State of Maine that we are here to represent and therefore I do hope that you will vote for the motion to indefinitely postpone this bill and all its accompanying papers.

Mr. JUTRAS of York: Mr. President, I am also for the little fellow out for a Sunday drive and I do not believe that he is hindered by trucks on the highways on Sunday.

Mr. MENDELL of Cumberland: Mr. President, I would like to point out to the Senator from Aroostook, Senator Harding, that this transportation committee did defeat and pass out of the committee a bill to increase widths and we passed it out as "Ought not to pass". We thought this was a traffic hazard. I would also like to point out to the good Senator from Aroostook, Senator Harding, that this bill will help you on your transportation costs in Aroostook County and the further ones upstate, Washington County, Penobscot County and Somerset County on your transportation costs. As far as the truck weight bills that have been passed by this legisla-

ture, all they did was bring us in line with the rest of the east coast and the rest of New England.

Once again, if we can get another five feet on that truck it isn't going to take more than two-fifths of a second to pass it or twenty-five feet, and this will mean, most of all, lower transportation costs in Maine and more business for Maine.

I now ask that we defeat Senator Hilton's motion to indefinitely postpone this legislative document.

Mr. CAHILL of Somerset: Mr. President, I would just like to point out that of the six New England states three have a fifty-five foot law and no one has a sixty. Maine, New Hampshire and Vermont are fifty-five, and the rest of the New England states and New York and I believe it is New Jersey have fifty. As far as no one being here to represent the little fellow, I for one have been here ever since the 7th of January.

Mr. MANUEL of Penobscot: Mr. President, I would like to speak briefly on how this bill affects one industry and that is the industry that I am involved in, the potato industry. I would like to go back just a few years to point out a few things that have happened.

I returned to this state in 1948 and went into the potato farming business. At that time we did not recognize a tandem trailer and at that time we did not recognize a tandem tractor, and as such Maine was in a non-competitive transportation situation as far as trucking potatoes and many other commodities was concerned. Since then, however, we have recognized the tandem tractor, we have recognized the tandem trailer, we have liberalized our laws in many respects, one of the latest being that we have upped our gross weight to 73,280 pounds. This brings us very much in line competitively with any other state on the east coast. I think we have done an excellent job as far as helping the trucking industry is concerned and as far as helping the potato farmers is concerned. Since we are in line with the other areas I feel that we have gone as far as we should go. Should we go any fur-

ther in extending the five feet which is not necessary from a gross weight standpoint on our commodity we run into the problem of a road hazard condition. As has been pointed out here before, the roads in many sections of the state are narrow and if you have five additional feet in rainy weather or snowy weather this is a very definite hazard. I would think the thing involved here is safety on the roads as much as anything, and I think we should take a very, very hard look at this before we liberalize our laws any further. Someone, somewhere along the line, has to stand up for the individual here in the state. An industry is one thing, but when an industry gets to a point where it is doing certain damage due to liberalization of the law I think then it becomes the responsibility of the legislators to look into this thing, and therefore I would support Senator Hilton's motion.

Mr. SMITH of Cumberland: Mr. President, I hope this Senate will do the Highway Safety Committee a favor and indefinitely postpone this whiplash of a hazard.

The PRESIDENT: The motion before the Senate is the motion of the Senator from Somerset, Senator Hilton, that L. D. 914 be indefinitely postponed. A division has been requested.

A division of the Senate was had.

Twenty having voted in the affirmative and eleven opposed, the motion prevailed and the bill was indefinitely postponed.

Sent down for concurrence.

The President laid before the Senate the 6th tabled and today assigned item (H. P. 261) (L. D. 331) House Reports from the Committee on Towns and Counties on Bill, "An Act Relating to Compensation of and Per Diem Fees of Deputy Sheriffs"; Majority Report, Ought to pass as amended by Committee Amendment A; Minority Report, Ought not to pass; tabled on April 30 by Senator Smith of Cumberland pending acceptance of either report; and on further motion by the same Senator, the bill was retabled and especially assigned for May 7.

The President laid before the Senate the 7th tabled and today assigned item (S. P. 387) (L. D. 1314) Senate Report, Leave to Withdraw as Covered by Other Legislation from the Committee on Towns and Counties on Bill, "An Act Increasing Salaries of County Officials of Androscoggin County" tabled on April 30 by Senator Girard of Androscoggin pending acceptance of the report.

Mr. CASEY of Washington: Mr. President, I would like to address the body briefly.

The PRESIDENT: The Senator may.

Mr. CASEY of Washington: Mr. President, on Items 7, 8, 9 and 10, these bills were all put out of committee with the report "Leave to withdraw, covered by other legislation". I was asked to start putting some of these bills out to relieve the load on the calendar because there are around forty or fifty bills, and if we put a few out each day it wouldn't mean such a large calendar and that is why we have started to put them out. This will all come out in one bill and this is the reason for putting a few out at a time.

Thereupon the report of the committee was accepted.

The President laid before the Senate the 8th tabled and today assigned item (S. P. 330) (L. D. 1052) Senate Report, Leave to Withdraw as Covered by Other Legislation, from the Committee on Towns and Counties on Bill, "An Act Increasing Salaries of County Officials of Androscoggin County"; tabled on April 30 by Senator Girard of Androscoggin pending acceptance of the report; and thereupon, the report was accepted.

Sent down for concurrence.

The President laid before the Senate the 9th tabled and today assigned item (S. P. 49) (L. D. 220) Senate Report Leave to Withdraw as Covered by other Legislation from the Committee on Towns and Counties on Bill, "An Act Increasing Salaries of Certain County Officials of Hancock County"; tabled on April 30 by Senator

Girard of Androscoggin pending acceptance of the report.

Mr. BROWN of Hancock: Mr. President, might I inquire of the Senator from Washington, Senator Casey, when the bill will be coming out covering all these?

The PRESIDENT: The Senator from Hancock, Senator Brown, directs an inquiry to the Senator from Washington, Senator Casey, who may answer if he so chooses.

Mr. CASEY of Washington: Mr. President, I am still waiting for some reports. There are still some out and as soon as we get them all back in, we will put the bill out.

Mr. SMITH of Cumberland: Mr. President, I would like to ask through the Chair of Senator Casey of Washington, if that includes item 6.

The PRESIDENT: The Chair would inform the Senator that Item 6 is not included. It is item 7 through 11, and does not include Item 6.

Thereupon, the report of the committee was accepted.

The President laid before the Senate the 10th tabled and today assigned item (S. P. 102) (L. D. 269) Senate Report, Leave to Withdraw as Covered by Other Legislation from the Committee on Towns and Counties on Bill, "An Act Increasing Salaries of Judge of Probate and Register of Probate of Penobscot County"; tabled on April 30 by Senator Girard of Androscoggin pending acceptance of the report; and thereupon, the report was accepted.

Sent down for concurrence.

The President laid before the Senate the 11th tabled and today assigned item (S. P. 103) (L. D. 270) Senate Report, Leave to Withdraw as Covered by Other Legislation, from the Committee on Towns and Counties on Bill, "An Act Increasing Salary of County Attorney and Assistant County Attorney of Penobscot County"; tabled on April 30 by Senator Girard of Androscoggin pending acceptance of the report; and thereupon the report was accepted.

Sent down for concurrence.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table (H. P. 947) (L. D. 1283, Bill, "An Act Establishing a Commercial Standard for Maine White Cedar Shingles"; and on motion by Mr. Brown of Hancock, the Senate voted to reconsider its former action whereby the bill was passed to be engrossed.

Mr. BROWN of Hancock: Mr. President, at the request of the Forestry Department and Commissioner, I offer Senate Amendment A and move its adoption.

Senate Amendment A (S-173) was read and adopted and the bill as amended was passed to be engrossed in non-concurrence.

Sent down for concurrence.

On motion by Mr. Stern of Penobscot, the Senate voted to take from the table the 56th tabled and unassigned item (H. P. 1089) (L. D. 1481) Bill, "An Act Relating to Appointment to the Maine Motor Vehicle Dealer Registration Board," tabled by that Senator on April 30 pending motion by Senator Mendell of Cumberland that the bill be passed to be engrossed; and on further motion by the same Senator, the bill was passed to be engrossed.

The PRESIDENT: The Chair would like to recognize in the back of the Senate Chamber the 7th and 8th grade students from St. Teresa's Grammar School chaperoned this morning by Sister Gratia, Sister Veronica and Mr. Daniel Lambert. They are from the town of Brewer. We welcome you here this morning and hope that you enjoy and benefit from your visit. You are from the County of Penobscot, and the Chair would like to introduce the Senators from that county. Senator Southard is absent this morning but the other Senators from Penobscot County are Senator Faloon, Senator Stern and Senator Bernard. (Applause)

On motion by Mr. Manuel of Aroostook, the Senate voted to take from the table the 47th tabled and unassigned item (S. P. 243) (L. D. 753) Bill, "An Act Relating to Bounty on Foxes"; tabled on April 29 by that Senator pending consideration; and on further motion by the same Senator, the Senate voted to recede and concur.

On motion by Mr. Harding of Aroostook

Adjourned until tomorrow morning at 9:30 o'clock.