

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Third
Legislature*

OF THE

STATE OF MAINE

1967

KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Friday, April 14, 1967

The House met according to adjournment and was called to order by the Speaker.

Prayer by the Rev. Mr. Donald Lozier of Augusta.

The journal of yesterday was read and approved.

Papers from the Senate Reports of Committees Leave to Withdraw

Report of the Committee on Judiciary on Bill "An Act Directing Review of Probate Laws and Method of Choosing Judges and Registers of Probate" (S. P. 216) (L. D. 479) reporting Leave to Withdraw.

Report of same Committee reporting same on Resolve Authorizing Willard F. Libby to Sue the State of Maine (S. P. 268) (L. D. 649)

Came from the Senate read and accepted.

In the House, Reports were read and accepted in concurrence.

Ought Not to Pass

Report of the Committee on Judiciary reporting "Ought not to pass" on Bill "An Act relating to False Identification of Minors under Liquor Law" (S. P. 178) (L. D. 368)

Report of the Committee on Taxation reporting same on Bill "An Act relating to Use of Portion of Dog Tax Funds" (S. P. 484) (L. D. 1205)

Came from the Senate read and accepted.

In the House, the Reports were read and accepted in concurrence.

Ought to Pass in New Draft

Report of the Committee on Appropriations and Financial Affairs on Bill "An Act to Appropriate Moneys for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1968 and June 30, 1969" (S. P. 67) (L. D. 70) reporting same in a new draft (S. P. 597) (L. D. 1575) under same title and that it "Ought to pass"

Came from the Senate with the Report read and accepted and the New Draft passed to be engrossed.

In the House, the Report was read.

The SPEAKER: The Chair recognizes the gentleman from Perham, Mr. Bragdon:

Mr. BRAGDON: Mr. Speaker and Members of the House: Since this document does contain a substantial amount of money, somewhat in excess of \$200,000,000, I think it might be appropriate at this time if I might make a few comments relative to this Legislative Document 1575 which is now before you. Of necessity, this document is a child of compromise. Of course, compromise makes none of the parties involved completely happy, but possibly makes more people less unhappy. This document is a combination of L. D. 70 and L. D. 157, the Governor's Current Services and Supplemental Budgets. It contains the working capital of all departments of State Government for the next two years, the state colleges and the vocational institutions in the State. It contains recommendations of the departments who execute the wishes of the Legislature. Obviously, it contains suggestions and recommendations of the Executive and the Budget Office. It contains recommendations of the Leadership in this Legislature, the Legislative Finance Office, and, of course, it contains some of the handiwork of your Appropriations Committee.

You will note that in combining the two documents, L. D. 70 and L. D. 157, we have placed in Section A of this document, those items which in our opinion were the result of actions of previous Legislatures. Section B is made up of new programs. We did transfer from the Governor's Supplemental to Section A certain items, which in our opinion, properly fell in the category of Current Services or items which were the result of actions of previous Legislatures. I call your attention to two items in particular. You will notice that the Governor in his recommended budgets made no provision for payment of construction aid to the municipalities. Accordingly, we in-

served an item of \$2 million to take care of the construction aid due to the municipalities in the first year of the coming biennium, which was in neither of the Governor's recommended budgets.

Provision to provide further reimbursement to these municipalities will have to be made in other documents. Also you will note that we transferred \$15 million plus, a portion of the General Purpose Aid due school departments, from the Governor's Supplemental to Section A of this document, feeling that this money definitely fell within the Current Services category.

I will not, at this time, attempt to comment on any other changes which your Committee made. This document is now before you. If there are questions, we will do our best to answer them. If amendments are offered, we will hope that you will give us opportunity to give them careful consideration before the Appropriations Committee. And so, ladies and gentlemen, this is now in your hands. Let me further comment that it has the unanimous endorsement of your Appropriations Committee.

This endorsement does not mean that this document is perfect. We of the Appropriations Committee felt obliged to bring forth a vehicle for your consideration. I repeat, the Appropriations Committee will carefully evaluate any suggestions to amend and improve L. D. 1575.

Now, Mr. Speaker, I move the acceptance of the unanimous report of the Appropriations Committee in concurrence with the Senate action. Before you put this motion to a vote, Mr. Speaker, I have had one question with regard to this document which I will attempt to answer at this time. The question is: Why did the Appropriations Committee not put in this document an amount to provide for the interest and retirement on Bond Issues which will be passed by this session of the Legislature?

Obviously, the Governor did do this in his Supplemental, but he was in a somewhat different position than we were on the Com-

mittee. He had made recommendations as to the amount of Bond Issues which he felt justified and obviously the amount he put in his budget was sufficient to take care of the interest on approximately \$40,000,000 which he recommended for the next two years. The amount he recommended, I believe, was \$1,200,000. The Appropriations Committee felt that they were not in any position to estimate at this time the number of Bond Issues or the amount which might be passed by this session of the Legislature and so for this reason, they did not attempt to estimate an amount to provide for the interest and retirement of the same. Of course, when this amount is known, an amount sufficient to provide for their retirement will have to be provided. Thank you.

Thereupon, the Report was accepted in concurrence, the New Draft read twice and assigned the next legislative day.

Ought to Pass

Report of the Committee on State Government reporting "Ought to pass" on Bill "An Act Creating a Capitol Planning Commission" (S. P. 520) (L. D. 1340)

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed.

In the House, the Report was read and accepted in concurrence, the Bill read twice and assigned the next legislative day.

Ought to Pass with Committee Amendment

Report of the Committee on Appropriations and Financial Affairs on Bill "An Act relating to Clerical Assistance for Clerks of the Law Court" (S. P. 524) (L. D. 1360) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "A".

In the House, the Report was read and accepted in concurrence and the Bill read twice. Committee Amendment "A" was read by the Clerk and adopted in con-

currence and the Bill assigned for third reading the next legislative day.

Ought to Pass in New Draft

Report of the Committee on State Government on Bill "An Act relating to Reimbursement of Daily Travel Expenses in Lieu of Housing Expenses for Legislators" (S. P. 168) (L. D. 339) reporting same in a new draft (S. P. 586) (L. D. 1551) under title of "An Act relating to Housing and Meal Expenses for Legislators" and that it "Ought to pass"

Came from the Senate with the Report read and accepted and the New Draft recommitted to the Committee on State Government.

In the House: Report was read and accepted in concurrence, the New Draft read twice and assigned the next legislative day.

Ought to Pass with Committee Amendment Tabled and Assigned

Report of the Committee on Natural Resources on Bill "An Act relating to Membership of State Soil and Water Conservation Committee" (S. P. 50) (L. D. 40) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Came from the Senate with the Report read and accepted and the Bill indefinitely postponed.

In the House: Report was read. (On motion of Mr. Benson of Southwest Harbor, tabled pending acceptance of Report and specially assigned for Tuesday, April 18.)

From the Senate: The following Order:

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, April 18, at ten o'clock in the morning. (S. P. 601)

Came from the Senate read and passed.

In the House, the Order was read and passed in concurrence.

Orders

The SPEAKER: Is there objection to considering an enactor out of order? The chair hears none, the Clerk will read the enactor.

Emergency Measure

An Act relating to School Administrative District No. 60 and the Formation of a New District Among the Towns of Berwick, Lebanon and North Berwick (H. P. 1098) (L. D. 1564)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken. 129 voted in favor of same and 0 against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

By unanimous consent, ordered sent forthwith.

On motion of Mr. Ross of Bath, it was

ORDERED, that Mr. Bunker of Gouldsboro be excused from attendance for the duration of his illness.

House Reports of Committees Ought Not to Pass

Mr. Burnham from the Committee on Highways reported "Ought not to pass" on Resolve relating to Resurfacing Smyrna Street in Houlton (H. P. 834) (L. D. 1242)

Same gentleman from same Committee reported same on Bill "An Act Increasing Reimbursement to Towns for Snow Removal" (H. P. 891) (L. D. 1305)

Reports were read and accepted and sent up for concurrence.

Mr. Crockett from the Committee on Highways reported "Ought not to pass" on Bill "An Act in Favor of Highway Construction in the Town of Windsor" (H. P. 993) (L. D. 1455)

Report was read.

The SPEAKER: The Chair recognizes the gentleman from China, Mr. Farrington.

Mr. FARRINGTON: Mr. Speaker, Ladies and Gentlemen of the House: I rise briefly this morning to explain three Resolves which are on this morning's calendar—one now before the House, two others following. They are Resolves within the town, for the towns that I represent.

I simply at this time would like to point out to the House that we have a serious problem in short, incomplete pieces of highway which many times run for thirty or forty miles of hard surface and all of a sudden we come upon half to three-quarters or a mile of dirt road.

This is a situation we're confronted with in these three resolves. We're well aware of the provisions by which these towns have reconstructed their highways for the last ten years. I do think that it's an obligation of this Legislature or certainly some future Legislature to cope with this problem because as a result of the application, as is true in many cases of such legislation, time has done well in this program. However, these particular problems are something we must face because a small piece of highway next to a town that actually has no great use for this piece of highway, but adjacent areas which have no control whatsoever about the building, have to pass over this highway, and we find this to be true in the town of Windsor, the town of Vassalboro, and the town of China. It's always been the practice of the State to want to have these construction programs in the areas where the State maintains the highway. This is very well understood. These dirt roads are extremely expensive to maintain, but I just want to leave my last words with you and I'll stand with bowed head in silence while these three fine resolves go down the drain, but I wanted the House to realize this problem. Thank you very much.

Thereupon, the Report was accepted and sent up for concurrence.

Mr. Dudley from the Committee on Highways reported "Ought not to pass" on Bill "An Act in favor of Highway Construction in the Town of Vassalboro" (H. P. 991) (L. D. 1453)

Mr. McNally from same Committee reported same on Bill "An Act relating to Winter Maintenance of State Aid Highways by Municipalities" (H. P. 708) (L. D. 1003)

Mr. Nadeau from same Committee reported same on Bill "An Act relating to Sale of Beverages in Returnable Bottles" (H. P. 892) (L. D. 1306)

Mr. Waltz from same Committee reported same on Bill "An Act in favor of Highway Construction in the Town of China" (H. P. 992) (L. D. 1454)

Mr. Crommett from the Committee on Towns and Counties reported same on Bill "An Act Repealing Law Relating to Effective Date of Salary Increases of County Officers" (H. P. 560) (L. D. 792)

Mr. Nadeau from same Committee reported same on Bill "An Act Increasing Fees for Recording Deeds and Tax Liens" (H. P. 730) (L. D. 1054)

Reports were read and accepted and sent up for concurrence.

Referred to Committee on Legal Affairs

Mr. Wight from the Committee on Towns and Counties on Bill "An Act relating to Referendum for Ordinances and Orders in City of Saco" (H. P. 922) (L. D. 1331) reported that it be referred to the Committee on Legal Affairs.

Report was read and accepted, the Bill referred to the Committee on Legal Affairs and sent up for concurrence.

Ought to Pass Printed Bills

Mr. Nadeau from the Committee on Highways reported "Ought to pass" on Resolve Designating Certain Bridges of the Interstate System Across the Penobscot River as "Vaughan M. Daggett Memorial Bridges" (H. P. 1058) (L. D. 1531)

Mr. Waltz from the Committee on Highways reported same on Bill "An Act Granting Knox Agricultural Society Right to Construct Grandstand Across St. George River" (H. P. 832) (L. D. 1240)

Reports were read and accepted, the Bill read twice, Resolve read once, and assigned the next legislative day.

Ought to Pass with Committee Amendment

Mr. Crommett from the Committee on Towns and Counties on Bill

"An Act relating to Expending Aroostook County Funds for Ricker College" (H. P. 77) (L. D. 102) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

Committee Amendment "A" was read by the Clerk as follows:

COMMITTEE AMENDMENT "A" to H. P. 77, L. D. 102, Bill, "An Act Relating to Expending Aroostook County Funds for Ricker College."

Amend said Bill by striking out everything after the enacting clause and inserting in place thereof the following:

Appropriation for college education in Aroostook County. Aroostook County may expend the sum of \$20,000 for the fiscal year ending June 30, 1968 and the sum of \$20,000 for the fiscal year ending June 30, 1969 for Ricker College, to be paid to the treasurer of said college on or before December 31st of the year for which it is appropriated, \$10,000 of which to be expended each fiscal year by the trustees of Ricker College for general operations and \$10,000 of which to be expended each fiscal year by the trustees of Ricker College for library construction. The appropriation for Ricker College shall not be considered a continuing precedent for future appropriations.

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Divided Report Tabled and Assigned

Majority Report of the Committee on Legal Affairs reporting "Ought not to pass" on Bill "An Act to Annex Black and Megquier Islands in Thompson Lake to Town of Oxford" (H. P. 757) (L. D. 1104)

Report was signed by the following members:

Messrs. GOOD of Cumberland
STERN of Penobscot
Mrs. SPROUL of Lincoln
—of the Senate.
Mrs. WHEELER of Portland
Mrs. BAKER of Orrington

Messrs. SHAW of Chelsea
CUSHING of Bucksport
—of the House.

Minority Report of same Committee reporting "Ought to pass" on same Bill.

Report was signed by the following members:

Messrs. BELIVEAU of Rumford
RICHARDSON
of Stonington
CONLEY of Portland
—of the House.

Reports were read.

(On motion of Mr. Foster of Mechanic Falls, tabled pending acceptance of either Report and specially assigned for Thursday, April 20.)

Passed to Be Engrossed

Bill "An Act to Appropriate Funds and Provide Staff for Alcoholism Services" (S. P. 9) (L. D. 15)

Bill "An Act relating to Clarification of Resident Requirements for Candidates for Aldermen in City of Lewiston" (S. P. 570) (L. D. 1440)

Bill "An Act to Revise the Maine Indian Housing Authority Law" (H. P. 744) (L. D. 1066)

Bill "An Act relating to Authorization to Borrow Money by Brunswick Sewer District" (H. P. 762) (L. D. 1109)

Were reported by the Committee on Bills in the Third Reading, read the third time, passed to be engrossed and sent to the Senate.

Third Reader Tabled and Assigned

Bill "An Act to Relieve Elderly Persons from Increases in the Property Tax" (H. P. 953) (L. D. 1384)

Was reported by the Committee on Bills in the Third Reading and read the third time.

(On motion of Mr. Ross of Bath, tabled pending passage to be engrossed and specially assigned for Friday, April 21.)

Bill "An Act Increasing Compensation of Trustees of Sanford

Water District" (H. P. 1020) (L. D. 1484)

Bill "An Act relating to Disposition of Tax on Transient Rentals under Sales Tax Law" (H. P. 1110) (L. D. 1577)

Resolve relating to Retirement and Pension of Stephen A. Regina of Saco (H. P. 697) (L. D. 978)

Resolve Authorizing Director of Public Improvements to Convey Land in Hallowell to City of Hallowell (H. P. 726) (L. D. 1050)

Resolve Appropriating Moneys for Improvements at Indian Reservation at Indian Island (H. P. 994) (L. D. 1456)

Were reported by the Committee on Bills in the Third Reading, Bills read the third time, Resolves read the second time, all passed to be engrossed and sent to the Senate.

**Amended Bills
Third Reader
Tabled and Assigned**

Bill "An Act relating to Constitution of Police Department of City of Lewiston" (S. P. 487) (L. D. 1343)

Was reported by the Committee on Bills in the Third Reading and read the third time.

(On motion of Mr. Gaudreau of Lewiston, tabled pending passage to be engrossed and specially assigned for Thursday, April 20.)

Bill "An Act Establishing the Lewiston-Auburn Water Pollution Control Authority" (H. P. 535) (L. D. 770)

Was reported by the Committee on Bills in the Third Reading, read the third time, passed to be engrossed as amended by Committee Amendment "A" and sent to the Senate.

**(Emergency Measure)
Tabled Until Later in
Today's Session**

An Act relating to State Aid for School Construction (S. P. 63) (L. D. 107)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed.

(On motion of Mr. Levesque of Madawaska, tabled until later in today's session.)

Mr. Levesque of Madawaska was granted unanimous consent to address the House.

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: The purpose for tabling it for later in today's session was that if the other branch — if the Joint Order would be before us today for a public hearing on this document, so this is the purpose for the tabling of this bill today.

**Passed to Be Enacted
Emergency Measure**

An Act Continuing Governor's Advisory Council on the Status of Women (H. P. 766) (L. D. 1113)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed.

The SPEAKER: The Chair recognizes the gentleman from Hampden, Mr. Littlefield.

Mr. LITTLEFIELD: Mr. Speaker and Members of the House: We have before us now as an enactor, L. D. 1113, An Act Continuing Governor's Advisory Council on the Status of Women.

I notice on the back, section 4 of the Bill, it says: "Sec. 4. Consultants and research projects. The council is authorized to employ consultants and contract for such research projects as it deems necessary." Now this is the part of these bills that costs money and make big appropriations for other sessions that come on here. The appropriation on this bill is \$1,000 for the fiscal year 1968, and \$2,000 for 1969. I don't believe this would buy the postage on a love letter that we'd want to send to the girls.

I suggest that if we have this much money to spend in this way that we spend it on projects like the Stevens Training Center where the money is essentially needed, and I shall vote against this bill and hope others will.

The SPEAKER: The Chair recognizes the gentlewoman from Guilford, Mrs. White.

Mrs. WHITE: Mr. Speaker and Members of the House: I should like to give you a little background concerning this bill.

It is one in which I have considerable interest, probably be-

cause I have been a member since the fall of 1965, and surely because it is my bill.

This organization was established early in 1964 by the then Governor Reed and the Commission. This Commission held meetings and brought out a very fine report concerning the rights and interests of women in the world today. In the fall of 1965, Governor Reed re-established the organization, this time as the Governor's Advisory Council on the Status of Women.

A very fine conference last fall and other studies have pointed up the need and importance of women in all facets of public life today, and indicates that presently all of the jobs needing to be filled could not possibly be filled by the men available and that women must be prepared.

I have talked with Governor Curtis concerning this bill and he assures me that he wishes this Council to be continued and that he has several projects which he would like the members to carry out.

I hope that the bill will pass favorably. Thank you.

The SPEAKER: The Chair recognizes the gentlewoman from Portland, Mrs. Carswell.

Mrs. CARSWELL: Mr. Speaker and Members of the House: I concur with the gentlewoman from Guilford, Mrs. White, and I think if you read section 1 of L. D. 1113, you will read that these women study programs on the state and local level, and then they make recommendations; so Stevens would be included, and this would be something that could help Stevens also. I hope that the motion to indefinitely postpone does not prevail.

Thereupon, this being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken. 103 voted in favor of same and 16 against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act Appropriating Moneys for the Continuing Activities of the

Committee on Aging (H. P. 866) (L. D. 1279)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed.

The SPEAKER: The Chair recognizes the gentleman from Hampden, Mr. Littlefield.

Mr. LITTLEFIELD: Mr. Speaker, Ladies and Gentlemen of the House: Here's another one of those L. D.'s to spend a thousand dollars here and there, and I don't believe the amounts will accomplish anything—they are not large enough.

I shall vote no on this bill, and I have a suggestion, that you will let us old people, after we have worked over the years, go home and rest in peace.

The SPEAKER: The Chair recognizes the gentleman from Bath, Mr. McMann.

Mr. McMANN: Mr. Speaker, Ladies and Gentlemen of the House: I'm one of these old folks too, and this happens to be my bill and it takes care of a great many people. For one thing, this runs the Three-Quarter Century Club. I have been a member of this Committee for two years, and we've only had one meeting. I have been to the Governor at least six times on this — at the present time I am temporary Chairman of this Committee.

We have senior citizens groups throughout the State besides taking care of this Three-Quarter Century Club. In the City of Bath we have a Senior Citizens group of 272 members. It's a place where they congregate, they have all kinds of games; they have their own kitchens; they entertain people there, and it's a place where they can—we have fifty to sixty to seventy there every day.

Mr. Littlefield may have plenty of places to go, he may have plenty of money to go around other places, but the majority of these people do not. They're living on Social Security, fixed incomes, and they do not have the money to travel around. They get there and talk over old times, as us old folks do; we live in the past — the young folks live in the future — I hope. And, if he says there isn't money enough to take care of anything,

why he's wrong. For one thing probably he's never attended the Three-Quarter Century Club. I am not quite that old, but I have attended a great many of them, and they certainly have a great time. And, therefore, I beg of you please vote yes on this measure. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Sanford, Mr. Nadeau.

Mr. NADEAU: Mr. Speaker and Members of the House: I think many of the people here know that on the different committees that I have appeared, anything for aging I'm for. In this particular case it looks like this is going to take care of one area, and that's the area of Bath, my fine friend Mr. McMann. If this is so, I will vote against it. We should take care of all of them in all areas and not just a few.

The SPEAKER: The Chair recognizes the gentleman from Bath, Mr. McMann.

Mr. McMANN: Mr. Speaker and Members of the House: I think Mr. Nadeau has been misinformed — I don't know where — I would hope I didn't make myself clear that way. As I said this committee takes care of the Three-Quarter Century Club, which is a statewide institution, and has been for years. The Lions throughout the State carry the people there — they have a great time. I said we have a Senior Citizens at Bath, which is the most active one in the State. They have one in Portland, they are forming three in Waterville; they are forming one in Brunswick, and we have known seven others throughout the State who are forming. We were the pioneers in this thing. We are backed in part by the Y.M.C.A. group. There must be a parent organization to back these things, and we're lucky to have the Y.M.C.A. backing us.

This is not a Bath bill, nothing to do with Bath whatsoever. The Committee is from all over the State — there's professors on it, there's doctors on it, and everything else. And, for Mr. Nadeau's information, his Governor and our Governor at the present time is 100 percent in favor of it.

The SPEAKER: The Chair recognizes the gentleman from Portland, Mrs. Carswell.

Mrs. CARSWELL: Mr. Speaker and Members of the House: This Committee studies the problems of the aging. It sends out questionnaires to find out what the pressing problems are. I know one time we had—and we still have—many housing problems that the aged are confronted with, and I think it would be a shame to kill this bill, so I hope that the emergency measure passes.

Thereupon, this being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken. 120 voted in favor of same and 5 against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Finally Passed Emergency Measure

Resolve Relating to Unexpended Balance of Appropriation of State Park on Lower Range Pond, Poland, Androscoggin County (H. P. 623) (L. D. 879)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken. 129 voted in favor of same and none against, and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

Passed to Be Enacted

An Act Prohibiting the Hunting of Mink and Otter with Firearms or Bow and Arrow (S. P. 6) (L. D. 12)

An Act Repealing Bounty on Canada Lynx (S. P. 47) (L. D. 37)

An Act relating to Trespass on Unimproved Land Devoted to Preservation of Wildlife (S. P. 177) (L. D. 367)

An Act Providing Funds to Assist the Casco Bay Island Development Association to Create an International Vacation and Conference Center on Peaks Island (S. P. 327) (L. D. 862)

An Act relating to Certain Guaranteed Loans by Savings Banks (S. P. 390) (L. D. 1023)

An Act relating to Driving Motor Vehicles so as not to Startle Animals Being Ridden or Driven Upon or Near a Public Way (S. P. 593) (L. D. 1566)

An Act relating to Reimbursement for Driver Education and Special Education (H. P. 310) (L. D. 444)

An Act Providing for Assistant Superintendent at Stevens Training Center (H. P. 423) (L. D. 587)

An Act Changing Name of the Stevens Training Center to Stevens School (H. P. 424) (L. D. 588)

An Act Appropriating Funds to Expand Homemaker Services in the Department of Health and Welfare (H. P. 440) (L. D. 615)

An Act relating to Incorporation of Maine World Trade Council (H. P. 547) (L. D. 779)

An Act Appropriating Funds to Expand Services for Eye Care and Special Services Division, Department of Health and Welfare (H. P. 687) (L. D. 982)

An Act to Provide for Trade and Industrial Teacher Education Service at Gorham State College (H. P. 785) (L. D. 1147)

An Act relating to Reregistration of Motor Vehicles of Maine Residents Purchased in Foreign Countries or Out of State (H. P. 818) (L. D. 1194)

An Act relating to Law Clerks for the Judiciary (H. P. 929) (L. D. 1345)

An Act Authorizing Additional Staff Within Eye Care and Special Services Division, Department of Health and Welfare. (H. P. 931) (L. D. 1347)

An Act relating to Insurance Company Examination Reports (H. P. 1104) (L. D. 1570)

Finally Passed

Resolve to Provide Funds for the Purchase of Copies of the Maine Reports (S. P. 330) (L. D. 864)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, Bills passed to be enacted, Resolve finally passed, all signed by the Speaker and sent to the Senate.

Orders of the Day

The Chair laid before the House the first tabled and today assigned matter:

An Act relating to Use of Dealer Registration Plates (H. P. 124) (L. D. 150) (Engrossed in both branches)

Tabled—April 5, by Mr. Jalbert of Lewiston.

Pending—Motion of Mr. Drummond of Sidney to indefinitely postpone (Roll call ordered.)

On motion of Mr. Scott of Wilton, retabled pending the motion of Mr. Drummond of Sidney and specially assigned for Friday, April 21.

The Chair laid before the House the second tabled and today assigned matter:

Bill "An Act to Revise the Election Laws" (H. P. 1076) (L. D. 1539) (House Amendment "A") (H-100)

Tabled—April 7, by Mrs. Boudreau of Portland.

Pending—Passage to be engrossed.

Mrs. Boudreau of Portland offered House Amendment "B" and moved its adoption.

House Amendment "B" was read by the Clerk as follows:

HOUSE AMENDMENT "B" to H. P. 1076, L. D. 1539, Bill, "An Act to Revise the Election Laws."

Amend said Bill by striking out all of the last underlined paragraph of that part designated "\$1255." of section 17 (same in L. D. 1539) and inserting in place thereof the following:

'In order to be valid, an absentee ballot must be delivered to the Clerk before 3 p.m. on election day.'

Further amend said Bill by striking out all of the last 3 underlined lines of section 21 and inserting in place thereof the following:

'The Clerk shall accept all absentee ballots delivered to him before 3 p.m. on election day.'

House Amendment "B" was adopted, the Bill passed to be engrossed as amended by House Amendments "A" and "B" and sent to the Senate.

The Chair laid before the House the third tabled and today assigned matter:

Bill "An Act relating to Unity Institute" (H. P. 934) (L. D. 1350)

Tabled — April 12, by Mr. Shute of Farmington.

Pending — Adoption of House Amendment "A" (H-167)

The SPEAKER: The Chair recognizes the gentleman from Southwest Harbor, Mr. Benson.

Mr. BENSON: Mr. Speaker and Ladies and Gentlemen of the House: The general subject matter contained within this amendment has already been before us in bill form, the only difference is that the amendment goes farther than the original bill did. The subject matter of this amendment has not had a public hearing and I feel that it should, if it is to be passed by this body, stand on its own two feet.

I think that this is a severe detriment to the bill which it is proposed to be attached, and for these reasons I now move the indefinite postponement of House Amendment "A" under filing H-167.

The SPEAKER: The question now before the House is the motion of the gentleman from Southwest Harbor, Mr. Benson, that House Amendment "A" be indefinitely postponed.

The Chair recognizes the gentleman from Fort Kent, Mr. Bourgoin.

Mr. BOURGOIN: Mr. Speaker and Members of the House: I hope this amendment will not be defeated as both schools are having the same problem on registration and on financing, and during — since yesterday I have received a bunch of telegrams here from Fort Kent people who are very much in favor of the John F. Kennedy Institute being able to call itself a college the same as the Unity Institute, and it will not be a detriment to the bill as it is, because they have the same problem, only thing is that we have a better relation of number of students to professors than the Unity Institute has, and for that reason I would hope the amendment

would not be indefinitely postponed.

Mrs. Hanson of Lebanon requested a vote.

The SPEAKER: A vote has been requested. Is the House ready for the question?

The Chair recognizes the gentleman from Madawaska, Mr. Levesque.

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: I think possibly the explanation to this amendment and this bill this morning is that the amendment was in bill form and was heard by the Committee on Education, and its report was unanimous ought not to pass, that covers the amendment suggested by Mr. Bourgoin from Fort Kent. The bill, L. D. 1350, was also heard by the Committee on Education and its report was also unanimous ought not to pass, so what should be good for the goose should also be good for the gander as far as the amendment is concerned, so I am hoping you will support the amendment.

The SPEAKER: As many as are in favor of indefinite postponement of House Amendment "A" will vote yes, those opposed will vote no, and the Chair will open the vote.

A vote of the House was taken. 73 voted in the affirmative and 53 voted in the negative.

The SPEAKER: The Chair recognizes the gentleman from Limerick, Mr. Carroll.

Mr. CARROLL: Mr. Speaker, I notice that my vote up there originally was not registered.

The SPEAKER: The Chair will open the vote again if the gentleman is in question. All those in favor of indefinite postponement will vote yes and those opposed will vote no, and the Chair would advise the House that the Chair has not declared the vote. All those in favor of indefinite postponement of House Amendment "A" will vote yes and those opposed will vote no, and the Chair opens the vote.

A vote of the House was taken. 68 having voted in the affirmative and 63 having voted in the negative, the motion did prevail.

The SPEAKER: The Chair recognizes the gentleman from Madawaska, Mr. Levesque.

Mr. LEVESQUE: Mr. Speaker, I now move that Legislative Document 1350 be indefinitely postponed.

The SPEAKER: The pending question now is the motion of the gentleman from Madawaska, Mr. Levesque, that H. P. 934, L. D. 1350 be indefinitely postponed.

The Chair recognizes the gentleman from Pittsfield, Mr. Susi.

Mr. SUSI: Mr. Speaker and Fellow Members of the House: I think that by now you may suspect that I am inclined to be in favor of this bill. We gave it a pretty thorough rehashing here the other day, and I don't think we ought to take much more time on it, but I do hope that you will continue to go along with the bill; I think that it has lots of merit and I do ask for your support. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker and Members of the House: I have for three days talked with my neighbor, the gentleman from Pittsfield, Mr. Susi, concerning this measure. We have a like bill in our own area, not sponsored by me but one of my colleagues in Lewiston, and I put an amendment on the bill calling for annual audits as reported to the Secretary of State's office, and I would hope that the gentleman from Pittsfield, Mr. Susi, would table his bill so that this amendment could be put on, otherwise I would be forced to vote against the measure.

The SPEAKER: The Chair recognizes the gentleman from Pittsfield, Mr. Susi.

Mr. SUSI: Mr. Speaker and Members of the House: It is true that my seatmate, the gentleman from Lewiston, Mr. Jalbert, has mentioned this issue of audit and I personally didn't want to raise the issue of whether or not the school's books should be audited. I have told the gentleman from Lewiston in every encounter that we have no objections whatsoever.

I have talked with our Treasurer, he has no objections to an audit, and I would be happy to have the amendment on the bill. It is something that we have no objection to at all, we have nothing to hide on this, and if someone would please move to table it, why I would have the amendment placed on it. Thank you.

Thereupon, on motion of Mr. Benson of Southwest Harbor, tabled pending the motion of Mr. Levesque of Madawaska to indefinitely postpone the bill and specially assigned for Tuesday, April 18.

The Chair laid before the House the fourth tabled and today assigned matter:

Bill "An Act relating to Protecting Source of Public Water Supply" (S. P. 435) (L. D. 1154) (In Senate, passed to be engrossed as amended by Committee Amendment "A" (S-56)

Tabled—April 13, by Mr. Hanson of Solon.

Pending—Passage to be engrossed.

The SPEAKER: The Chair recognizes the gentleman from Solon, Mr. Hanson.

Mr. HANSON: Mr. Speaker and Fellow Members of the House: I have checked this L. D. out with the sponsor and with the Maine Municipal Association. I have a report from them that they are at this time satisfied that the bill can proceed. I withdraw any objection. Thank you.

Thereupon, the Bill was passed to be engrossed as amended by Committee Amendment "A" and sent to the Senate.

The Chair laid before the House the fifth tabled and today assigned matter:

An Act relating to Quality of Inspection Stickers for Motor Vehicles (H. P. 1102) (L. D. 1569)

Tabled—April 13, by Mr. Pendergast of Kennebunkport.

Pending—Passage to be enacted.

On motion of Mr. Dudley of Enfield, the House voted to suspend

the rules and to reconsider its action of April 6 whereby the Bill was passed to be engrossed.

Thereupon, the same gentleman offered House Amendment "A" and moved its adoption.

House Amendment "A" was read by the Clerk as follows:

HOUSE AMENDMENT "A" to H. P. 1102, L. D. 1569, Bill, "An Act Relating to Quality of Inspection Stickers for Motor Vehicles."

Amend said Bill by striking out in the Title the words "Quality of".

Further amend said Bill by inserting after the enacting clause the following:

'Sec. 1. R. S., T. 29, § 2122, amended. The first sentence of the 4th paragraph of section 2122 of Title 29 of the Revised Statutes is amended to read as follows:

Said inspection shall not apply to motor vehicles owned and registered in another state nor to new or used motor vehicles being driven by a dealer or holder of a transporter registration certificate or their authorized representative from the point of distribution to his place of business, or a motor vehicle owned by a dealer or holder of a transporter registration that has a valid sticker until such time as the vehicle is sold, at which time it must be reinspected.'

Further amend said Bill by renumbering sections 1 and 2 to be sections 2 and 3.

House Amendment "A" was adopted, the Bill passed to be engrossed as amended in non-concurrence and sent up for concurrence.

The Chair laid before the House a matter tabled earlier in today's session by Mr. Levesque of Madawaska:

An Act relating to State Aid for School Construction (S. P. 63) (L. D. 107)

The SPEAKER: The Chair recognizes the gentleman from Madawaska, Mr. Levesque.

Mr. LEVESQUE: Mr. Speaker, I now move that this item lie upon the table for one week, until April 21, Friday next.

The SPEAKER: The gentleman from Madawaska, Mr. Levesque, moves that L. D. 107 be tabled until Friday, April 21, pending passage to be enacted. Is this the pleasure of the House?

The motion prevailed.

The SPEAKER: Is there objection to taking up a paper from the Senate out of order? The Chair hears none. You will find this on your Supplement No. 1.

ORDERED, the House concurring, that the Joint Committee on Education hold a public hearing on the subject matter contained in Senate Paper 63, Legislative Document 107, as amended by Senate Amendment "A" (S-70), and that said public hearing be held on Thursday, April 20th. (S. P. 600)

Came from the Senate read and passed.

In the House:

The SPEAKER: The Chair recognizes the gentleman from Cumberland, Mr. Richardson.

Mr. RICHARDSON: Mr. Speaker, Ladies and Gentlemen of the House: As you know, L. D. 107 is a vital measure affecting twenty-two S.A.D.'s made up of eighty-nine towns across the length and breadth of the State of Maine, and L. D. 107 as amended, has the support of the Department of Education which recognizes now that it was in error and it made a mistake during the special session of the most recent general session of the last Legislature.

Now we have had a long and unfortunately partisan debate about the merits of 107 and about the importance of returning to a fiscally responsible program. In an effort to set ourselves in a position where we could afford to finance school construction programs, the Republican leadership enthusiastically supports the L. D. as it is now before you with the Senate Amendment.

We have learned, however, we have been told, that we will not receive Democratic support for the passage of this L. D. as an emergency measure, 101 votes being required. We have been told that

we will not receive Democratic support for the passage of this L. D. unless we consent to a further delay of one week in order to permit the holding of a public hearing, not on the L. D. itself, but on the subject matter of the L. D., whatever that means.

Now it has been an agonizing day, I will assure you, since yesterday, when we have attempted to decide what the responsible course of action should be. We have decided, and as the Floor Leader of the Republican Party, I ask all Republicans to, as reluctantly as you will and as much as you may dislike this delay, to go along with this delay for one week, with the clear understanding between you and me that we will not tolerate any further delay; that this bill will be up for enactment on Friday, and that the Republican Party is pledged to pass this L. D.

We have assured every school superintendent in the State of Maine that it is the intention of the Republican leadership of this Legislature to honor the commitment made by school districts, who in reliance on the law as passed at the special session had extended themselves rather substantially.

I hope that there will not be any more partisanship or delay. This delay has been brought about because we have been told that we cannot pass the bill if we don't agree with it, but let there be no misunderstanding, we are very much opposed to any further delay after Friday, the 21st day of April, whether the public hearing is still going on or not. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Madawaska, Mr. Levesque:

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: There is apparently among us this morning some dissension as to whether we should pass this order or not. The Majority Party leader has stated to you this morning that they will go along with a further delay of one week, with the firm resolution that this will be enacted next Friday.

It was my firm understanding, and it was also the understanding

of the Minority Party, that Legislative Document 107 was going to receive passage one month ago. We in the minority accept no responsibility whatsoever in the last month as to what happened to this document; it was the Majority Party that has been holding onto 107 with the purpose of attaching a new amendment of which I believe the Majority Party, Mr. Richardson from Cumberland has stated this morning that the Department of Education had been against the new formula of school construction aid. The Department of Education has never indicated it to me or to any other member of the Minority Party to my knowledge, that they were against this form of financing.

Now a month ago or close to a month ago the Education Committee, the Appropriations Committee jointly met to discuss 107 and if my memory serves me right, it was decided then that the bonding company and the Department of Education would get together as per instructions from the leadership to formulate a new bill for its introduction to take care of the possibility of a new form of financing going back to more than two years ago. This we went along only to find out shortly thereafter that there was going to be an amendment prepared, but it was not going to be a separate bill, it was going to be tacked onto 107, so I blame the responsibility of delay up to this point, and we in the minority will take the responsibility from this point until next Friday, but I want to make it clear to the members of this House that the responsibility of delaying not always lies with the minority; some responsibility has been duly selected to the Majority party up to this point.

The SPEAKER: The Chair recognizes the gentleman from Houlton, Mr. Berman.

Mr. BERMAN: Mr. Speaker and Members of the House: Very, very seldom I speak on matters of education, but I have a great feeling for education, and I dislike intensely seeing a measure of this import and this significance become the subject of partisan controversy. It is really too important to run

the gauntlet of the type of sniping from both sides of the fence to which this type of legislation has been subjected. I hope that next week will see the end of this matter and this type of attack from both sides.

The SPEAKER: The Chair recognizes the gentleman from Cumberland, Mr. Richardson.

Mr. RICHARDSON: Mr. Speaker and Members of the House: Even though I may give the appearance of participating in a partisan debate with my friend across the way, I can assure you that the Republican leadership feels that it has behaved responsibly in attempting to put us on a fiscally responsible financing program for schools. Time is the only judge of whether or not we have been fiscally responsible and whether or not we have done what we should have done, and I wouldn't be presumptuous enough to try to stand here and convince you that we couldn't make an error; but I will say this, at the public meeting, or at the combined meeting at which representatives of both political parties were present, I inquired of the Commissioner of the Department of Education as to the amendment of L. D. 107 and the reimposition of limitations on S.A.D. borrowing, and he stated to me that this was a good idea and that it met with the support of the Department of Education, and I also state as a fact that I have been told by the Department of Education that they feel that this is a wise bill and that it should receive passage.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker and Members of the House: I was one of those who attended the meeting as asked by the leadership and the members of the Appropriations Committee and the members of the Education Committee. Is it my understanding that at that meeting, as I understood the gentleman from Cumberland, Mr. Richardson, that the question of this bill as I would call it, amendment as you would call it, to 107 wherein it would return us back to part time

payment, was asked from the Commissioner of Education and he answered that this was sound and it was all right with the Department of Education?

The SPEAKER: The Chair recognizes the gentleman from Cumberland, Mr. Richardson.

Mr. RICHARDSON: Mr. Speaker, in answer to what I construe as a question from my friend from Lewiston, Mr. Jalbert, we are talking about two different meetings. The meeting that I am discussing is the one which was held with bond counsel from Ropes and Gray, a Boston law firm over here in the new office building. I am not referring to the meeting which was held some week and a half or so before. The meeting I am talking about is the meeting where we discussed a number of alternatives that bond counsel had suggested as a means of financing and as a means of controlling S.A.D. borrowing. I don't believe that the gentleman from Lewiston, Mr. Jalbert, was at that meeting.

The only concern at that meeting was that we not adopt any program which would curtail school construction, and I am assured that this bill does not curtail school construction. All it attempts to do is put us on a basis where we can have some idea of what kind of commitments we are being put into through S.A.D. borrowing.

Now the Department of Education is in support of this bill, and I make this statement without any fear of contradiction whatever, and as far as the meeting that the gentleman from Lewiston, Mr. Jalbert, is talking about, that was the earlier meeting, not the meeting with bond counsel, Warren Carley and the other fellow from Ropes and Gray.

The SPEAKER: The Chair recognizes the gentleman from Madawaska, Mr. Levesque.

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: In order to clarify some remarks here this morning, I would like to make this very very clear to each and every one of you. The gentleman from Cumberland, Mr. Richardson, has said that the De-

partment of Education thinks that this bill as amended is very good. Now let me assure you, each and every one of you here this morning, that the Department has also indicated to me that they will go along with any form of financing that the Legislature is going to put before them, whether it be the new law, the old law, or a complete new revision of the laws that we now have. That is how they stand as far as financing is concerned. And they have indicated that to me, and I am sure the members of the Education Committee at numerous times during this session and past sessions, and they certainly feel that they could work with the financing that was proposed by the 102nd and they will go along with the financing of the 103rd. There should be no contradictions there.

The SPEAKER: The Chair recognizes the gentlewoman from Lebanon, Mrs. Hanson.

Mrs. HANSON: Mr. Speaker and Members of the House: I think perhaps in this discussion we have lost track of one significant point. The original or one of the objections to 107 came from the bonding company, and unless I am misinformed, their remark was that unless we passed 107 they would not allow these towns to issue — they would not give them bonds. I think that is a very important point. It was not just the Department.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker and Members of the House: I would like to clarify the situation

a bit, I might state that the gentlewoman from Lebanon, Mrs. Hanson, is correct. When that was being discussed, that was being discussed up against 107 in its form, present form, not with the amendment. I think the entire discussion today is should we or should we not have a public hearing. I certainly hope that we will. I think it will clarify the situations and it will show us with this public hearing just how the people and the public feel about it. Let them decide.

The SPEAKER: Is it the pleasure of the House that this Order receive passage in concurrence?

The motion prevailed.

Mr. Richardson of Stonington was granted unanimous consent to address the House.

Mr. RICHARDSON: Mr. Speaker and Members of the House: There is a bill coming up next Thursday, L. D. 1295, "An Act Adopting a Master Plan as Guide for Forming School Administrative Districts," will be heard at 1:30 in Room 120-C of the State Office Building. Many of you have mentioned the fact that you have some suggestions as to amendments to this bill, and I think that would be an excellent time for you to appear with any amendments you might have in mind. Thank you.

On motion of Mr. Benson of Southwest Harbor.

Adjourned until Tuesday, April 18, at ten o'clock in the morning.