

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Special Session

OF THE

*One Hundred and Second
Legislature*

OF THE

STATE OF MAINE

1966

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

SENATE

Tuesday, February 1, 1966

Senate called to order by the President.

Prayer by the Rev. A. Christopher Ives of Hallowell.

On motion by Mr. Faloon of Penobscot the Journal of yesterday was Read and Approved.

Papers from the House**Non-Concurrent Matters**

Bill, "An Act Relating to Limited Electrician's Licenses and Funds for State Electrical Inspection." (H. P. 1277) (L. D. 1784)

In House, January 27, Passed to be engrossed As Amended by Committee Amendment "A" (H-486)

In Senate, January 27, Passed to be engrossed as Amended by Committee Amendment "A" in concurrence.

Comes from the House, Passed to be engrossed As Amended by House Amendment "A" (H-512) only in non-concurrence.

On motion by Mr. Faloon of Penobscot, the Senate voted to recede and concur.

The PRESIDENT: The Chair at this time would like to recognize in the back of the Senate Chamber Stephen Beasley and Deborah Beasley. They are the grandchildren of Senator Peter Bernard, and the Chair would ask the Sergeant-at-Arms to escort them to the rostrum to act as honorary pages for the remainder of the day.

The Chair also would like to recognize the wives of two of our Senators. They are Mrs. Floyd Harding and Mrs. Peter Bernard. (Applause)

Non-Concurrent Matter

Bill, "An Act Relating to Insurance on State-owned Property." (H. P. 1288) (L. D. 1793)

In House, January 25, Passed to be engrossed As Amended by House Amendment "B" (H-477)

In Senate, January 26, Passed to be engrossed As Amended by House Amendment "B" in concurrence.

In House, January 27, Passed to be engrossed As Amended by Amendment "B" as Amended by House Amendment "A" (H-497) thereto in Non-concurrence.

In Senate, January 28, receded and concurred.

Comes from the House Passed to be engrossed As Amended by House Amendment "B" (H-477) as amended by House Amendment "B" (H-511) thereto in non-concurrence.

Mr. MENDELL of Cumberland: Mr. President, I move this bill and all its accompanying papers be indefinitely postponed.

On motion by Mr. Harding of Aroostook, tabled until later in today's session pending the motion of Senator Mendell that the bill and all its accompanying papers be indefinitely postponed.

Mr. Harding of Aroostook presented,

Joint Resolution

Joint Resolution in Support of The United States Policy in Viet Nam

We, your Memorialists, the House of Representatives and Senate of the State of Maine in Special Session of the One Hundred Second Legislative Session assembled, most respectfully present and petition your Honorable Body as follows:

WHEREAS, the United States of America stands committed to a policy of resisting the forces of Communist aggression which imperil the freedom and liberty of the people and nations of the free world; and

WHEREAS, it is of vital importance that the forces of totalitarianism recognize that the United States of America, as a nation, will utilize every means at its disposal to honor such commitments; and

WHEREAS, the present use of American military forces in Vietnam manifests the determination of the United States of America to implement this policy whenever and wherever the freedom of the nations of the free world are threatened; and

WHEREAS, our military forces, in this great struggle, are proving

a decisive factor in implementing American policy, not only in the defense of Vietnam against Communist aggression, but as a developing arsenal of strength which will provide the means of securing a final peace; now, therefore, be it

RESOLVED: That we, your memorialists, urge that the Congress of the United States of America, in recognition of the sacrifices and heroism of our fighting men in Vietnam, extend the profound thanks of the Congress and the people of the United States to the military forces of this country in Vietnam for their valiant efforts; and be it further

RESOLVED That a copy of this Resolution, duly authenticated by the Secretary of State, be transmitted by the Secretary of State to the Honorable Lyndon B. Johnson, President of the United States, and to the Senate and House of Representatives in Congress and to the members of the Senate and House of Representatives from this State. (S. P. 725)

Which was Read and adopted, and sent forthwith to the House for concurrence.

Enactors

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

Bill, "An Act Relating to Acquisition of Land and Materials for Highway Purposes." (S. P. 660) (L. D. 1693)

Which was Passed to be Enacted.

Emergency

Bill, "An Act Appropriating Funds for Capital Improvement at Portland Municipal Airport." (H. P. 1294) (L. D. 1803)

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

Emergency

Bill, "An Act Relating to Appropriation to Adjust State Employees' Pay." (H. P. 1262) (L. D. 1757)

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

Bond Issue

Bill, "An Act to Authorize Bond Issue in Amount of \$4,800,000 for Construction of a Maine State Cultural Building." (H. P. 1197) (L. D. 1665)

On motion by Mr. Snow of Cumberland, placed on the Special Appropriations Table until later in today's session pending enactment.

On motion by Mr. Harding of Aroostook,

Recessed until the sound of the gong.

After Recess

Called to order by the President.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table S. P. 644, L. D. 1592, "An Act Providing for Supplemental Payments of 1965 Education Subsidies to Administrative Units and Payments for Various Educational Subsidy Programs;" and that Senator moved the pending question.

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

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

On motion by Mr. Duquette of York the Senate voted to take from the Special Appropriations Table S. P. 656, L. D. 1602, Bill, "An Act Relating to the Effective Date for the Tenth Justice of the Superior Court;" and that Senator moved the pending question.

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

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

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table S. P. 625, L. D. 1603, Bill, "An Act Appropriating Funds for Development of Swan Island;" and that Senator moved the pending question.

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

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

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table S. P. 623, L. D. 1605, Resolve Providing for a Maine Key Number Digest.

On further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table S. P. 618, L. D. 1613, Bill, "An Act to Appropriate Moneys for the Expenditures of State Government for the Fiscal Year Ending June 30, 1967."

On further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table S. P. 617, L. D. 1615, Bill, "An Act Appropriating Funds for Capital Construction and Equipment at the Augusta State Hospital, Maine State Prison and Stevens Training Center and Reallocating Funds Appropriated to the Governor Baxter State School for the Deaf;" and the same Senator moved the pending question.

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

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

The PRESIDENT: The Chair at this time would like to recognize in the back of the Senate Chamber a group of Seniors from

Penobscot Valley High School. They are forty-seven in number, and they are chaperoned this morning by Mrs. Della H. Currie and Mr. Chellis Smith. They are from the Town of Howland, Maine which is in Penobscot County. We welcome you here this morning. You are now witnessing, I hope, the last day or very nearly so of the special session.

We are now removing money items from the Special Appropriations Table. I hope you enjoy your stay here. I would like to introduce to you the Senators from Penobscot County. They are Senator Bernard, Senator Fa'oon, Senator Southard and Senator Stern. (Applause)

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table S. P. 620, L. D. 1617, Bill, "An Act Providing Funds to Complete the Harbor Project in the Town of Wells," and that Senator moved the pending question.

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

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

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table S. P. 616, L. D. 1629, Bill, "An Act to Authorize the Commissioner of Mental Health and Corrections to Purchase Real Estate for Assistant Superintendent's Residence at Boys Training Center and Appropriating Funds for the Improvement Thereof."

On further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table S. P. 645, L. D. 1637, Resolve Providing Funds for State Archives Program.

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

Twenty-six having voted in the affirmative and none opposed; the resolve was finally passed.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table S. P. 629, L. D. 1639, Bill, "An Act Appropriating Funds for the Establishment of a Speech and Hearing Referral and Training Center at Farmington State College;" and that Senator moved the pending question.

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

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

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table H. P. 1182, L. D. 1650, Bill, "An Act Appropriating Funds for Administration of Bureau of Public Administration at University of Maine;" and that Senator moved the pending question.

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

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

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table H. P. 1187, L. D. 1655, Bill, "An Act Appropriating Funds for Education of the Deaf."

On further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table H. P. 1189, L. D. 1657, Bill, "An Act Appropriating Money for the Education of Indian Children."

On further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table H. P. 1190, L. D. 1658, Bill, "An Act Relating to Supplemental Appropriation for the Department of Indian Affairs;" and that Senator moved the pending question.

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

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

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table H. P. 1194, L. D. 1662, Bill, "An Act to Authorize the Issuance of Bonds in the Amount of Two Million Five Hundred Thousand Dollars on Behalf of the State of Maine to construct an Office Building for the State Highway Commission."

Mr. O'LEARY of Oxford: Mr. President and members of the Senate: As you all know, I am opposed to this piece of legislation. I think the cost is too high for one thing. I am aware of the fact that we will be getting a building that will have approximately fifty thousand square feet for two and a half million dollars. I am also aware of the fact that in the City of Lewiston we have a building that was constructed of one hundred thousand square feet, which Raytheon occupied, which cost one million dollars.

I have here in my hand a few snapshots which I would like to have the rest of you people see. They were taken by an employee of the Highway Commission. They are not posed by Bachrach, they are not works of art, but they show just a very small sample of the conditions under which some of our Highway employees work. It is impossible for me to overlook the comparison which immediately presents itself. Here, on one hand, is a man trying to clean his hands under a small trickle of water from a beat-up milk can. This man makes \$1.38 an

hour. There is no running water in our Highway camps, and because there is no running water there cannot be any flush toilets, so the toilet facilities for this man and his fellow employees is an out-house, unless it happens to be buried by snow, and here is a good example of it, right here is a very good picture of it. Oh yes, when it snows or threatens to snow he is subject to emergency calls. Our highways must be kept clear. So when he is called in on a standby emergency or when he is nearly collapsed from many hours operating equipment he is allowed to rest and the State supplies the bunks. I have pictures here of the bunks that exist in our Highway camps throughout the State, and I wish you would all take a good look at these. No mattresses, mind you, but a few filthy blankets. This man, however, will probably get a couple more dollars in his weekly pay check, unless his hours are cut, and this seems to be happening, and he will wind up losing money.

What I am talking about is the gross injustice of the Highway Commission asking for two and a half million dollars to build its own state house while the Highway Commission employee sits on a poverty level. I absolutely cannot agree that steel should receive priority over flesh and blood. I absolutely cannot agree that we should erect a new office building for the Highway Commission until a flush toilet is provided for the common laborer. I absolutely cannot agree that new wall to wall carpeting be laid in the Commissioner's office until a mattress is laid on the steel springs in the highway camps.

We are being asked to approve a bond issue for a two and a half million dollar office. I say to you that it is far more in keeping with the image of this 102nd Legislature to increase the wages of the employees. The State is presently carrying a bonded indebtedness of something over one hundred and fifty-four millions. I know this will come under dedi-

cated revenue but it is still bonded indebtedness, no matter how you look at it. This figure is probably very tiny when compared to many other states, but is it tiny to us? We do not have enough income to properly pay our employees. The report of Cresap, McCormick and Paget to the Legislative Research Committee indicates that our employees earn something like 19 per cent below the wages in comparable states. I doubt these figures, and I mean I really doubt them. I am convinced that when all the factors such as vacations, paid holidays, insurance costs, overtime payments in the wage earner's income are computed we shall find that the employees of the State of Maine are, by comparison, donating their time.

I suggest to you, Mr. President, that there must exist the possibility that the income provided by our four per cent sales tax may not be sufficient. I am worried, Mr. President, and I cannot agree that we should not give the Highway Commission this bill for a new building until the Highway Commission puts its wage and salary house in order. Now if there are any of you here today that agree with me, please do not vote for the enactment of this bill.

Mr. HARDING of Aroostook: Mr. President, I realize this particular piece of legislation is not the most imaginative and perhaps we have things here that are more popular, but I think we have to face sometimes certain facts of life, and we have to accept the fact that unless we have an adequate place for employees to work on engineering these projects and supervise their being carried out it is not going to be done as efficiently. Now I am convinced that the conditions under which our Highway people have been working here lately, as crowded as they have been, that it has reduced their efficiency.

There are those who will say that when Interstate 95 is completed that we are going to have to cut down on the Highway crew because we have completed this particular project. Of course that is not so. We are making more cars

every year, the number of cars on the highways is increasing, our population is going to be increasing, and we hope very much that a great many more people will be coming to the State of Maine to enjoy our recreational facilities and what have you, so in the foreseeable future our Highway Department is not only going to maintain its present level but it is inescapable that it is going to grow.

There is no man here who has a greater sympathy for the laboring man than I have, because I spent a great many of my earlier years working at very hard tasks, and I know of some of the inconveniences that the Senator from Oxford, Senator O'Leary has mentioned, because I have worked in lumber camps and I know that conditions there were not as good as we would have liked to have them. But we cannot get emotional on this, we have to do the things that have to be done. Our party has voted to support this particular project and I would ask for your support in this regard, because again, in deference to the Senator from Oxford, Senator O'Leary, I think you have to agree that there has been no legislature in the last fifty years who has been so respectful of the needs of labor. They have tried to do something to correct some of the injustices which have existed. It cannot all be one way, there are other needs that have to be looked after. This need has to be looked after, I think it is justified, and I would hope that you would vote for it.

The PRESIDENT: This being a bond issue requires the affirmative vote of two-thirds of the members present. All those in favor of the passage of this bill to be enacted will please rise and remain standing until counted.

A division was had.

23 having voted in the affirmative and 5 in the negative, 23 being more than two-thirds of those present, the bill is passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take

from the Special Appropriations Table H. P. 1195, L. D. 1663, Resolve Providing Funds for Enforcement of the Fair Minimum Wages for Construction of Public Improvements.

On further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table H. P. 1201, L. D. 1669, Resolve to Reimburse Arthur E. Thompson of New Gloucester for Fire Loss.

On further motion by the same Senator, the resolve was finally passed.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table H. P. 1202, L. D. 1670, Resolve in Favor of Margaret Sinclair of Windham for Fire Loss.

On further motion by the same Senator, the resolve was finally passed.

Mr. Bernard of Penobscot was granted unanimous consent to address the Senate.

MR. BERNARD: Mr. President and members of the Senate: The class visiting the Senate at this time is from Penobscot Valley High School, formerly Howland High School, and it is the most prolific producer of legislators in Maine. It has at present in the 102 Legislature twelve members who attended this school. One look at this group assures me that it will provide legislators in the future who probably will be better than the ones it has provided in the past.

The PRESIDENT: The Chair would thank the Senator and would concur that the group appears to be very prolific.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table H. P. 1208, L. D. 1676, Bill, "An Act to Provide Funds for the Purchase of Psychiatric Drugs for the Department of Mental Health and Corrections,

Augusta State Hospital;" and that Senator moved the pending question.

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

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

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table H. P. 1209, L. D. 1677, Bill, "An Act to Create the Maine Recreation Authority."

On further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table H. P. 1210, L. D. 1678, Bill, "An Act Appropriating Money to Match Federal Funds Provided Under Title III of the National Defense Education Act and Under the Vocational Education Act of 1963."

On further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table S. P. 653, L. D. 1621 Bill, "An Act Relating to Distribution of Railroad Stock Tax to the City of Bangor."

On motion by Mr. Harding of Aroostook, the Senate voted to reconsider its action whereby this bill was passed to be engrossed. On further motion of the same Senator, the Senate voted to reconsider its action whereby Committee Amendment "A" was adopted. The same Senator then presented Senate Amendment "A" and moved its adoption. Senate Amendment "A" to Committee Amendment "A" was read and adopted. Committee Amendment "A" as amended by Senate Amendment "A" was adopted and the bill passed to be engrossed as amended in non-concurrence and sent down for concurrence.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table H. P. 1207, L. D. 1675, Bill, "An Act Appropriating Funds for State of Maine's Participation in the 1967 World Exhibition in Canada."

On motion by Mr. Harding of Aroostook, the Senate voted to reconsider its action whereby it passed this bill to be engrossed. The same Senator then presented Senate Amendment "A" and moved its adoption. Senate Amendment "A" was read.

Mr. O'LEARY of Oxford: Mr. President, I like this amendment cutting it down to \$400,000. I believe this is a realistic figure, I think we ought to go on record here in the Senate as being disappointed and reluctant in appropriating any sum of money that is going to be expended by the Department of Economic Development under this farce over here who is the Supervisor of the Department of Economic Development. We have no faith in him. I think if he can prove himself through this, all right, but if he cannot, to me, this should be his last opportunity. I want this in the record. That is all.

House Amendment "A" was adopted and the bill was passed to be engrossed in non-concurrence. Sent down for concurrence.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table S. P. 610, L. D. 1624, Bill, "An Act Appropriating Moneys for the Continuing Activities of the Committee on Aging."

On motion by Mr. Harding of Aroostook, the Senate voted to reconsider its action whereby it passed this bill to be engrossed. On further motion by the same Senator, the Senate voted to reconsider its action whereby it adopted Committee Amendment "A". The same Senator then presented Senate Amendment "A" to Committee Amendment "A" and moved its adoption. Senate Amendment "A" to Committee Amend-

ment "A" was read and adopted. Committee Amendment "A" as Amended by Senate Amendment "A" was adopted and the bill passed to be engrossed as amended in non-concurrence and sent down for concurrence.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table H. P. 1249, L. D. 1744, Bill, "An Act Relating to Tax on Harness and Running Horse Racing."

On motion by Mr. Harding of Aroostook, the Senate voted to reconsider its action whereby it passed this bill to be engrossed. The same Senator then presented Senate Amendment "A" and moved its adoption. Senate Amendment "A" was read and adopted and the bill passed to be engrossed in non-concurrence and sent down for concurrence.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table H. P. 1246, L. D. 1741, Bill, "An Act to Appropriate Moneys for Reconstruction of the McLellan House at Gorham State College."

On motion by Mr. Harding of Aroostook, the Senate voted to reconsider its action whereby it passed this bill to be engrossed. The same Senator then presented Senate Amendment "A" and moved its adoption. Senate Amendment "A" was read and adopted and the bill passed to be engrossed in non-concurrence and sent down for concurrence.

The PRESIDENT: The Chair at this time would like to recognize in the balcony a group of thirty-three senior students from Dexter High School. They are chaperoned this morning by Mr. Ted Clark. We welcome you here this morning. We are now removing items from the Special Appropriations Table. They are the money matters which we keep until the very last. You are from the County of Penobscot. I would like to introduce to you the Senators from Penobscot. They are Senator

Stern, Senator Bernard, Senator Faloon and Senator Southard. (Applause)

On motion by Mr. Harding of Aroostook,

Recessed until one-thirty this afternoon.

After Recess

Called to Order by the President.

The PRESIDENT: Does the Chair hear objection to taking up additional papers from the House? The Chair hears no objection and the Secretary will read the papers.

Additional Senate Paper

On motion by Mr. Violette of Aroostook:

Joint Order

WHEREAS, in order to assist in the industrial and commercial development of the State of Maine, thereby promoting the general welfare of the people of Maine, it is the belief of the 102nd Legislature that there should be full development of the resources of this State; and

WHEREAS, the cost of electric power in all its various forms and uses has become a major factor in commercial, industrial and residential expansion, in the use of resources, and a necessity for economic development as has been shown in the growth of the southeastern and northwestern United States; and

WHEREAS, there has been presented to the 102nd Legislature, and to prior Legislatures, various proposals calling for the creation of a Maine Power Authority, and there has also been proposed legislation to authorize a Maine Power Authority to construct, operate and maintain a thousand megawatt nuclear power facility on the Maine coast in Knox County to generate power for nonprofit distribution and sale to purchasers for resale, to rural electric power systems, to any privately, municipally or co-operatively owned electric power systems, and to certain wholesale users under certain prescribed conditions; and

WHEREAS, there has been created a Maine corporation known as the Maine Yankee Atomic Power Company, composed of the three major electric utilities serving electric customers in Maine, together with eight companies in the other five New England States for the announced purpose of constructing a nuclear power plant of approximately 700,000 kilowatts, for the purpose of providing electric energy to users in Maine and New England; now, therefore, be it

ORDERED, the House concurring, that there is created a special committee of the 102nd Legislature, to consist of 4 Senators, to be appointed by the President of the Senate, 5 Representatives, to be appointed by the Speaker of the House, and the President of the Senate and the Speaker of the House who shall serve as ex officio members, to study the general power requirements of the State of Maine as to generation and transmission, and the possible methods of meeting these requirements, including an analysis of the concept of a Maine Power Authority or other state agency created for the generation and transmission of power, and including an analysis and evaluation of the aforementioned specific proposals for the construction, operation and maintenance of a nuclear power facility; to be given custody of all reports, documents and any other information concerning the subject presently in the files of the appropriate committees, namely, the legislative leadership screening committee, the Allagash St. John Rivers special committee and the joint public utilities committee; to hold further hearings if deemed necessary; to appoint advisory committees, to engage professional consultant or consultants; to confer when and if deemed appropriate with staff members of the Public Utilities Commission and other state departments, with staff and members of appropriate federal commissions, departments and agencies, and non-governmental research sources, for specific information; and to report the special

committee findings, conclusions and recommendations to a special session of the 102nd Legislature or to the 103rd Legislature; and be it further

ORDERED, that the members of the committee shall serve without compensation, but shall be reimbursed for their expenses incurred in the performance of their duties under this order; and be it

ORDERED, that there is appropriated to the committee from the Legislative Appropriation the sum of \$75,000 to carry out the purposes of this Order. (S. P. 726)

Mr. VIOLETTE of Aroostook: Mr. President, it is with some degree of hesitancy that I rise to recommend the passage of an order requesting a study committee after some of the remarks that were made in regard to study committees last week here in this chamber. However, this order would set up a study committee to undertake a comprehensive study of the general power needs of the State of Maine. I think it is very germane at this time that we discuss this matter and take action on it. I am not aware that at any time has our state undertaken a comprehensive study of its power needs and what would be the best way of meeting the needs. I think we have taken a very significant step in that direction by the authorization of the Congress of our country of the Dickey-Lincoln School project. I think this project, when it is realized, will be of tremendous importance to our State and will go a great distance in taking care of our power costs in the state.

As you know, the Dickey-Lincoln School project is primarily a peaking power project, and that type of power is a great essential to meet the basic power needs of our State. There is also the other area of power which has never been studied and that is the area of base power. Other factors, regardless of power needs, which need study is the transmission of power within our State. I do not think anyone can disagree with the fact that low cost electrical energy is one of the foremost elements when we talk about the develop-

ment and the progress of our State in the future. The matter of nuclear power, with regard to supplementing the need for power both in our state and outside of our area has come to the forefront in the last several years. It is a concept of power generation which I think really raises our imaginations and which leads us to believe it has great promise of things to come. I would say that we in Maine have looked upon the matter of nuclear energy as a very promising thing to meet some of our needs. I think we are all aware that there has been a variance between, I think the basic concepts of both of our political parties in the State as to how our needs can best be met by the private power industry here in Maine.

I am sure you are all aware that in the recent congressional battle over Dickey-Lincoln School that we advanced the concept that the authorization and construction of the Dickey-Lincoln School project was a much needed supplement to the type of power and the ways our private power companies were generating power in Maine. The position that the private power companies took was that atomic power was an alternative to the Dickey project. Fortunately, I believe, for the State of Maine the concept of the development of the Dickey project was that it was supplemental and would fulfill the needs of the State and would add to what our private power companies could provide in the matter of generation and transmission.

Now we have had other concepts since that time advanced on the State level which I feel have become important enough for our State to make a study and find out what our position should be with regard to the remainder of the question of development of power in the State of Maine, and that is the matter of base power and the matter of transmission.

There has been advanced in our legislative halls and outside of our legislative halls the concept

of a Maine Power Authority to place the State of Maine in the power generation and transmission business. I am sure you are also aware that there has been proposed, actually there has been formed, a Maine corporation to undertake consideration of a nuclear energy plant.

Now in advocating this study I do not stand here as carrying any brief for or against the people who have been sponsoring and promoting the concept of a Maine Power Authority, either in regard to past projects that were proposed or the ones we have been recently discussing, nor am I talking against the concept of a nuclear energy plant being built and operated by private industry, but I think it is time that the State of Maine undertake an independent and impartial study of what ought to be the direction of our State with regard to supplying its future needs, or a substantial part of base power and in the area of transmission. That is the reason, Mr. President and members of the Senate, why I present this order. I think in the long run it will be greatly beneficial to our state to have an impartial study to find out what the best course is for the people of the State to undertake in this direction.

Mr. HOFFSES of Knox: Mr. President, I would like to concur wholeheartedly with my good colleague from Aroostook, Senator Violette. This order, as you all know, specifies this proposed power project in Knox County. I was most pleased and gratified that the County of Knox, a very small county but one of the most beautiful in the State, was chosen for this particular project. We are on the coast, and I understand that there is a need for a very large amount of water for cooling purposes. We have that large amount of water along our coast in Knox County, and I can assure each and every one of you that, as for the temperature it is just about as cold as it can get and still flow, whether it

be January or July. I have given up all attempts to swim in it.

I certainly hope that the members of this senate will go along with the Joint Order. I believe that the private power companies are equally interested in having this impartial study. By having this impartial study, I think we can know what the answers are as well as the pros and cons in people's minds as to the feasibility of public vs. private power. I would ask and urge each of you to go along and to adopt this Joint Order. Thank you.

The Joint Order received passage and was sent forthwith for concurrence.

Non-concurrent Matter

Bill, "An Act Relating to a Compact for Education. (S. P. 666) (L. D. 1699)

In Senate, Jan. 24 — Passed to be engrossed.

In House, Jan. 25—Indefinitely postponed in non-concurrence.

In Senate, Jan. 26, voted to Insist.

In House, Jan. 28, Passed to be engrossed As Amended by House Amendment "A" (H-504) in non-concurrence.

In Senate, Jan. 28, receded and concurred.

Now comes from the House Indefinitely Postponed in non-concurrence with reconsideration motion lost.

Mr. HARDING of Aroostook; Mr. President, I move that this bill and all its accompanying papers be indefinitely postponed.

Mr. SNOW of Cumberland: Mr. President, I would ask that when the vote is taken it be taken by a division, and I would like to speak briefly to this matter, if I may.

The PRESIDENT: The Senator may.

Mr. SNOW: Mr. President and members of the Senate, the bill under consideration I discussed with you a few days ago calls for a National Compact for Education. I will repeat very briefly my reasons for believing it is a good bill.

It creates a body of all the fifty states and territories of the United States which would gather

data on the educational system of all the states, data which are not now gathered and consequently are not available to us for consideration in formulating our own educational policies. I think that it will be of value to us to have this information, regardless of our educational policy.

The second point I should like to stress, if I may, is that by banding together the several states the Compact will provide an other voice, if you will, the voice of the State, which, after all, has the largest share in public education, a voice which we hope will be able to guide the course of federal legislation in the area of education. I believe this is needed if we are to receive federal legislation of the greatest possible value to us.

Thirdly, I believe the compact would bring together education leaders in the Legislature, Governors of the several states, and the education leaders of the several states so that they could discuss among themselves the educational policies of their states and, hopefully, gain from such discussion.

I would like to see this body refuse the motion of the good Senator from Aroostook, Senator Harding, that we indefinitely postpone this. The Senate has acted twice previously in favor of it, and I would not like to think that we have changed our minds in this matter.

Mr. HARDING of Aroostook: Mr. President, it is not often that the Senator from Cumberland and myself are in disagreement on a matter, and of course we are not in disagreement on the merits of this particular program. This is a special session, however, and this is a new program which is being asked. Apparently in the other body there are some serious reservations about it. I think perhaps some of these people feel that this matter could be thoroughly discussed and it might be accepted in that body. However, this is a special session. You will note by your calendar that this matter has been considered four times in the House and three of those four

times it has failed. Now I am concerned about when we are going to get out of here, and if on each of these bills if we keep kicking them back and forth I don't know when we will get out. It seems to me that we have given this matter a fair shake, and there does not seem to me to be the necessary force in the other body to pass it. I hope you will go along with me on the motion which I have made so that soon we can conclude this special session. There are some matters which I think we will have to leave for the 103rd Legislature to take care of. We cannot hope to solve all of the problems of the State right here, and this is one of those matters that I think the 103rd would be able to take care of, and that is the basis of my motion.

Mr. SNOW of Cumberland: Members of the Senate: Very briefly, I have some reason to believe that the other body will agree with the wisdom of the Senate in favoring this measure initially, and if I did not think there was this possibility I would concur with Senator Harding.

The PRESIDENT: Does the Senator request a division?

Mr. SNOW: Yes.

The PRESIDENT: The motion before the Senate is the motion of the Senator from Aroostook, Senator Harding, that this bill and all accompanying papers be indefinitely postponed. A division has been requested. All those in favor of the motion to indefinitely postpone will please rise and remain standing until counted.

A division was had.

18 having voted in the affirmative and 13 in the negative, the motion to indefinitely postpone prevailed.

Joint Order

WHEREAS, the City of Gardiner has just earned a Distinguished Achievement Award in the 1965 National Cleanest Town Achievement Award Contest; and

WHEREAS, the presentation of the award will be made during a two-day National Cleanest Town

Conference in Washington, D. C., February 14-15, 1966; and

WHEREAS, the award is based on Gardiner's extensive clean-up, fix-up, paint-up campaign sponsored last spring by the Citizens' Advisory Committee; and

WHEREAS, Gardiner is believed the only Maine community recognized and one of only a limited number throughout the nation selected for this top award; now, therefore, be it

ORDERED, the Senate concurring, that the congratulations and best wishes of the Legislature of the State of Maine is extended to the officials and dedicated citizens of the City of Gardiner for their accomplishments in the way of community-wide effort to improve their city; and be it further

ORDERED, that engrossed copies of this joint order, signed by the Speaker of the House and the President of the Senate, be immediately transmitted by the Clerk of the House to the Mayor of the City of Gardiner. (H. P. 1301)

Presented by Mr. Hanson of Gardiner.

Comes from the House Read and passed.

In the Senate: Read and passed.

Conference Committee Report

The Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill, "An Act Appropriating Funds to Construct Bridge Across Molunkus Stream, Macwahoc Plantation, Aroostook County." (H. P. 1248) (L. D. 1743) report that they are unable to agree.

Comes from the House—Read and accepted.

In the Senate: Read and accepted.

Tabled Matter

The Chair laid before the Senate Tabled Item (H. P. 1288) (L. D. 1793) Bill, "An Act Relating to Insurance on State-Owned Property."

Tabled—February 1, 1966, by Senator Harding of Aroostook.

Pending—Motion by Senator Mendell of Cumberland that Bill

and Reports be Indefinitely Postponed.

Mr. HARDING of Aroostook: Mr. President, I rise to oppose the motion of Senator Mendell of Cumberland for indefinite postponement.

As you recall, at the last session we passed a bill of similar import which was vetoed by the Governor. An attempt has been made in this bill to change those things which he objected to, and an attempt has been made to clear this with all the people who would have an interest in it. I believe this bill came out of the State Government Committee with a unanimous "Ought to pass" report. The amendments in the New Draft which we are considering here are a compromise which was made, as I understand it, with the insurance industry, agents and other interested parties. The executive council has been made aware of this bill and I believe it meets with their approval. The Insurance Commissioner has also been contacted concerning this and the control we think is necessary on insurance matters will still primarily rest with him. This bill has received a bi-partisan effort.

I think I ought to call to the attention of the members of the Senate that we are interested, as everyone is, in saving the State money. This bill would save the State money because we can buy insurance more economically than we are now buying it. We have received criticism, and I think justly so, from the people by reason of the way that insurance is let out on a pork barrel basis, so to speak by the Executive Council. This is not a proper way for insurance to be let out, and if we can save the State money by putting insurance out to bid, in case that can be done, we would like to do it. The bill provides, however, that if we cannot put it out to bid or no one bids on it, then this board can negotiate contracts.

It seems to me that this is a good bill, and that we owe a responsibility to the people of the State of Maine to pass this bill, and it is for that reason that I oppose the motion of the Senator from Cumberland, Senator Men-

dell, and when the vote is taken I ask that it be taken by a division.

Mr. MENDELL of Cumberland: Mr. President, I do not rise to oppose my good friend, the Senator from Aroostook, Senator Harding, however, if this bill were to go through it would do away with the agency system.

Now I do not know what you know about the agency system in the insurance business, but I do know this: there are a lot of senators sitting here today who have gotten personal advice from agents throughout the State of Maine at no cost to them.

Now as far as parceling it out, I never believed in parceling insurance business out. There is a little statement you have to sign, and you put your name, your street number and your city on it, and you say, "I am in the insurance business and I want some of the State insurance business." Do not think that it gets to the problem of a petty thing.

Now, gentlemen of the Senate, I have been in the insurance business for eighteen years and I never saw anybody giving anything away for nothing. Now, if you want the corporations to have control of this bill, you can go ahead and pass it, but I am not of the opinion, and therefore I would urge a division on this vote.

The PRESIDENT: The motion before the Senate is the motion of the Senator from Cumberland, Senator Mendell, that this bill and all its accompanying papers be indefinitely postponed. A division has been requested. All those in favor of the motion to indefinitely postpone will please rise and remain standing until counted; those opposed.

A division was had.

4 having voted in the affirmative and 24 in the negative, the motion to indefinitely postpone did not prevail.

Mr. HARDING of Aroostook: Mr. President, I now move that we recede and concur.

Mr. MENDELL of Cumberland: Mr. President, I move that this be tabled until the next legislative day.

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

The PRESIDENT: A division has been requested on the tabling motion. All those in favor of the tabling motion will please rise and stand and remain standing until counted.

A division was had.

One having voted in the affirmative and thirty in the negative, the motion to table did not prevail.

Thereupon the Senate voted to recede and concur.

The Chair laid before the Senate Tabled Item (H. P. 1197) (L. D. 1665) Bill, "An Act to Authorize Bond Issue in Amount of \$4,800,000 for Construction of a Maine State Cultural Building."

Tabled — February 1, 1966, by Senator Snow of Cumberland.

Pending — Enactment.

Mr. SNOW of Cumberland: Mr. President, I move the pending question, which is enactment.

Mr. O'LEARY of Oxford: Mr. President, I suppose I will get the label of being an obstructionist or perhaps a conservative, even. I thought I was pretty liberal in my view, but apparently we are going to be liberal with the taxpayers' dollars. I have faith in only two of our department heads here in the State, one is Mr. Logan, in Education, and the other is Mr. Niran Bates in the Bureau of Public Improvements. These men are leaders and I would not question their honesty or integrity. However, I am concerned, because when here in the State of Maine we have need for additional space for an office building or any other building, it normally goes through the Bureau of Public Improvements. I am asked to come down here in this special session and in just two weeks have rammed and jammed down my throat a bond issue for \$4,800,000, which is \$1,400,000 short of their initial goal. I suggest to you that this is like negotiating: let's shoot for the moon and maybe we can get a piece of pie.

Now who is this building for? I would suggest to you it is for

those who are interested in culture, and I would suggest to you that they are less than two per cent of the population of the State of Maine. You say "an Archives Building." What does the potato farmer up here who is harvesting his potatoes think of it? What does a man putting a roll of paper on a re-winder think of it? What does the man in the fishing industry or the man making shoes think of it? You ask them what "Archives" are and they may think it is part of a salad.

This bill has been hastily drawn, and it is suggested that we go along with it. There has been nothing submitted to us whatsoever. We do not have a plan. It is a dream. I say it is nothing that cannot wait another eight months until the Legislature has had a full six months to think about it. I would suggest to you that our bonded indebtedness now stands at 154.9 million dollars, and I would suggest to you that Education has got its fair shake; we have given Senator Snow a lot of educational indebtedness through bond issues here in this session of the Legislature and the regular session of the Legislature, but he is determined.

Who is going to pay for this? It is the man who is working and contributing through the four per cent sales tax who is going to pay for it. I would suggest to you that for each penny of sales tax — you have to figure it at \$13 per penny per person per year. To benefit who? Those who are interested in culture. And for what? I think we have been more than generous with these people, and I would ask that when it comes to the enactment of this bill that you do not vote for it.

Mr. SNOW of Cumberland: Mr. President, I would like, briefly, if I may, to answer Senator O'Leary and to point out that this building will serve three vital needs of the State. The State currently has no facilities for proper storage of its archives and is one of the very few states in the Union which does not have these facilities. Not only are they necessary but proper storage facilities and

management facilities for them should, in the light of the experience of other states, save money.

The second need is for an expanded library. The services demanded of our State Library have tripled in the past thirteen or fourteen years. The staff which is needed to encourage this new service has more than doubled.

Senator O'Leary referred to the working man. I refuse to believe that there is anyone in the State of Maine, or if there is anyone that it does not apply to his children, who is not interested in encouraging the development of the State library system.

Thirdly, speaking about the museum, I think we all recognize that throughout the country and throughout the nation there has been an awakening of interest in museums, there has been an awakening of interest and intellectual curiosity. I think we must all recognize this need, and I think we must also all recognize that by combining these facilities in one package you are saving the taxpayers' money.

I ask that when the vote is taken it be taken by a division.

Mr. SHIRO of Kennebec: Mr. President, I would like to add my support to the enactment of this piece of legislation. I feel very strongly that it would be of great benefit, not only as a monument to the cultural and economic development of the State of Maine, but I think it would be of great benefit to the monument of the working man in this State. Senator O'Leary implies that the working man will not receive any benefit from a State Museum such as is proposed by this legislation. I think he is greatly mistaken, because primarily it will be the working man who makes up perhaps the greater portion of the population of the State of Maine, who will receive the benefit. As I stated, I think, previously on another occasion: I feel that we are fast becoming a nation of travelers and that we are becoming a nation of fast travelers, and that this particular project would become a focal point of historical

and cultural interest in this State. People from out-of-state who come here to visit come here to enjoy not only our great resources that we have, recreational resources, but also they like to observe the cultural and social background of the people in this State, and there will be no better occasion for them to do so than by being able to visit a structure as is proposed in this bill.

I would not make light of persons who are interested in culture in this State or in any other state. This is all part of the growing, improvement and development of our visitors and the citizens of our communities and the State as a whole. We all want our posterity to improve, and, in order to do so it is important they be acquainted with the culture which has gone before them. I think it would be a great error if we did not pass this bill as it stands. I think, as Senator Snow has stated, that it would be a saving if we enacted the legislation in the amount proposed, which is \$4,800,000, I think it would save the State in the future, and I think we should not put off this particular piece of legislation now hoping to save money now, because, as I also stated previously, I think it is inevitable that this type of structure will some day be built, and I think the time to build it is now. So I hope that when the vote is taken you will support the motion of Senator Snow and that you will enact this legislation.

Mr. MAXWELL of Franklin: Mr. President and ladies and gentlemen of the Senate: I rise to support my good friend, the Senator from Cumberland, Senator Snow. I want to commend him and his committee for the tremendous job they have done on this piece of legislation. This is not something they thought up overnight, it is something they spent many, many hours on. I would remind you too that this will finally go to the people. This is a bond issue and it will be voted on in referendum. If we do our duty and the people turn it down we cannot blame our-

selves for it. I am sure that this is something that the people of the State of Maine want, and I am sure it is something that they will almost unanimously support.

Mr. JUTRAS of York: Mr. President and ladies and gentlemen of the Senate: If nothing more than to establish an effective records management program so greatly needed by all echelons of government, at the federal level, the state level and the town and county level, this in itself is worthy of happening, so therefore I lend my support to the passage of this bill.

Mr. O'LEARY of Oxford: Mr. President, I have proven myself in the past not to be as articulate and as intelligent as some of my more learned colleagues in the Senate here, but there were two inferences made: one, that the people will have their opportunity to turn this down. I am not aware of any bond issue — and I have the Lewiston Daily Sun for February 1st before me, which quotes the figures by which these bond issues all went through. These were all worthy projects. The other inference was that I was casting some kind of an aspersion on those that believed in culture, the arts and sciences and such. This I do not intend. I think we have got to recognize that these are things that we need. However, like my grandfather told me when he said, "You should have been a lawyer — talk is cheap, and give out with all kinds of it."

This bill has been hastily put together, there is no basis for its presentation here at this special session, so therefore I am opposed to it.

Mr. STERN of Penobscot: Mr. President, I know that perhaps many of my good friends in the Senate do not believe me any more when I say, "This is my last speech." But you see this goes on and on. This is not going to be a speech. Believe it or not, I rise to support my good friend Senator O'Leary, only in one particular. We had a very full hearing before the committee, of which you all know I am Senate chair-

man, and people from all walks of life, people from every area attended. Of course we were convinced that this was a good bill and we passed it out unanimously. I want to support Senator O'Leary in that I did notice that the only ones perhaps that were not there were perhaps constituents of his area, so I do not think his constituents in his area are for this bill, so I am supporting him in that area alone.

Mr. SHIRO of Kennebec: Mr. President, since Senator O'Leary made a reference to attorneys, I would like to make a very brief remark just to point out how much things have changed since Senator O'Leary's grandfather's time. If he had been submitted recently an attorney's bill he would find out that talk is not so cheap as he thought.

Mr. MENDELL of Cumberland: Mr. President, as the chairman of most of the committees here in Maine this year, I found one problem, and that was that we should have one attorney attached to each committee. Now if you cannot find them you can find them sitting down there in the Attorney-General's office, but if we want to run these committees correctly then let's name an attorney for each one of these committees as an assistant.

Mr. O'LEARY of Oxford: Mr. President, one final point: I am convinced that when each and every one of us came down here two weeks ago we were committed to our constituents, who oppose each and every one of these items: the Highway building, the World's Fair building and this bond issue for the Archives building. I have changed my mind on one building, and that is the one we are going to have in Montreal. I support that now. At first I did not support it, but I have changed my mind. This I cannot support, and I am going to remain truthful to my constituents.

Mr. SMITH of Cumberland: Mr. President, I have been listening here for about ten minutes, and the thing that comes across my mind is emergency legislation. We are assembled here for emergency bills. We have heard from

our distinguished Senator from Kennebec, Senator Shiro and our distinguished Senator from Penobscot, Senator Stern. They are very brilliant men, but can they by-pass the word "emergency"? This is not an emergency bill and I would like to go along with the Senator from Oxford, Senator O'Leary, on the motion to indefinitely postpone.

The PRESIDENT: Does the Senator from Cumberland, Senator Smith, move that this bill be indefinitely postponed?

The pending question is enactment, and a vote by the yeas and nays has been requested. Does the Senator wish to move indefinite postponement of this bill?

Mr. SMITH: Mr. President, I move that we indefinitely postpone this bill and all its accompanying papers.

The PRESIDENT: The Senator from Cumberland, Senator Smith, moves that this bill and all its accompanying papers be indefinitely postponed.

Mr. O'LEARY of Oxford: Mr. President, I would hope that my good friend and colleague, the Senator from Cumberland would withdraw his motion and just vote against enactment.

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

Mr. SNOW of Cumberland: Mr. President, I move that when the vote is taken it be taken by a division.

The PRESIDENT: A division has been requested. All those in favor of the motion to indefinitely postpone will please rise and stand until counted.

Mr. MENDELL of Cumberland: Mr. President, I move that we stand in recess for five minutes.

Mr. HARDING of Aroostook: Mr. President, may I approach the rostrum?

The PRESIDENT: The Senator may.

(Conference at the rostrum)

Called to order by the President.

Mr. MENDELL of Cumberland, Mr. President, I would like to withdraw my motion to recess for five minutes.

The PRESIDENT: The Senator may.

The motion before the Senate is the motion to indefinitely postpone L. D. 1665. A division has been requested. All those in favor of the motion to indefinitely postpone will please rise and remain standing until counted.

Mr. SMITH of Cumberland: Mr. President, I would like to withdraw my motion to indefinitely postpone and vote on the enactment.

The PRESIDENT: The Senator may.

This being a bond issue, it requires for its passage the affirmative vote of two-thirds of the membership present. A vote by the yeas and nays has been requested. In order for the Chair to entertain the motion for the roll call the consent of one-fifth of the membership present is required. All those in favor of the vote being taken by the yeas and nays will please rise and remain standing until counted.

A division was had.

The PRESIDENT: Obviously more than one-fifth of the members present having arisen, the Secretary will call the roll. The pending question is enactment. A yea vote will be for enactment and a nay vote will be against enactment.

ROLL CALL

Yeas: Bernard, Boisvert, Brown, Cahill, Casey, Chisholm, Dunn, Duquette, Faloon, Girard, Harding, Hilton, Hoffses, Jacques, Jutras, Letourneau, Manuel, Maxwell, McDonald, Mendell, Reed, Shiro, Snow, Sproul, Stern, Violette, Willey.

Nays: Carter, Norris, O'Leary, Smith, Southard.

Absent: Glass, Moore.

The PRESIDENT: Twenty-seven having voted in the affirmative and five in the negative, two being absent, 27 being more than two-thirds of the membership present, this bond issue is passed to be enacted.

Enactors

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

Bill, "An Act to Prevent the Loss of Educational Subsidy in Certain Towns for the Year 1967." (S. P. 635) (L. D. 1616)

Bill, "An Act Establishing a State Commission on the Arts and the Humanities." (S. P. 667) (L. D. 1700)

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

Bill, "An Act Relating to Retirement of Certain Employees of the City of Bangor." (S. P. 651) (L. D. 1625)

Bill, "An Act Relating to Erection of Causeways, Docks, etc. in Great Ponds." (S. P. 717) (L. D. 1801)

Bill, "An Act Creating the Maine State Museum." (H. P. 1196) (L. D. 1664)

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

Bill, "An Act Establishing a Home Repair Financing Act." (H. P. 1292) (L. D. 1800)

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

Which bills not tabled were passed to be enacted.

Emergency

Bill, "An Act to Amend the Charter of the City of Ellsworth as to Nominations and Elections and to Amend the Charter of the City of Belfast as to Approval of Zoning Ordinances." (S. P. 613) (L. D. 1614)

Which bill having received the affirmative vote of 29 members was passed to be enacted.

**Additional Papers from the House
Non-concurrent matter**

Bill, "An Act Providing Funds for Municipal Building at Old Orchard Beach," (H. P. 1193) (L. D. 1661)

In House, Jan. 27, Passed to be Engrossed As Amended by Committee Amendment "A" (H-495)

In Senate, Jan. 27, Passed to be Engrossed As Amended by Committee Amendment "A" and by Senate Amendment "A" (S-415) in non-concurrence.

Comes from the House Passed to be Engrossed As Amended by Senate Amendment "A" only, in non-concurrence, (S-415)

On motion by Mr. Harding of Aroostook, the Senate voted to recede and concur.

The PRESIDENT: The Chair at this time would like to recognize in the back of the Senate Chamber the daughter of the Majority Leader in the other branch, Miss Gloria Levesque. She is a student at Husson College. We welcome you here this morning and hope that you enjoy and benefit from your stay here, and that you will leave with the feeling that the Senate is perhaps much better then at times your father has told you. (Applause)

Joint Order

ORDERED, the Senate concurring, that there is appropriated from the Legislative Appropriation, an additional sum of \$500 to the Special Legislative Recess Committee to Study the Impact of Seasonal Employment created by House Joint Order (H. P. 1163) during the regular session of the 102nd Legislature. Said appropriation is to defray the expenses of the committee in the continuation of its duties. (H. P. 1302)

Comes from the House read and passed.

In the Senate: Read and passed in concurrence.

Additional Enactors

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

Emergency

Bill, "An Act to Correct Errors and Inconsistencies in the Public Laws." (S. P. 695) (L. D. 1781)

Which bill having received the affirmative vote of 29 members was passed to be enacted.

Bond Issue

Bill, "An Act to Authorize General Fund Bond Issue in Amount of Two Million Nine Hundred and Fifty Thousand Dollars and to Appropriate Moneys for Construction, Extension and Improvement for Airports." (H. P. 1298) (L. D. 1804)

Which bill having received the affirmative vote of 28 members was passed to be enacted.

The PRESIDENT: The Chair at this time would like to put before the Senate Tabled and Especially Assigned Item on Page 3 of today's calendar.

(S. P. 724) JOINT ORDER — Relative to Nuclear Power Study Committee. (Presented by Senator O'Leary of Oxford.)

WHEREAS, the Congress of the United States of America recognizes the need for cheaper electrical power in the State of Maine, and in the other New England States; and

WHEREAS, the Congress has approved the Dickey-Lincoln School site for the construction of a Federal Power Project designed to bring cheaper power to the area; and

WHEREAS, the private power utilities of New England have opposed this project and are expected to oppose any appropriation being made by the Congress to complete it; and

WHEREAS, the private power utilities of Maine have announced plans to build a \$100,000,000 nuclear power plant in the State; and

WHEREAS, there is speculation among the citizens of this State as to the intent of the private power utilities in proposing the construction of such a nuclear plant; and

WHEREAS, the question has been raised in the Congress of the United States as to the effect of the construction and operation of such power plants upon the public health, safety and welfare resulting from possible air and water pollution; now, therefore, be it

ORDERED, the House concurring, that the Joint Interim

Committee on Natural Resources is directed to study the feasibility of construction and operation of privately owned nuclear power plants in Maine with reference to possible risks to public health which may result from contamination of the air and waters of the State; and be it further

ORDERED, that the Committee report the results of its study to the 103rd Legislature; and be it further

ORDERED, that there is appropriated to the Committee from the Legislative Appropriation the sum of \$5,000 to carry out the purposes of this Order.

Tabled — January 31, 1966 by Senator Harding of Aroostook.

Pending — Final Passage.

Mr. O'LEARY of Oxford: Mr. President and Members of the Senate: I am well aware of the order that was passed here this afternoon. I believe it has more merit than the order I have introduced. Perhaps my order "hits them in the guts" but, I think this study will do the same thing. I now wish to withdraw my order.

The PRESIDENT: The Senator may.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table H. P. 1220, L. D. 1688, Bill, "An Act Appropriating Additional Funds for Alcoholism Services."

On further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table S. P. 665, L. D. 1698, Bill "An Act Authorizing the Municipalities of Bremen, Bristol, Damariscotta, Jefferson, Newcastle, Nobleboro and South Bristol to Form a School Administrative District;" and the same Senator moved the pending question.

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

Twenty-seven having voted in the affirmative and none op-

posed, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table S. P. 674, L. D. 1712, Bill, "An Act Relating to Operation of Homemaker Service by Department of Health and Welfare."

On further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table S. P. 684, L. D. 1722, Bill, "An Act Appropriating Funds for the Completion of the Zoology Building at the University of Maine."

On further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table H. P. 1237, L. D. 1732, Bill "An Act Appropriating Funds for Additional Personnel in the Elections Division of the Office of Secretary of State;" and the same Senator moved the pending question.

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

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

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table H. P. 1241, L. D. 1736, Bill "An Act to Implement the State Technical Services Act."

On further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table H. P. 1263, L. D. 1758, Bill "An Act Appropriating Funds for Eye Care and Special Services Division, Department of Health

and Welfare;" and the same Senator moved the pending question.

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

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

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table H. P. 1265, L. D. 1760, Resolve Providing Funds for Reimbursement of Fire Cost and for Estimated Fire Costs; and the same Senator moved the pending question.

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

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

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table S. P. 696, L. D. 1780, Bill "An Act to Authorize Bond Issue in Amount of One Million Five Hundred Thousand Dollars to Develop the Maximum Wilderness Character of the Allagash Waterway;" and the same Senator moved the pending question.

This being a Bond Issue a division of the Senate was had.

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

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table H. P. 1279, L. D. 1785, Bill "An Act Appropriating Moneys for Salary Increases for Maine Maritime Academy Personnel;" and the same Senator moved the pending question.

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

Twenty-nine having voted in the affirmative and none opposed; this bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table H. P. 1281, L. D. 1787, Bill "An Act Appropriating Moneys for Reconstruction of Dismukes Hall, Maine Maritime Academy;" and the same Senator moved the pending question.

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

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

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table S. P. 714, L. D. 1796, Bill "An Act Creating the Allagash Wilderness Waterway."

The PRESIDENT: The Chair at this time will ask the Sergeant-at-Arms to escort the Senator from Aroostook, Senator Violette, to the rostrum to act as President pro tem.

Thereupon, the Senator from Aroostook, Senator Violette was escorted to the rostrum by the Sergeant-at-Arms amid the applause of the Senate.

Mr. DUQUETTE of York: Mr. President, I move enactment.

Thereupon, the bill was passed to be enacted.

The PRESIDENT pro tem: The Sergeant-at-Arms will escort the President to the rostrum.

Thereupon, President Reed was escorted to the rostrum by the Sergeant-at-Arms, President pro tem Violette retiring amid the applause of the Senate.

The PRESIDENT: The Chair would like to thank the Senator from Aroostook, Senator Violette, for acting as Speaker pro tem. I only would like to say that I know a lot of work went into this particular piece of legislation.

Mr. Violette of Aroostook was granted unanimous consent to address the Senate.

Mr. VIOLETTE of Aroostook: Mr. President and Members of the Senate: I would like to say I think in the eyes of most people in this Legislature this is probably a historic piece of legislation. I would just like to say for myself

that it is a tremendous pleasure to have been selected and having acted as chairman of the committee which considered this legislation and drew up the proposal that produced the legislation which you have now enacted. I consider myself as having been the voice of the Legislature along with the other members of our committee. The three other members of the committee in the Senate are Senator Maxwell, Senator Boisvert, and not here, Senator Moore of Washington. I am extremely thankful for the cooperation of the senators and also the other members in the House and the committee for the passage of this legislation. It has been a tremendous pleasure to me that this bill received passage and was enacted today.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table S. P. 676, L. D. 1714, Bill "An Act Appropriating Funds for Increased Staff at the Bangor State Hospital;" and the same Senator moved the pending question.

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

Thirty-one having voted in the affirmative and none opposed, this bill was passed to be enacted.

On motion of Mr. Harding of Aroostook,

Recessed until the sound of the gong.

After Recess

Called to Order by the President.

Additional Papers from the House Non-concurrent matter:

Bill, "An Act Relating to Tax on Harness and Running Horse Racing." (H. P. 1249) (L. D. 1744)

In House, Jan. 27, Passed to be Engrossed.

In Senate, Feb. 1, Passed to be Engrossed as amended by Senate Amendment "A" (S-426) in non-concurrence.

Comes from the House Passed to be Engrossed as amended by Senate Amendment "A" and by

House Amendment "A" (H-513) in non-concurrence.

On motion by Mr. Harding of Aroostook, the senate voted to recede and concur.

Bill, "An Act Appropriating Funds for State of Maine's Participation in the 1967 World Exhibition in Canada." (H. P. 1207) (L. D. 1675)

In House, Jan. 28, Passed to be Engrossed as amended by Committee Amendment "A" (H-502)

In Senate, Feb. 1, Passed to be Engrossed as amended by Committee Amendment "A" (H-502) and by Senate Amendment "A" in Non-concurrence. (S-430)

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

House Conferees:

KATZ of Augusta
BISHOP of Presque Isle
COTE of Lewiston

On motion by Mr. Harding of Aroostook, the Senate voted to insist and join in a Committee of Conference, and the President appointed the following senators as members of the Committee of Conference in behalf of the Senate:

BOISVERT
 of Androscoggin
O'LEARY of Oxford
MANUEL of Aroostook

Committee of Conference Report

The Committee of Conference on Bill, "An Act for Licensing Private Detectives and Watch, Guard and Patrol Agencies." (S. P. 675) (L. D. 1713) report that they are Unable to Agree.

Comes from the House Report Rejected and a Second Committee of Conference Requested.

House Conferees:

BISHOP of Presque Isle
DANTON
 of Old Orchard Beach
LIBHART of Brewer

Mr. JACQUES of Lewiston: Mr. President, I move we accept the report of the conferees.

Mr. Manuel of Aroostook requested a division. A division was had. Fifteen having voted in the affirmative and thirteen in

the negative, the motion to accept the report of the conferees prevailed.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table H. P. 1294, L. D. 1803, Bill "An Act Appropriating Funds for Capital Improvement at Portland Municipal Airport;" and the same Senator moved the pending question.

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

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

On motion by Mr. Harding of Aroostook,

Recessed until the sound of the gong.

After Recess

Called to order by the President.

Mr. STERN of Penobscot: Mr. President, may I inquire if S. P. 695, L. D. 1781, Bill, "An Act to correct Errors and Inconsistencies in the Public Laws" is in the possession of the Senate?

The PRESIDENT: The Chair would answer that it is, having been requested by the Senator.

Mr. STERN: Mr. President, I move that we reconsider our action whereby we passed this bill to be enacted, and I would like to speak briefly.

Mr. President, the reason I am making this motion — you see perhaps my brother Senators will enjoy my confession or admission, because we lawyers sometimes make mistakes, and when we do we make beaults. We made a beautiful mistake in Judiciary. After we had given the Supreme Court certain rights in the matter of court procedure and rules, this particular bill that we enacted, giving the lawyers the right to conduct voir dire, that is the right to ask various questions of jurors, we passed that without asking the judges anything about it, and at the time we felt it was a pretty good idea. Since then it has come

to our attention forcibly that we are undoing all the good that we have previously done by letting the judges conduct the procedure. Now that we know we have made a mistake — and I am the first one to admit it and I am trying to correct it — I hope you gentlemen of the Senate may go along. It may not be serious so far as you are concerned but it is darned serious so far as I am concerned.

Now I hope, with this brief explanation, that you will go along with the motion and the amendment that I will propose to the President, to try, in effect, to kill that amendment we put on which takes away the powers of the Supreme Court that we have previously given to them. It is a little confusing, but don't try to think too much about it. This may be a personal matter, but if you can go along with us I will appreciate it. Aside from the legality of it, you know I need your help seriously, and I would like to have it.

So, Mr. President, I move that we reconsider our action whereby we passed this bill to be enacted.

The motion to reconsider prevailed. On further motion by the same Senator, the Senate voted to reconsider its action whereby the bill was passed to be engrossed. The same Senator presented Senate Amendment "B" and moved its adoption.

Senate Amendment "B" was read by the Secretary.

Mr. SHIRO of Kennebec: Mr. President, I just want to go on record as wishing to support the motion of Senator Stern. I think he would not have made this motion without a great deal of thought on this particular matter, and I do think, on behalf of the attorneys in the Senate, that we really do need a lot of help in regard to this matter.

Mr. HARDING of Aroostook: Mr. President, I wish to rise in support of this motion by the Senator from Penobscot, Senator Stern, and I want to say that the fact I do support it has nothing to do with the fact that the Chief Justice has just been talking with me about this.

Mr. VIOLETTE of Aroostook: Mr. President, being the sole Senate member of the Judiciary Committee who signed the minority report objecting to the amendment which my good friend, Senator Stern, is now pleading that the Senate retire, I wholeheartedly support his motion.

Mr. GLASS of Waldo: Mr. President, maybe I should make it complete, and I rise with some fear and trepidation, but, nevertheless, I rise in favor of the amendment of the good Senator from Penobscot, Senator Stern, and would hope that the Senate would adopt his amendment.

Mr. CAHILL of Somerset: Mr. President, in view of the fact that all the legal minds here agree on this thing, I think there has been some finagling going on, and I don't know but we should oppose this amendment.

The PRESIDENT: Does the Senator move indefinite postponement?

The Chair recognizes the Senator from Penobscot, Senator Stern.

Mr. STERN: Mr. President, the Senator from Somerset, Senator Cahill, is just fooling around. Please, fellows, this is a personal favor!

Thereupon Senate Amendment "B" was adopted and the bill as amended was passed to be engrossed in non-concurrence. Sent down for concurrence.

Mr. Jacques of Androscoggin: Mr. President, is the Senate in possession of L. D. 1715.

The PRESIDENT: The Chair would inform the Senator that the Senate is, having been requested by the Senator.

Mr. JACQUES of Androscoggin: Mr. President, I move we reconsider our action whereby we accept the report of the conferees. I would hope the Senate would vote against my motion.

The PRESIDENT: Is it the pleasure of the Senate that we reconsider our action whereby we accepted the report of the conferees which was "unable to agree," on Bill "An Act for Li-

censing Private Detectives and Watch, Guard and Patrol Agencies." A division has been requested. All those in favor of the motion will please rise and remain standing until counted.

A division was had.

No Senators having voted for the motion and twenty-seven Senators having voted in the negative, the motion to reconsider failed.

Additional Papers from the House Divided Report

The Majority of the Committee on State Government on Bill, "An Act Creating a Senatorial Apportionment Commission. (H. P. 1300) (L. D. 1806) reported that the same Ought to pass.

(Signed) Senators:

STERN of Penobscot
MAXWELL of Franklin

Representatives:

STARBIRD of Kingman
DOSTIE of Lewiston
EDWARDS of Portland
MARTIN of Eagle Lake

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

(Signed) Senator:

WILLEY of Hancock

Representatives:

BERRY of Cape Elizabeth
KATZ of Augusta
LIBHART of Brewer

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

Mr. HARDING of Aroostook: Mr. President, I move that we accept the majority "Ought to Pass" report.

Mr. BROWN of Hancock: Mr. President, I feel this bill is loosely drawn and will not accomplish anything but confusion in the next legislature. It appears from the bill that there will be only one legislator back next session from this committee. I am also wondering if the various colleges involved will make the appoint-

ments, concerning all the circumstances. I also wonder if the committee can meet before the people can vote if they want to reapportion. For these and many other reasons, Mr. President, I move the indefinite postponement of this bill.

Mr. HARDING of Aroostook: Mr. President, when the vote is taken I ask for a division, and I would like to speak briefly to the matter, if I may.

The PRESIDENT: The Senator may.

Mr. HARDING: You will recall that a few days ago I asked for your support for this Senate reapportionment bill, and I think it is to the credit of both the majority and the minority party that it was passed.

The purpose of this bill is not to tell the legislature what it can or cannot do. It is recognized that the 103rd Legislature, if this constitutional amendment is passed, will be the ones that will decide about the actual reapportionment of the State Senate. All that this committee is intended to do, however, is to draw up information and to have supporting information as to how best and most accurately these districts should be set up. Now the 103rd Legislature can either take this advice or they can ignore it. I do not care whether it is a Republican Legislature next time or a Democratic Legislature, it does not matter. It is not going to hurt them a bit to take some advice on this very important matter. So I would hope that you would vote against the motion of my colleague, the Senator from Hancock, Senator Brown for indefinite postponement.

Mr. GLASS of Waldo: Mr. President, I rise in support of the motion of the Senator from Hancock, Senator Brown. I think this bill is a usurpation, if I can use the term, of our prerogatives in the 103rd Legislature. This is a bill that, by the cooperation of the majority and minority parties,

was passed—to paraphrase, if I may, what the good Senator from Aroostook has said earlier, through the cooperation of the majority and minority parties this bill was passed into law, and it remains to be seen in November what the public will do, and whether or not the electorate will accept or reject this bill. I think it is premature at this point to pass into law the bill that we are presently considering, and, assuming for the moment but not deciding that the public should accept and vote in favor of the reapportionment bill, the committee will have but one month in which to make their decisions and their recommendations. I think it is premature and I think it is an attempt to usurp the prerogatives of the 103rd Legislature, and for that reason I would hope that we would vote to indefinitely postpone this bill.

Mr. STERN of Penobscot: Mr. President, I would like to support the motion of Senator Harding, but I would like to briefly say that I cannot understand the minority party's objection to what we are trying to do. We have a similar situation in law. We bring a bill in equity before the court, the judge. The judge has a right to have an advisory opinion from the jury. He can listen to them, he can take their recommendations, but he has the last say, he has the right to determine the issue after listening to whatever advice he gets from the jury. In this same situation, I am sure that the minority party should welcome the opportunity to be given some help from experts. It may help them. If it does not, there is no harm done because the 103rd Legislature stands in the same position as the judge and will have the final say. I think they should welcome the opportunity to have this commission render their opinion. Therefore, I support Senator Harding's motion.

Mr. HOFFSES of Knox: Mr. President, I am a bit handicapped to speak before this august body here this afternoon. I have been nursing a cold for some three or

four days and probably my voice will bear me out.

I feel very humble before this body, as the lone Republican on this committee, that you have so overwhelmingly supported my bill to reapportion the Senate. So, under those extreme difficulties, I hope that you will forgive any errors that I may make.

I heard some of the discussion down in that august body at the other end of the hall. They made reference to a member, I believe, as being the only one who would return to these halls for the 103rd Legislature. Now I have heard here this evening that same remark. I wish that someone who has the magic hat would enlighten me as to who this very distinguished individual must be. I am not able to foresee at this time who this particular party of this proposed committee could be. I will not elaborate upon any of those who are named. I think we are all aware that some of them are running for high office.

I will agree with my colleague, the Senator from Waldo. I believe that we are premature. We are assuming that the electorate of this State are going to vote in favor of this constitutional amendment. Now there is going to be a lot of water go over the dam between now and next November. There is legislation before our United States congress which, if enacted, could very definitely alter the entire picture, not only in this State but in a great many others. We, I realize, are concerned only with this particular state.

As the good Senator from Waldo has stated, the time which the commission will have to operate is very limited. Everyone seems to anticipate a very prosperous year in 1966; everyone's pockets will be full of money, and, with the Christmas season coming on, everyone will want to be out in the shops spending that money.

Now, just to revert from that procedure, I think perhaps that with the price tag that has been placed upon this of \$2,000, and with such a limited time in which to study this proposal, that per-

haps the majority party here, in the interests of economy, would prefer to amend this bill by eliminating the \$2,000 price tag on it. I hope that you will go along with the Senator from Hancock in the motion to indefinitely postpone.

Mr. HARDING of Aroostook: Mr. President, I am rather surprised at the remarks of the Senator from Knox, Senator Hoffses, to have the courage and the wisdom all alone to present this constitutional amendment and to see that it was passed at this session of the legislature, the fact that he should now entertain the slightest doubt that it would be approved by the voters of this State comes as a surprise to me. I am sure that it is going to be passed, because, with the wholehearted endorsement which I know that the Senator from Knox, Senator Hoffses, will give this, and his other Republican colleagues will give it, and with the wholehearted support of the Democratic party, I feel there is a very minimal risk that this constitutional amendment is not going to pass.

I will only briefly mention what my other brothers have mentioned: if you can't find an argument against a bill, a real valid one, you say "I doubt its legality, it is loosely drawn and I think it is premature." You have heard all these legal arguments before, and I hope you will disregard them in this case as you have in all the other cases that have come before you and that you will vote against the motion to indefinitely postpone this bill.

Mr. HOFFSES of Knox: Mr. President, if I may I would like to direct these very brief words to the majority floor leader: Senator Harding, I am overwhelmed, I am speechless.

Mrs. SPROUL of Lincoln: Mr. President, I am a little bit reluctant amongst such fine oratory to make any statement at all, but since the County of Lincoln, which is termed "my County" is one of those which will be divided, I believe that I have the right to talk. On one side there is the ocean, and there are three other sides, and, for the life of me, I cannot

tell which is the best direction for the County of Lincoln to look to for its 39,000, and I do not see how this proposed commission is going to decide it either, and having been now two terms in the Senate and one in the House, and having learned to at least get along with politicians of both parties, I would certainly prefer to have these counties reapportioned in the next legislature, and I say this whether they be Democratic or Republican. I certainly support the motion of the Senator from Hancock.

The PRESIDENT: The motion before the Senate is the motion of the Senator from Hancock, Senator Brown, that this bill and all accompanying papers be indefinitely postponed. A division has been requested. All those in favor of the motion to indefinitely postpone will please rise and remain standing until counted; those opposed.

A division was had.

7 having voted in the affirmative and 22 in the negative, the motion to indefinitely postpone did not prevail. Thereupon the Majority "Ought to pass" report of the committee was accepted and the bill was given its first and second readings and passed to be engrossed in concurrence.

Enactors

Emergency

Bill, "An Act relating to Contributions of State Police to State Retirement System." (S. P. 608) (L. D. 1618)

Having received the affirmative vote of twenty-eight members, passed to be enacted.

Emergency

Bill, "An Act Increasing the Number of Official Court Reporters." (S. P. 654) (L. D. 1610)

(Reported by the Committee on Engrossed Bills as truly and strictly engrossed)

Having received the affirmative vote of twenty-eight members, passed to be enacted.

Bill, "An Act to Liberalize Credit for Out-of-State Service under State Retirement Law." (S. P. 609) (L. D. 1611)

Bill, "An Act Increasing the Salaries of State Auditor and Attorney General." (S. P. 611) (L. D. 1635)

Bill, "An Act Increasing the Membership of the Industrial Accident Commission." (S. P. 619) (L. D. 1612)

Bill, "An Act Providing Funds for Municipal Building at Old Orchard Beach." (H. P. 1193) (L. D. 1661)

Bill, "An Act Relating to the Salary of the Commissioner of Education." (H. P. 1199) (L. D. 1667)

Bill, "An Act for Shrinkage Allowance on Motor Fuel for Service Stations." (H. P. 1218) (L. D. 1686)

Bill, "An Act Re-defining Aid for Public Assistance Purposes." (H. P. 1229) (L. D. 1724)

Bill, "An Act Creating a Third Assistant County Attorney for Cumberland County." (H. P. 1240) (L. D. 1735)

Bill, "An Act to Establish the Office of Federal-State Coordinator." (H. P. 1270) (L. D. 1765)

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

Bill, "An Act Relating to Limited Electrician's Licenses and Funds for State Electrical Inspection." (H. P. 1277) (L. D. 1784)

Come from the House Passed to be Enacted.

Which bills were passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table H. P. 1204, L. D. 1672, Bill, "An Act Appropriating Moneys to Carry Out Duties of the Legislative Research Committee" and the same Senator moved the pending question.

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

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

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table S. P. 673, L. D. 1711, Bill,

"An Act Relating to Credit for Military Service Under State Retirement Law."

On further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table H. P. 1266, L. D. 1761, Resolve Appropriating Funds for Construction a Day School for the Mentally Retired in Northern Maine.

On further motion by the same Senator, the Resolve was finally passed.

Order Out of Order

Senator Cahill of Somerset presented the following order out of order and under suspension of the rules and moved its passage:

WHEREAS, our Republican principles and institutions are rooted in the usages, customs and traditions of parliamentary law, and

WHEREAS, if such systems as the honorable Senate and House of Representatives of the State of Maine are in relative motion it is impossible for the members in either system to learn anything more about the other than the fact that there is relative motion and

WHEREAS, such movements between the branches of the legislature present the most unusual forces which combine to take their toll of the productive elements sailing through from either House, and

WHEREAS, amid the wild acclaim of the members of both branches of the House weighed anchor on the S.S. William F. Beane as presenting the most forthright and appropriate means for approaching Canada from the State of Maine, and

WHEREAS, the possibilities which were extolled beyond the criteria ever before requisite to insure safe passage through both bodies and describe conditions which augur well for safe passage.

Now therefore be it ordered, the House concurring, that in view

of the tragic loss of the S.S. Schooner, William F. Beane that the Maine Maritime Academy, as an observance of the law, shall henceforth each year conduct a ceremony at which a reef will be topped on the outgoing tide to commemorate the first vessel in the State of Maine which was torpedoed before the keel was laid.

The PRESIDENT: Is it the pleasure of the Senate that the order receive passage?

On motion by Mr. Harding of Aroostook, the order was tabled until the next legislative day.

On motion by Mr. Harding of Aroostook, Adjourned until 9:30 tomorrow morning.