

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Third
Legislature*

OF THE

STATE OF MAINE

Volume II

May 10 to June 15, 1967

**KENNEBEC JOURNAL
AUGUSTA, MAINE**

HOUSE

Friday, May 19, 1967

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

Prayer by the Rev. Mr. Vernon Holmes of Gardiner.

The journal of yesterday was read and approved.

Order Out of Order

On motion of Mr. Sahagian of Belgrade, it was

ORDERED, that Lynette C. Miller of Vienna be appointed to serve as Honorary Page for today. (Applause, Members standing)

**Papers from the Senate
Reports of Committees
Ought to Pass in New Draft**

Report of the Committee on Taxation on Bill "An Act relating to Reimbursing Municipalities by State for Property Tax Exemptions of Veterans" (S. P. 513) (L. D. 1226) reporting same in a new draft (S. P. 653) (L. D. 1661) 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 and accepted in concurrence, the New Draft read twice and assigned the next legislative day.

Divided Report

Majority Report of the Committee on Labor on Bill "An Act relating to Fair Minimum Wages for Construction on Public Improvements by State of Maine" (S. P. 548) (L. D. 1446) reporting same in a new draft (S. P. 652) (L. D. 1660) under same title and that it "Ought to pass"

Report was signed by the following members:

Messrs. GOOD of Cumberland
JOHNSON of Somerset
NORRIS of Oxford
— of the Senate.

Messrs. HOOVER of Phillips
BEDARD of Saco
EWER of Bangor
— of the House.

Minority Report of same Committee reporting "Ought not to pass" on same Bill.

Report was signed by the following members:

Messrs. DURGIN of Raymond
HUBER of Rockland
DRUMMOND of Sidney
— of the House.

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

In the House: Reports were read.

The SPEAKER: The Chair recognizes the gentleman from Bangor, Mr. Ewer.

Mr. EWER: Mr. Speaker and Members of the House: This L. D. in revised form as 1660, it is a bill of the Department of Labor and Industry which clarifies the present law and puts it in better working form whereby we hope to be able to avoid some court action in various cases for public construction. I now move that we accept the Majority Report "Ought to pass" in concurrence with the Senate.

Thereupon, the Majority "Ought to pass" Report was accepted in concurrence, the New Draft read twice and assigned for third reading the next legislative day.

Non-Concurrent Matter

An Act to Appropriate Funds and Provide Staff for Alcoholism Services (S. P. 9) (L. D. 15) which was passed to be enacted in the House on April 19 and passed to be engrossed on April 14.

Came from the Senate passed to be engrossed as amended by Senate Amendment "A" in non-concurrence.

In the House: The House voted to recede and concur with the Senate.

Non-Concurrent Matter

Resolve Appropriating Moneys for Search of Lost Persons in the Woodlands of the State (S. P. 209) (L. D. 548) which was finally passed in the House on March 17 and passed to be engrossed on March 15.

Came from the Senate passed to be engrossed as amended by Sen-

ate Amendment "A" in non-concurrence.

In the House: The House voted to recede and concur with the Senate.

Non-Concurrent Matter

An Act relating to Advertising and Promotion of Tourism into the New England Region (H. P. 342) (L. D. 490) which was passed to be enacted in the House on March 21 and passed to be engrossed as amended by Committee Amendment "A" on March 14.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" and Senate Amendment "A" in non-concurrence.

In the House: The House voted to recede and concur with the Senate.

Non-Concurrent Matter

An Act Appropriating Funds to Expand Homemaker Services in the Department of Health and Welfare (H. P. 440) (L. D. 615) which was passed to be enacted in the House on April 14 and passed to be engrossed on April 7.

Came from the Senate passed to be engrossed as amended by Senate Amendment "A" in non-concurrence.

In the House: The House voted to recede and concur with the Senate.

Non-Concurrent Matter

Bill "An Act Providing an Education Loan Fund for the Higher Education of Teachers" (H. P. 626) (L. D. 882) on which the House substituted the Bill for the "Ought not to pass" Report of the Committee on Education and passed the Bill to be engrossed on May 17.

Came from the Senate with the Report accepted in non-concurrence.

In the House: On motion of Mr. Pendergast of Kennebunkport, the House voted to insist and ask for a Committee of Conference.

Non-Concurrent Matter

Bill "An Act to Classify the Waters of First Pond (Billings Pond) in Blue Hill, Hancock County" (H. P. 638) (L. D. 894) on which the House accepted the Majority "Ought not to pass" Report of the Committee on Natural Resources on March 16.

Came from the Senate with the Minority "Ought to pass" Report accepted and the Bill passed to be engrossed as amended by Senate Amendment "A" in non-concurrence.

In the House:

On motion of Mr. Richardson of Stonington, the House voted to recede and concur in the acceptance of the Minority "Ought to pass" Report.

Thereupon, the Bill was read twice. Senate Amendment "A" was read by the Clerk and adopted in concurrence and the Bill assigned for third reading tomorrow.

Non-Concurrent Matter

Bill "An Act relating to Survey of Private Sewage Disposal Systems by Department of Health and Welfare" (H. P. 910) (L. D. 1320) which was passed to be engrossed as amended by Committee Amendment "A" in the House on April 26.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" and Senate Amendment "A" in non-concurrence.

In the House: The House voted to recede and concur with the Senate.

**Non-Concurrent Matter
Tabled and Assigned**

Resolve to Reimburse Elinor Nichols of Poland for Well Damage by Deposit of Salt on Highway (H. P. 968) (L. D. 1410) which was indefinitely postponed in the House on May 11.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" in non-concurrence.

In the House: On motion of Mrs. Lincoln of Bethel, tabled pending further consideration and specially assigned for Tuesday, May 23.

**Non-Concurrent Matter
Tabled and Assigned**

Resolve to Reimburse Richard Jewell of Mechanic Falls for Well Damage by Deposit of Salt on Highway (H. P. 969) (L. D. 1411) which was indefinitely postponed in the House on May 11.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" in non-concurrence.

In the House: On motion of Mrs. Lincoln of Bethel, tabled pending further consideration and specially assigned for Tuesday, May 23.

**Non-Concurrent Matter
Tabled and Assigned**

Resolve to Reimburse Henry T. Parent of Mechanic Falls for Well Damage by Deposit of Salt on Highway (H. P. 970) (L. D. 1412) which was indefinitely postponed in the House on May 11.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" in non-concurrence.

In the House: On motion of Mrs. Lincoln of Bethel, tabled pending further consideration and specially assigned for Tuesday, May 23.

Non-Concurrent Matter

An Act relating to Allowance for Widows of Justices of the Supreme Judicial Court and the Superior Court (H. P. 1138) (L. D. 1620) which was passed to be enacted in the House on May 11 and passed to be engrossed on May 4.

Came from the Senate passed to be engrossed as amended by Senate Amendment "A" in non-concurrence.

In the House: The House voted to recede and concur with the Senate.

From the Senate: The following Order:

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Monday, May 22, at four o'clock in the afternoon. (S. P. 657)

Came from the Senate read and passed.

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

Orders

Mr. Jalbert of Lewiston presented the following Joint Resolution and moved its adoption:

WHEREAS each year, the Federal Government has an even greater impact upon governmental programs in Maine; and

WHEREAS, many categorical federal grant-in-aid programs impose restrictions and conditions which are not well adapted to Maine's needs; and

WHEREAS, acceptance and implementation of such grant-in-aid programs commit state funds and thereby restricts our freedom to establish our own procedures and initiate our own programs; and

WHEREAS, declining rates of federal matching funds and unexpected cutbacks in federal funds impose serious burdens upon our taxpayers in supporting contributing programs; now, therefore be it

RESOLVED: By the Senate and House of Representatives of the 103rd Legislature that we express our strong support for the concept that federal assistance to the states should move in the direction of tax-sharing proposals or bloc grants which do not impose restrictive conditions upon their imaginative use for Maine's needs; and be it further

RESOLVED: That the Secretary of State be directed to forward a copy of this resolution to each member of our Congressional Delegation. (H. P. 1169)

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

Mr. JALBERT: Mr. Speaker and Members of the House: Briefly, this relates to action as taken by nearly twenty other State Legislatures, among them our sister states of Vermont and New Hampshire, to point to the Congress the urgent need wherein it concerns relief that must be given to us without restrictions, as my order reads, for education purposes. This is being well received in several other states and this part—this is in context with the New Hampshire Resolution which was passed unanimously as all the others have in

all the other states where they've been presented.

Mr. Speaker, I move the adoption of this Joint Resolution.

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

Mr. RICHARDSON: Mr. Speaker and Members of the House: Very briefly, I would like to support the gentleman from Lewiston, Mr. Jalbert, in the introduction of this resolution, which points up the absolute necessity for tax-sharing proposals or bloc grants to the states and the unsatisfactory conditions which result when Federal grant-in-aid programs are such that they're conditioned on acceptance of standards which are sometimes inappropriate for Maine. Thank you.

Thereupon, the Joint Resolution was adopted and sent up for concurrence.

Mr. Soulas of Bangor was granted unanimous consent to address the House.

Mr. SOULAS: Mr. Speaker and Ladies and Gentlemen of the House: I would like to read to you a letter which you received on your desks today with an accompanying catalog, and it reads as follows: "Dear Member of the 103rd Legislature: We in Bangor are proud of the quality education program that our schools have to offer. The accompanying catalogue showing the breadth of our curriculum offerings is just one reason for this pride. Herewith we offer this as an example. I hope you can use this as a means of comparing what your schools are doing with one where the community has worked hard to produce a product in which we take pride."

And I would just like to call your attention to a few of the subjects that we do offer in Bangor. In English they have this Creative Writing and University of Maine English. And also in Music we have Northern Conservatory of Music, which also is on the university level. In Industrial Arts we offer a very very extensive course in Basic Electricity, Residential Electricity, Basic Electronics: Tube Circuits, Basic Electronics: Transistor Circuits. And a

complete Printing Shop which has Relief Printing, Offset Lithography, Problems in Printing, and General Graphic Arts. We also have a very extensive course in Journalism and we offer five different Languages, such as French, German, Latin, Russian, and also Spanish. We are also at this time offering Calculus in high school, which is something unusual. We also have a nice course in Psychology, and we also have Far Eastern History, which is something different; and Background of Africa.

Mrs. White of Guilford presented the following Joint Order and moved its passage:

ORDERED, the Senate concurring, that the Legislative Research Committee be directed to study the subject matter of the Bill: "An Act Establishing Social Security Benefits for State Classified Service Employees," Legislative Document No. 1015 introduced at the regular session of the 103rd Legislature. Said study shall also include a general review of all phases of the Social Security Act with particular reference to the application or possible application of the benefits of the Federal Social Security Act to the members of the State Retirement System, looking toward the possibility or desirability of supplementing the state plan with social security; and be it further

ORDERED, that a report of such study, including such recommendations for or proposed legislation as the committee may adopt, shall be made at the next regular session of the Legislature. (H. P. 1170)

The Order received passage and was sent up for concurrence.

Mr. Birt of East Millinocket was granted unanimous consent to address the House.

Mr. BIRT: Mr. Speaker and Members of the House: During the discussion yesterday on the Maine Power Authority, there was a request to put into the record certain statements without them being read on the Floor. At the time, the comment was made that this had been previously done by the Minority Leader in 1963, the gentleman from Old Orchard, Mr. Plante. And I have checked this back and I

would like to read from the record actually what happened there.

“The SPEAKER: The Chair recognizes the gentleman from Old Orchard Beach, Mr. Plante.

Mr. PLANTE: Mr. Speaker, Ladies and Gentlemen of the House: Because of the hour of the day, by unanimous consent, I wish to submit arguments into the record that I would otherwise make at this time.

The SPEAKER: The gentleman from Old Orchard Beach, Mr. Plante, requests unanimous consent to introduce a statement for the record without reading same. Is there objection?

The Chair hears objection, the gentleman may not do so.”

At that time, Mr. Plante proceeded to read into the record, as was done yesterday, his statements. This I think is the precedent that was used. The unanimous consent ruling does allow a great deal of latitude in our rules, but the gentleman from Old Orchard, at the time Mr. Plante, did not put into the Record any statements until they were read on the Floor of the House. I thank you.

Mrs. White of Guilford presented the following Joint Order and moved its passage:

ORDERED, the Senate concurring, that the Legislative Research Committee be, and hereby is, directed to study the subject matter of Bill: “An Act Relating to Retirement Benefits of State Employees at Correctional and Mental Institutions and Liquor Inspectors,” Legislative Document No. 1378, introduced at the regular session of the 103rd Legislature, to determine the need for or the desirability of extending special retirement benefits to those positions which are considered to be athletic or hazardous in nature or in which age must be a consideration of employment; and be it further

ORDERED, that a report of such study, together with any recommendations or proposed legislation deemed necessary and so adopted by the Committee, be made at the next regular session of the Legislature. (H. P. 1171)

The Order received passage and was sent up for concurrence.

Mr. Starbird of Kingman Township was granted unanimous consent to address the House.

Mr. STARBIRD: Mr. Speaker and Members of the House: Last night in reading the Lewiston Evening Journal I ran across this article in one of the inside pages, which I think has rather a humorous side. The last few weeks we have been considering Constitutional reforms. It seems that in the State of Massachusetts they have been doing the same thing, the Senate and House of Representatives of that state meeting in a formal Constitutional Convention.

I would like to read one item in that article that makes me wonder if we can ever have any reform of any type. In this state of course the Democrats have been backing reforms of various types; the Republicans have generally been consistently opposing these same type of reforms.

I will read this paragraph, “The move to do away with the Executive Council, which approves pardons and judicial appointments, failed on a 160-80 vote after a Republican House member called it a ‘hock shop’ and a ‘trading post for the exchange of political power.’

“Rep. David H. Locke, R-Wellesley, said the council might serve some useful purpose if its members were ‘dressed in fancy colonial uniforms to remind us of our heritage.’

“Rep. Robert H. Quinn of Boston, House Democratic floor leader, urged retention of the council, saying it serves as a ‘free society’ check on the governor to see that he carries out his job effectively.”

Apparently it would seem, hopefully, that if the Democratic Party ever gains a two-thirds control of this Legislature they might not follow the example of their Democratic colleagues in Massachusetts. It seemed to me a rather paradoxical turnabout in the politics of the two states.

House Reports of Committees Leave to Withdraw

Mrs. Cornell from the Committee on State Government on Bill,

"An Act relating to Appointment of Directors of Local Organizations under Civil Defense Law" (H. P. 1083) (L. D. 1548) reported Leave to Withdraw.

Mr. Watts from same Committee reported same on Resolve Authorizing the Attorney General to Convey a Certain Lot of Land in Washington County to the Northeast Peat Moss Company (H. P. 1103) (L. D. 1571)

Mr. Wight from the Committee on Towns and Counties reported same on Bill, "An Act relating to Payments by Town of York to York Beach Village Corporation" (H. P. 590) (L. D. 845)

Reports were read and accepted and sent up for concurrence.

Covered by Other Legislation

Mr. Bragdon from the Committee on Appropriations and Financial Affairs on Bill, "An Act Appropriating Funds for Administration Expansion and New Activities at Maine Maritime Academy" (H. P. 656) (L. D. 911) reported Leave to Withdraw, as covered by other legislation.

Mr. Hinds from same Committee reported same on Bill "An Act to Authorize a Bond Issue in Amount of Seven Hundred and Fifty Thousand Dollars for Construction of a Dormitory at Maine Maritime Academy" (H. P. 343) (L. D. 491)

Mr. Scribner from same Committee reported same on Bill "An Act to Authorize a Bond Issue in Amount of Four Hundred and Five Thousand Dollars for Construction of a Multipurpose Building at Southern Maine Vocational Technical Institute" (H. P. 84) (L. D. 114)

Same gentleman from same Committee reported same on Bill "An Act Providing for Minor Improvements and Repairs at Maine Maritime Academy" (H. P. 344) (L. D. 492)

Mr. Philbrook from the Committee on State Government reported same on Bill "An Act Increasing Salaries of County Attorney and Assistant County Attorneys of Cumberland County" (H. P. 549) (L. D. 781)

Mr. Crommett from the Committee on Towns and Counties re-

ported same on Bill "An Act Increasing the Salary of the Register of Deeds of Washington County" (H. P. 170) (L. D. 233)

Same gentleman from same Committee reported same on Bill "An Act Increasing the Salary of the Clerk of Courts of Washington County" (H. P. 564) (L. D. 796)

Mr. Farrington from same Committee reported same on Bill "An Act Increasing the Salary of the Register of Probate of Washington County" (H. P. 565) (L. D. 797)

Mr. Nadeau from same Committee reported same on Bill "An Act Increasing the Salary of the County Treasurer of Washington County" (H. P. 563) (L. D. 795)

Mr. Robertson from same Committee reported same on Bill "An Act Increasing Salaries of the Sheriffs of the Several Counties" (H. P. 552) (L. D. 784)

Mr. Snowe from same Committee reported same on Bill "An Act Increasing Salary of the Sheriff of Washington County" (H. P. 561) (L. D. 793)

Reports were read and accepted and sent up for concurrence.

Ought Not to Pass

Mr. Birt from the Committee on Appropriations and Financial Affairs reported "Ought not to pass" on Bill "An Act Providing for Reconstruction of Leavitt Hall, Maine Maritime Academy" (H. P. 437) (L. D. 612)

Mr. Dunn from same Committee reported same on Bill "An Act Providing for Central Heating Plant and Warehouse at Maine Maritime Academy" (H. P. 439) (L. D. 614)

Reports were read and accepted and sent up for concurrence.

Tabled and Assigned

Mr. Harriman from the Committee on Business Legislation reported "Ought not to pass" on Bill "An Act Increasing License Fees for Small Loan Agencies" (H. P. 966) (L. D. 1408)

Report was read.

(On motion of Mr. Scott of Wilton, tabled pending acceptance of Report and specially assigned for Tuesday, May 23.)

Tabled and Assigned

Mr. Ewer from the Committee on Labor reported "Ought not to pass" on Bill "An Act relating to Minimum Wages for Firemen" (H. P. 516) (L. D. 729)

Report was read.

(On motion of Mr. Lewin of Augusta, tabled pending acceptance of Report and specially assigned for Tuesday, May 23.)

Mr. Rideout from the Committee on State Government reported "Ought not to pass" on Bill "An Act Establishing Monetary Compensation for Accrued Sick Leave for Classified Services Employees" (H. P. 1030) (L. D. 1496)

Mr. Starbird from same Committee reported same on Bill "An Act Providing for the Administration of a Major Medical Insurance Program for State Employees" (H. P. 1055) (L. D. 1525)

Mr. Watts from same Committee reported same on Bill "An Act to Create an Alternate Member to Serve on the State Probation and Parole Board" (H. P. 422) (L. D. 586).

Same gentleman from same Committee reported same on Bill "An Act Providing Free Use of Maine Turnpike for Members of Legislature During Legislative Sessions" (H. P. 1028) (L. D. 1494)

Mr. Nadeau from the Committee on Towns and Counties reported same on Bill "An Act relating to Contribution by Municipalities Towards Retirement of Teachers" (H. P. 1042) (L. D. 1514)

Reports were read and accepted and sent up for concurrence.

**Ought to Pass in New Draft
New Drafts Printed**

Mr. Hinds from the Committee on Appropriations and Financial Affairs on Bill "An Act to Authorize General Fund Bond Issue in Amount of One Million Seven Hundred and Ninety-five Thousand Dollars and to Appropriate Moneys for Construction, Extension and Improvement for Airports" (H. P. 824) (L. D. 1232) reported same in a new draft (H. P. 1166) (L. D. 1667) under title of "An Act to Authorize General Fund Bond Issue in Amount of Two Million

Eight Hundred and Fifteen Thousand Dollars and to Appropriate Moneys for Construction, Extension and Improvement for Airports" and that it "Ought to pass"

Report was read.

The SPEAKER: The Chair recognizes the gentleman from Millinocket, Mr. Crommett.

Mr. CROMMETT: Mr. Speaker and Members of the House: This new draft L. D. 1667, ups the bond issue a million dollars. It also includes extra towns that are not in the original draft. One thing that bothers me, in the New Draft it says this: "The amounts listed after each unit in this section are to be construed as guides and any one or more amounts listed in the above schedule may be exceeded, with the approval of the Governor and Council, as long as the total expenditures of state money do not exceed the total amount of the bond issue and construction on each unit is performed as nearly as possible to that contemplated."

In this New Draft the Town of Millinocket is included. Legislation affecting my town, the Town of Millinocket, as a matter of courtesy I think I should be consulted. Having consulted with my constituents during the 102nd Legislature, all those that talked to me were not in favor of this bond issue and the Town of Millinocket and the Airport of Millinocket being included. We have a program that will take care of the airport in Millinocket and in due time will make the request for state funds and matching funds from the Federal Government, probably the 104th Legislature.

I am not going to make any motion in regard to this New Draft, but I want the record to show that I have spoken for my constituents.

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

Mr. Lewin from the Committee on Inland Fisheries and Game on Bill "An Act Prohibiting Aliens Employed in Lumber Operations to Possess Firearms" (H. P. 369) (L. D. 516) reported same in a new

draft (H. P. 1167) (L. D. 1668) under title of "An Act Regulating Firearms in Active Lumbering Operations in Unorganized Territory" and that it "Ought to pass"

Mr. Snow from the Committee on Public Utilities on the Bill "An Act to Grant Public Utilities Commission Control Over Cooperatives" (H. P. 696) (L. D. 977) reported same in a new draft (H. P. 1168) (L. D. 1669) under same title and that it "Ought to pass"

Reports were read and accepted, the New Drafts read twice and assigned the next legislative day.

Ought to Pass Printed Bills

Mr. Binnette from the Committee on Health and Institutional Services reported "Ought to pass" on Bill "An Act Authorizing Department of Health and Welfare to Make Grants to Municipalities" (H. P. 490) (L. D. 703)

Mr. Dennett from the Committee on State Government reported same on Bill "An Act relating to Legislative Research Committee Printing" (H. P. 916) (L. D. 1325)

Mr. Martin from same Committee reported same on Bill "An Act Providing for the Official Observance of the 150th Anniversary of the Formation of the State of Maine" (H. P. 723) (L. D. 1018)

Mr. Wight from the Committee on Towns and Counties reported same on Bill "An Act relating to Tax Collector's Resignation" (H. P. 297) (L. D. 417)

Reports were read and accepted, the Bills read twice and assigned the next legislative day.

Referred to Next Legislature

Mr. Dennett from the Committee on State Government on Bill "An Act to Provide for Qualification, Certification and Examination of Tax Assessors" (H. P. 1023) (L. D. 1489) reported that it be referred to the 104th Legislature.

Report was read and accepted, the Bill referred to the 104th Legislature, and sent up for concurrence.

Ought to Pass with Committee Amendment

Mr. Scott of Wilton from the Committee on Business Legislation on Bill "An Act Establishing Maximum Legal Interest Rate on Personal Loans in Excess of One Thousand Dollars" (H. P. 345) (L. D. 493) 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. 345, L. D. 493, Bill, "An Act Establishing Maximum Legal Interest Rate on Personal Loans in Excess of One Thousand Dollars."

Amend said Bill in the Title by striking out the word "One" and inserting in place thereof the word "Two"

Further amend said Bill in the 5th line (3rd line in L. D. 493) by striking out the underlined figure "\$1,000" and inserting in place thereof the underlined figure '\$2,000'

Further amend said Bill in the 8th line (5th line in L. D. 493) by striking out the underlined figure "12%" and inserting in place thereof the underlined figure '16%'

Further amend said Bill in the 11th line (8th line in L. D. 493) by striking out the underlined words and figure "of \$1,000 or more" and inserting in place thereof the underlined words and figure 'in excess of \$2,000'

Further amend said Bill in the 12th line (9th line in L. D. 493) by striking out the underlined words and figure "of \$1,000 or more" and inserting in place thereof the underlined words and figure 'in excess of \$2,000'

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

Mr. Scott of Wilton from the Committee on Business Legislation on Bill "An Act Revising Laws Relating to Licensed Small Loan Agencies" (H. P. 468) (L. D. 681)

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. 468, L. D. 681, Bill, "An Act Revising Laws Relating to Licensed Small Loan Agencies."

Amend said Bill in section 1 by inserting after the underlined word "business" in the 5th line (4th line in L. D. 681) the underlined words 'to another municipality'

Further amend said Bill in section 4 by striking out in the 18th and 19th lines (15th line in L. D. 681) the underlined words "proper District" and inserting in place thereof the underlined words 'District or Superior'

Further amend said Bill in section 5 by adding after the underlined word "licensee" in the last line (same in L. D. 681) the underlined punctuation and words ', and properly record said discharge or release of any mortgage or security interest'

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

Mr. Foster from the Committee on Judiciary on Bill "An Act relating to Certificate of Organization of Nonprofit Corporations Organized Prior to 1911" (H. P. 150) (L. D. 214) 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. 150, L. D. 214, Bill, "An Act Relating to Certificate of Organization of Nonprofit Corporations Organized Prior to 1911."

Amend said Bill in the 8th line (6th line in L. D. 214) by inserting after the word and punctuation "formed," the words and punctuation 'by examination of the corporate records or other substantial evidence,'

Committee Amendment "A" was adopted and the Bill assigned for

third reading the next legislative day.

Mr. Foster from the Committee on Judiciary on Bill "An Act to Allow the Use of Certain Government Bonds in Place of Retention of Payments Due Contractor in State Contracts" (H. P. 631) (L. D. 887) 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. 631, L. D. 887, Bill, "An Act to Allow the Use of Certain Government Bonds in Place of Retention of Payments Due Contractor in State Contracts."

Amend said Bill in the 4th line (same in L. D. 887) by inserting after the underlined word "thereof" the following:

' including the construction, improvement or repair of any and all ways, roads or bridges with appurtenances which, by law, are under the supervision of the State Highway Commission'

Further amend said Bill by adding at the end of the 2nd paragraph (same in L. D. 887) the following new sentences:

'The Treasurer of State shall have the power to enter into a contract or agreement with any national bank, trust company or safe deposit company located in New England or New York City for custodial care and servicing of any securities deposited with him pursuant to this section. Such services shall consist of the safekeeping of said securities and of all services required to effectuate the purposes of this section.'

Further amend said Bill by adding at the end (same in L. D. 887) the following new sentence:

'Such assignment shall not impair the equitable rights of the contractor's surety in the retained payments or in the securities substituted therefor in the event of the contractor's default in the performance of the contract or in the payment of labor and material bills or other obligations covered by said surety's bond.'

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

Mr. Cushing from the Committee on Legal Affairs on Bill "An Act Providing for a Council-Manager Form of Government for Town of Skowhegan" (H. P. 800) (L. D. 1209) 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. 800, L. D. 1209, Bill, "An Act Providing for a Council-Manager Form of Government for Town of Skowhegan."

Amend said Bill in Article II by striking out in the first line of that part designated "Sec. 201" (same in L. D. 1209) the underlined words "Powers and duties" and inserting in place thereof the underlined words 'General powers'; and by striking out all of the 2nd and 3rd paragraphs (same in L. D. 1209)

Further amend said Bill in Article II by adding at the end of that part designated "Sec. 202" the following:

'Notwithstanding the provisions of this section for the election of the town council from the entire town, provisions for election of the council from representative districts or by any combination to be elected at large and from representative districts, may be made by ordinance and submission to a referendum to be acted upon by the qualified voters of the town, and if accepted by a majority of the legal voters voting at said referendum shall take effect as provided in said ordinance.

The result of the vote shall be declared by the municipal officers and due certificates thereof shall be filed by the town clerk with the Secretary of State.

Any ordinance under this section may, after publication and hearing thereon as provided for the enactment of ordinances under this charter, be submitted by the

municipal officers to the voters with the submission of this Act.'

Further amend said Bill in Article II by adding at the end of that part designated "Sec. 204" the following paragraph:

'All other powers now or hereafter vested in the inhabitants of said town, and all powers granted by this charter, except as herein otherwise provided, shall be vested in said town council.'

Further amend said Bill in Article II by striking out all of subsection II of that part designated "Sec. 205" and inserting in place thereof the following:

'II. Appoint the members of the board of assessment review, the planning board and the zoning board of appeals.'

Further amend said Bill in Article II by striking out in the first line of subsection IV of that part designated "Sec. 205" (same in L. D. 1209) the words and punctuation "ordinances; included" and inserting in place thereof the following: 'ordinances, governed by the authority which municipal authorities have to enact ordinances under the Revised Statutes and amendments thereto. Included'

Further amend said Bill in Article II by striking out in the 5th line of that part designated "Sec. 206" (4th line in L. D. 1209) the word "elected" and inserting in place thereof the word 'appointed'

Further amend said Bill in Article II by striking out all of that part designated "Sec. 208" and inserting in place thereof the following:

'Sec. 208. Forfeiture of office. Any member of the council who shall be convicted of a felony, or of a misdemeanor involving moral turpitude while in office shall, after due notice and hearing before the council and the production of records of such conviction, forfeit his office.'

Further amend said Bill in Article II by striking out in the last 2 lines (last line in L. D. 1209) of that part designated "Sec. 209" the words and figures "1964, Title I, sections 401 to 406" and

inserting in place thereof the word 'Maine'

Further amend said Bill in Article III by striking out all of the first sentence of that part designated "Sec. 301" (same in L. D. 1209) and inserting in place thereof the following:

'The council shall appoint a town manager.'

Further amend said Bill in Article VII by striking out all of that part designated "Sec. 703" (same in L. D. 1209) and inserting in place thereof the following:

'Sec. 703. Zoning board of appeals. There shall be a zoning board of appeals which shall be appointed, have such powers and perform such duties as are provided by the laws of the State of Maine.'

Further amend said Bill in Article VIII by striking out all of the last sentence of that part designated "Sec. 801" (same in L. D. 1209) and inserting in place thereof the following:

'The council may, by resolution, order special elections at any time to fill vacancies in the town council as provided in section 212, or to fill vacancies in the offices of town clerk and town treasurer. Vacancies in directors of the School Administrative District shall be filled as provided by law.'

Further amend said Bill in Article VIII by inserting after the words "management of" in the 4th line of that part designated "Sec. 803" (same in L. D. 1209) the word 'municipal'

Further amend said Bill in Article X by striking out in the 2nd line of that part designated "Sec. 1002" (same in L. D. 1209) the figure "100" and inserting in place thereof the figure '1001'; and by striking out in the 17th line (13th line in L. D. 1209) the figure "400" and inserting in place thereof the words and figure '10% of the'

Further amend said Bill in Article XI by inserting after the word "Every" in the first line of that part designated "Sec. 1106" (same in L. D. 1209) the words 'elected and appointed'

Further amend said Bill in Article XI by striking out all of that part designated "Sec. 1108" and

inserting in place thereof the following:

'Sec. 1108. Personnel system. A personnel policy shall be prepared by the council and enacted by ordinance which shall, subject to the provisions of this charter, provide for:

I. The recruitment, employment, appointment and promotion of all town officers and employees, and their removal for cause.

II. The classification of all town positions, with adequate provisions for reclassification of any position whenever warranted by changed circumstances.

III. A wage or salary plan for all town positions.

IV. Policies and procedures regulating reduction in force and the removal of employees.

V. The assignment of duties and regulation of hours of work, provision for sick leave, annual leave, leave of absence and holidays.

VI. Policies and procedures governing provisional, temporary, probationary and emergency appointments and employment.

VII. Policies and procedures governing relationship with employee organizations.

VIII. Policy regarding in-service training programs.

IX. Policies regarding the suspension, demotion, removal, separation, discharge and promotion of officers and employees and grievance procedures in connection therewith.

X. Other practices and procedures necessary or desirable to the administration of the town personnel system, such as health and safety programs.'

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

Mr. Crommett from the Committee on Towns and Counties on Bill "An Act relating to Acceptance of State and Federal Grants" (H. P. 1046) (L. D. 1518) 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. 1046, L. D. 1518, Bill, "An Act Relating to Acceptance of State and Federal Grants."

Amend said Bill by adding at the end the following underlined subsection:

3. Real estate and personal property. The municipality may raise or appropriate money for purchasing real estate and personal property from the Federal Government.

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

Mr. Farrington from the Committee on Towns and Counties on Bill "An Act relating to Care of Paupers at Jefferson Mens Camp" (H. P. 951) (L. D. 1382) 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. 951, L. D. 1382, Bill, "An Act Relating to Care of Paupers at Jefferson Mens Camp."

Amend said Bill by striking out the Title and inserting in place thereof the following Title: "An Act Relating to Care of Indigent Adult Males at Jefferson Mens Camp."

Further amend said Bill by striking out all of the last underlined paragraph and inserting in place thereof the following:

Jefferson Mens Camp, when facilities are available, may be utilized for the care and support of indigent adult males and other dependent males having a settlement within a municipality of the State. The Department of Health and Welfare may make arrangements for the care and support of such persons with municipal officers of a municipality or with county officials, provided that the municipality or county shall be responsible for payment of expenses of the person at the Jefferson Mens Camp.

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

Mr. Robertson from the Committee on Towns and Counties on Bill "An Act relating to Buildings for Education Programs for Retarded Children No Longer Used for the Purpose" (H. P. 431) (L. D. 595) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bills read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 431, L. D. 595, Bill, "An Act Relating to Buildings for Education Programs for Retarded Children No Longer Used for the Purpose."

Amend said Bill by striking out everything after the underlined word "county" in the next to last line (Last line in L. D. 595) and inserting in place thereof the following: ', or the land and buildings, shall revert be returned to the county.'

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 Business Legislation reporting "Ought not to pass" on Bill "An Act relating to Countersigning Fees for Insurance Agents and Brokers" (H. P. 875) (L. D. 1287), which was recommitted.

Report was signed by the following members:

Messrs. KATZ of Kennebec
HARDING of Aroostook
MacLEOD of Penobscot
—of the Senate.

Messrs. SULLIVAN of Portland
FECTEAU of Biddeford
GAUTHIER of Sanford
SCOTT of Wilton
SCOTT of Presque Isle
TRASK of Milo
—of the House.

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

Report was signed by the following member:

Mr. HARRIMAN of Hollis
—of the House.

Reports were read.

(On motion of Mr. Harriman of Hollis, tabled pending acceptance of either Report and specially assigned for Tuesday, May 23.)

**Divided Report
Tabled and Assigned**

Majority Report of the Committee on Inland Fisheries and Game reporting "Ought not to pass" on Bill "An Act Revising the Laws Relating to Guides under Fish and Game Laws" (H. P. 356) (L. D. 503)

Report was signed by the following members:

Messrs. HOFFSES of Knox
FARLEY of York
—of the Senate.

Messrs. COOKSON of Glenburn
RACKLEFF of Easton
GAUDREAU of Lewiston
LEWIN of Augusta
THOMPSON of Belfast
CHAMPAGNE of Fairfield
—of the House.

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

Report was signed by the following members:

Mr. ANDERSON of Hancock
—of the Senate.

Mr. HAYNES of Camden
—of the House.

Reports were read.

(On motion of Mr. Wood of Brooks, tabled pending acceptance of either Report and specially assigned for Tuesday, May 23.)

**Divided Report
Tabled and Assigned**

Majority Report of the Committee on Labor reporting "Ought not to pass" on Bill "An Act relating to Minimum Wage Law" (H. P. 1008) (L. D. 1475)

Report was signed by the following members:

Messrs. NORRIS of Oxford
JOHNSON of Somerset
GOOD of Cumberland
—of the Senate

Messrs. EWER of Bangor
COUTURE of Lewiston

BEDARD of Saco
—of the House.

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

Report was signed by the following members:

Messrs. DRUMMOND of Sidney
HOOVER of Phillips
HUBER of Rockland
DURGIN of Raymond
—of the House.

Reports were read.

The SPEAKER: The Chair recognizes the gentleman from Bangor, Mr. Ewer.

Mr. EWER: Mr. Speaker, I move acceptance of the Majority "Ought not to pass" Report.

The SPEAKER: The gentleman from Bangor, Mr. Ewer, now moves that the House accept the Majority "Ought not to pass" Report.

(On motion of Mr. Harriman of Hollis, tabled pending the motion of Mr. Ewer of Bangor to accept the Majority "Ought not to pass" Report and specially assigned for Tuesday, May 23.)

Divided Report

Majority Report of the Committee on State Government reporting "Ought Not to Pass" on Bill "An Act Creating the Maine Board of Auctioneers" (H. P. 1021) (L. D. 1509)

Report was signed by the following members:

Messrs. WYMAN of Washington
LUND of Kennebec
STERN of Penobscot
—of the Senate.

Messrs. STARBIRD of Kingman
Township
DENNETT of Kittery
RIDEOUT of Manchester
Mrs. CORNELL of Orono
—of the House.

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

Report was signed by the following members:

Messrs. PHILBROOK of South
Portland
MARTIN of Eagle Lake
WATTS of Machias
—of the House.

Reports were read.

On motion of Mr. Rideout of Manchester, the Majority "Ought

not to pass" Report was accepted and sent up for concurrence.

Divided Report

Majority Report of the Committee on Towns and Counties on Bill "An Act relating to Joint State and Municipal Purchasing" (H. P. 335) (L. D. 469) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Messrs. COUTURIER
of Androscoggin
MILLS of Franklin
—of the Senate.

Messrs. CROMMETT
of Millinocket
WIGHT of Presque Isle
MEISNER
of Dover-Foxcroft
ROBERTSON of Brewer
SNOWE of Auburn
NADEAU of Sanford
FARRINGTON of China
—of the House.

Minority Report of same Committee reporting "Ought not to pass" on same Bill.

Report was signed by the following member:

Mrs. SPROUL of Lincoln
—of the Senate.

Reports were read.

On motion of Mr. Robertson of Brewer, the Majority "Ought to pass" Report was accepted and the Bill was read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 335, L. D. 469, Bill "An Act Relating to Joint State and Municipal Purchasing."

Amend said Bill by adding at the end the following underlined sentence: This subsection shall apply to a municipality notwithstanding any provision in its municipal charter to the contrary.

Committee Amendment "A" was adopted and the Bill assigned for third reading tomorrow.

Third Reader Tabled and Assigned

Bill "An Act relating to Application of State Aid for School Construction" (S. P. 13) (L. D. 29)

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

The SPEAKER: The Chair recognizes the gentleman from Caribou, Mr. Allen.

Mr. ALLEN: Mr. Speaker and Members of the House: Representative Hanson, the gentle lady from Lebanon and Chairman of our Education Committee, is unavoidably absent today and therefore I request in deference to her that this be set aside until next Tuesday, May 23.

Thereupon, on motion of Mr. Richardson of Stonington, tabled pending passage to be engrossed and specially assigned for Tuesday, May 23.

Passed to Be Engrossed

Bill "An Act Appropriating Funds to Operate the Board of Pesticides Control" (S. P. 650) (L. D. 1658)

Bill "An Act relating to Right to Vote on Approval of Final Urban Renewal Plans" (H. P. 829) (L. D. 1237)

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

Amended Bills

Bill "An Act relating to the Protection of Trade Secrets" (H. P. 943) (L. D. 1375)

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.

Third Reader Tabled and Assigned

Bill "An Act Revising the Credit Union Law" (H. P. 963) (L. D. 1406)

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

The SPEAKER: The Chair recognizes the gentleman from Hollis, Mr. Harriman.

Mr. HARRIMAN: Mr. Speaker, I would like to have this tabled until Tuesday, May 23.

The SPEAKER: The gentleman from Hollis, Mr. Harriman, moves

that item 5, L. D. 1406, be tabled until Tuesday, May 23.

The Chair recognizes the gentleman from Brewer, Mr. Robertson.

Mr. ROBERTSON: Mr. Speaker, this item has been tabled three times—I would like to request a division—

The SPEAKER: The gentleman may not debate it, if he wishes a vote on the tabling motion he may so state.

Mr. ROBERTSON: I would request a division.

The SPEAKER: A vote has been requested on the tabling motion. The gentleman from Hollis, Mr. Harriman, moves that item 5 be tabled until Tuesday, May 23, pending passage to be engrossed. All those in favor of tabling will vote yes; those opposed will vote no. The Chair opens the vote.

A vote of the House was taken. 61 having voted in the affirmative and 47 having voted in the negative, the tabling motion did prevail.

Third Reader Tabled and Assigned

Bill "An Act relating to Certain Expenses of Supreme Judicial Court Paid by State to Cumberland County" (S. P. 207) (L. D. 546)

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

The SPEAKER: The Chair recognizes the gentleman from Kingman Township, Mr. Starbird.

Mr. STARBIRD: Mr. Speaker, I request that this be tabled until Tuesday next.

Mr. Gill of South Portland then requested a division.

The SPEAKER: A vote has been requested on the tabling motion. All those in favor of item 6 being tabled until Tuesday, May 23, pending passage to be engrossed will vote yes; those opposed will vote no. The Chair opens the vote.

A vote of the House was taken. 78 having voted in the affirmative and 39 having voted in the negative, the tabling motion did prevail.

Bill "An Act relating to Construction of Public Camp Sites by

the Forest Commissioner" (S. P. 502) (L. D. 1217)

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

Passed to Be Enacted Emergency Measure

An Act Increasing Borrowing Power of Maine Maritime Academy (H. P. 128) (L. D. 192)

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. 122 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act relating to Expending Aroostook County Funds for Maine Potato Blossom Festival (H. P. 169) (L. D. 232)

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. 122 voted in favor of same and 2 against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act Increasing the Number of Medical Examiners for the County of Oxford (H. P. 1006) (L. D. 1473)

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. 122 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act relating to Financial Matters of the Mount Desert Island Regional School District and Authorizing School Administrative District No. 48 to Take Water from Nokomis Pond (H. P. 1128) (L. D. 1605)

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. 122 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Passed to Be Enacted

An Act Increasing Minimum Wages (S. P. 48) (L. D. 38)

An Act Revising the Minimum Wage Law (S. P. 91) (L. D. 172)

An Act Directing Review of the Liquor Laws (S. P. 274) (L. D. 654)

An Act relating to Fallout Shelters in Public School Buildings (S. P. 607) (L. D. 1589)

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

Enactor

Tabled and Assigned

An Act relating to the Water and Air Environmental Improvement Commission (S. P. 635) (L. D. 1635)

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

The SPEAKER: The Chair recognizes the gentlemen from Eagle Lake, Mr. Martin.

Mr. MARTIN: Mr. Speaker and Members of the House: Yesterday I pointed out to you when we were discussing the other pollution bill that there were a number of amendments that should be made to this bill if it should be used as a vehicle which we are hoping to solve the pollution problem. I am at the present time working on two of these amendments, which I think will be ready Monday afternoon. And I would hope that

someone would table the bill until that time and at which time the amendments will be presented to you for your consideration.

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

Mr. HENNESSEY: Mr. Speaker, I would like to pose a question through the Chair—in regards to this bill, I have hurriedly gone through it. What built-in safeguards are there for the municipality if it goes through this sewer construction and the plant does not work? I was wondering if there was anything being taken as far as that it concerned.

The SPEAKER: The gentleman from West Bath, Mr. Hennessey, poses a question through the Chair to any member who may answer if they choose.

The Chair recognizes the gentleman from Eagle Lake, Mr. Martin.

Mr. MARTIN: I will not attempt to answer the question because basically this is one of the problems that exists with the present bill. I hope that by an amendment this will be clarified. I hope this answers the question posed by the gentleman from West Bath, Mr. Hennessey.

Thereupon, on motion of Mr. Jalbert of Lewiston, tabled pending passage to be enacted and specially assigned for Tuesday, May 23.

An Act Changing the Foundation Program Per Pupil Allowances (S. P. 638) (L. D. 1642)

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

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

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: This morning I find that my legislative staff has been at work, and they have forwarded some material which I think would probably be of interest to members of this House. I find in the Bangor Daily News of May 19, 1967 an Editorial from the newspaper that has not always been too friendly to our views on legislative matters. However, this morning I

find that this is quite interesting and I would like to read it for the record and to members of the House. "The Governor Looks Ahead."

"There is an ironic aspect to the present debate over state spending and taxation. Republicans are usually associated with sound fiscal policy while Democrats have gained a reputation for being the big spenders. But right now Democratic Governor Curtis is warning Republican legislative leaders that their spending program goes too far too fast.

In order to finance a \$10-million boost in state school subsidies for 1969 only—this would become in excess of 25 millions for the two following years, and so on and on—along with other record state expenditures, the Republicans propose to increase the sales tax from four to five per cent. Only Oklahoma has such a high rate. And Maine's sales tax has few exemptions. Any increase will hit the pocketbooks of low-income families.

It is argued that the increase would bring relief to the heavily taxed property owners. Higher state educational subsidies would ease the education burden now placed on municipal property levies.

But what relief would this amount to in the long run? The costs of municipal services are on the increase, including educational demands. Is any property owner so naive as to believe a hike in the sales tax to finance record state spending is going to be of much help to him?

But the vital point brought out by Curtis is that heavy commitments made now by the 103rd Legislature will put the 104th Legislature in a predicament—just as the spending spree of the 102nd has confronted the present Legislature with an A-1 financial headache.

The spending proposed by the GOP legislators, warns the Governor, means that another major tax increase must be imposed two years hence. To get the kind of additional revenue needed to meet commitments proposed by the

present GOP leadership, would require an income tax or another hike in the sales tax—which started out not many years ago at a modest two per cent.

The Governor sensibly advocates that spending be approached on a priority basis and that a firm grip be held on the reins.

In proposing to boost state subsidies far above what was recommended by the Governor, and amounting to as much as an allowable maximum increase of 45 per cent, the Republican leaders appear to have succumbed to the pleas and pressures of special interest groups, especially the Maine Teachers Association. Rank and file citizens won't be pleased if they find themselves facing yet another major state tax increase only two years from now.

The situation could well have a disastrous effect on projects that would be financed by bond issues. The citizens pass upon bond issues by referendum vote. If angered by excessive spending, which means excessive taxation, they might reject good bond issue proposals as well as bad ones. That would indeed put the 103rd Legislature and the state in a fix.

As the Governor contends, the long-range answer to the state's financial problems is economic growth that will swell revenue without soaring the rates. While such growth is being sought, the state must be fiscally prudent about progress. The very growth that is being sought would be retarded by additional major taxation, which would harm the state's industrial climate.

There is need to pick and choose carefully when spending measures are being considered; not forgetting that other public services such as health and welfare, anti-pollution programs and highways need money as well as education.

We urge the Republican-controlled Legislature to look beyond present demands and clamorings as it examines its partisan spending-taxation package." Thank you.

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

Mr. RICHARDSON: Mr. Speaker and Members of the House: I assume from the fact that the Minority Floor Leader read this editorial, that he is in complete agreement with everything stated. It is not my purpose to debate in absentia with the Editorial writer.

I do want to point out first of all that we do not subscribe to the proposition that a major tax is made necessary by enactment of the Republican Program at this session. Secondly, that we gave long and careful consideration to the priorities and we believed that tax redistribution and education are top priority items before the people of the State of Maine. Thirdly, I wish to point out to you that much of the spending we are talking about is necessitated by action taken by the 102nd Maine Legislature. Next, I would like to suggest to the gentleman from Madawaska, Mr. Levesque, that it is the Republican Party that imposed responsible fiscal control on school construction by reimposing the 13% limitation on S.A.D. borrowing with a sliding scale limitation, and that this was the program that was fought so long and hard and unsuccessfully by the Minority Leaders of this House.

Finally, I would make a comment, and it is the one thing that the gentleman from Madawaska, Mr. Levesque, read, that troubles me. It is the suggestion being made that the Republican leadership succumbed to pressure on it by the Maine Teachers Association. The same charge of course was made against the Maine Teachers Association and its Executive Director; the same charge has been made against the Maine Municipal Association by the members of the minority and by the Chief Executive. The Republican program was formulated long before there was any discussion by the Maine Teachers Association or the Maine Municipal Association of any activity or any public meetings or anything else. This program represents the best judgment of the Republican leadership of the House and Senate. It is not a reaction to any pressure from any special interest group. The only pressure that is

involved is the need for property tax relief and for a continuation of the commitment of this State to publicly support education. Thank you.

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

Mr. JALBERT: Mr. Speaker and Members of the House: Insofar as 1642 is concerned, it's fair to assume that the measure will be enacted this morning; eventually the measure will amount to nothing because it will be part of the package anyway, and it certainly is further assumed that my wish that I made on the Floor of the House and also made publicly will finally come to be a reality when I talk about the fact that both parties will have to compromise, and I've gone into these reasons before. And insofar as I'm concerned, I am for 1642, hoping very much however that because possibly we might not go the whole way now, the spirit of compromise will be entertained so that the version of it at this time might be watered down.

I must comment however, on the gentleman from Cumberland, Mr. Richardson's continuous statements about the fact that the program as submitted and he likes so much to call the Republican Program and he has reminded me so often that it is our program, we've got it and they want it. Now I'm going to repeat myself right now, if the gentleman would like to spend an hour or two hours with me debating this gem with me, after I get through with him, I know that he will love to divorce it, but apparently he doesn't want to accept the challenge.

Now one thing I want to make clear, and it's this, that when the gentleman from Cumberland, Mr. Richardson makes the comment that this program is brought about by the spending of the 102nd Legislature, and that the commitments are being met because of the spending of the 102nd Legislature, this is not so. The big hike in the budget as submitted by the Governor and approved, whether it was submitted in Part I or Part II is of no consequence, because

the general subsidy program of the 100th and 101st as submitted by a Republican Governor had the general subsidy program commitment as by law, in the Part II, in the Supplemental Budget, and only one look at that document will prove my point, and that was not repudiated when I made it a few days ago.

This makes the item of \$15,000,000 quite a parcel when it involves itself in the 24% more, or 26% more as submitted either by the Governor in his Supplemental Budget or his Budget Message, or as put into 1575, and if we turn around and raise the same — just add to our figure of our budget of two years ago the normal 4% which is — which we must, even to keep the store open, that takes up that, in great part that takes up the reason for the raise from the current services expenditures to the supplemental expenditures as entertained in L. D. 1575. I do agree that it was not in the current services, the \$15,000,000, it was in the supplemental budget, and I further agree that I agree with the gentleman that it should have been in the current services. I agreed with it when it was done by a Republican Governor, I agreed with it when it was not done by a Republican Governor, and I agree with it when it was not done by a Democratic Governor.

Now as far as the rest of the program which involves what is now by even my own admission the Republican package, and I agree with you that it is your program, and you can have it incidentally. I will say to you that as far as we are concerned the University of Maine items which calls for a million for the first year of the biennium and eight hundred thousand for the second year of the biennium, I agree there that this sum of money may be not the million, eight hundred thousand dollars, but certainly because we went into a crash program of building, I said so in the Appropriations Room, I said so personally to the gentleman from Cumberland, Mr. Richardson, and I say so now, if you build

a building you have got to put the typewriter in it, and I agreed with my own leadership on this thinking, and I think this was a fallacy in our program. However, when we go to the A.D.C. program, certainly that can't be — which is a good program, but certainly the 102nd can't be accused of spending there because they killed that proposal. And this package involves it into \$900,000 for the second year of the biennium.

I will say to the gentleman from Cumberland, Mr. Richardson, that I don't see why he only went to half the loaf, I don't see why he didn't go the whole loaf and make it the third year and the second year because in your penny package you've got plenty of money to spare anyway, and believe me you do. Now as far as the foundation of \$10,000,000, certainly that was no spending spree of the last session of the Legislature. I just heard about it about three weeks ago, and that's \$10,000,000. The oceanography of \$200,000 each year, that was no spending spree of the Democrat or Republican Party, I just heard of it, they added two hundred or four hundred thousand dollars when this package came out. Insofar as the State Employees is concerned, that was no spending spree of the 102nd Legislature, these are new L. D.'s. Now we can go on on the transfers of the general fund for bond maturity. This is the law, and I will again agree with you when it comes to that item of interest on bonds, that was not in our package and it should have been in our package. However, I think you would also agree with me that when you talk about general fund L. D.'s that the Governor might have been remiss in not putting in monies for L. D.'s, I would like to have anybody here show me where any Governor, at least since I've been here, has included in his budget Part I or Part II money for L. D.'s. That is our job.

This is why I am talking compromise. My own self by my vote on the trade-in tax have indicated that possibly our own program was not a hundred percent right, and

by my statements now by admitting some things in this Republican package and by tearing down some things in the package also you must admit that I am not entirely right. It seems that we are going to keep right on talking and talking and talking 'til finally we will be here 'til Labor Day. I beseech you people to sit down and get together. I will continue.

Insofar as the program of scholarship funds of a million dollars, I would meekly suggest to the learned majority that they remove this item from the package, because it doesn't belong in it. This is a Constitutional Amendment in it, and before you put money in it, you have got to ask the people in referendum — do we want to go into this or do we not want to go into this, and after we come back, if it passes, then we either appropriate funds for it, or else if it doesn't pass, it's gone.

Certainly the Parks and Recreation facilities of four million dollars cannot be tagged to the Republican spending of the — to the 102nd Legislative spending. I don't know, there are others, that three million dollars, I haven't figured that one out yet. You'll have to give me another lesson on it.

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

Mr. BRAGDON: Mr. Speaker and Members of the House: Before our Floor Leader responds to the gentleman from Lewiston, I would like to make just one brief comment, perhaps I would put it in the form of a question to the gentleman from Lewiston. It seems to me that he would have to concede that the 102nd Legislature provided sufficient taxation revenue for their program, that there would have been no necessity for Governor Curtis to have placed \$15,000,000 in Part II of the Budget. We have currently always looked upon Part II as new programs. How does he explain the fact that we were short \$15,000,000 that had to go into the Part II? Was there any other reason than except the 102nd didn't provide the taxation

measures to take care of their program?

The SPEAKER: The gentleman from Perham, Mr. Bragdon, poses a question through the Chair to the gentleman from Lewiston, Mr. Jalbert who may answer if he chooses and the Chair recognizes that gentleman.

Mr. JALBERT: Mr. Speaker, I will gladly answer that question after the gentleman from Perham, Mr. Bragdon, answers me how he voted for the same type of an operation when his own friend, His Excellency, Governor Reed, did the same thing at the 100th and the 101st session. When he answers that question, I'll answer his question.

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

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: My reason for reading the editorial from the Bangor Daily News this morning, I thought was quite apropos to what we were discussing here this morning. However, I find some remarks made by the gentleman from Cumberland, Mr. Richardson somewhat questionable as to how he proposes to increase teachers' salaries, decrease spending on the local level and then by the same tone of voice reduce municipal taxes.

I have found out that when you take out one part of municipal spending, automatically it goes into something else, so it is quite questionable as to whether this will reduce any municipal taxes in the future. As to his comments regarding the school construction aid that was passed by the 102nd Legislature, looking over the record, you will find very little controversy between the Minority Party then and the Majority Party, plus the fact that their own then Governor John H. Reed signed the measure. If they would have been that much against it, and they had sufficient votes to sustain the Governor's veto, I would assume that if the opposition was that great that that step would have been taken then and not bring it up two years after that they were opposed but yet did nothing about it.

In regards to the remarks made by the gentleman from Perham, Mr. Bragdon, regarding why the money wasn't put in the 102nd to take care of school construction, if you will recall, just a few short months ago when the amount of money was estimated needed to cover these construction projects, this changed from week to week and from month to month. We started with a 6.5 million dollar project, then it went up to seven and it went up to twelve and it went up to fourteen and it went up to seventeen and one-half million dollars, so it is quite evident that two years ago the Department of Education could only give a rough estimate and even those rough estimates then has proven now that they would have been very rough estimates.

So ladies and gentlemen of this House, this morning I find myself in the position of having to ask for a division on this motion when it does come before the House.

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

Mr. ROSS: Mr. Speaker and Ladies and Gentlemen of the House: I have but one calm and quiet question that I would like to pose to the gentleman from Cumberland, Mr. Richardson. Under L. D. 1642 there are some of the smaller towns that would receive less money than they are receiving now. For instance, in our area meeting we found this was so with the Town of Alna, and consequently those people from that small town were against 1642. My only question is, are there any plans to amend this so that no towns would get less than they are getting now?

The SPEAKER: The gentleman from Bath, Mr. Ross, poses a question through the Chair to the gentleman from Cumberland, Mr. Richardson who may answer if he chooses and the Chair recognizes that gentleman.

Mr. RICHARDSON: Thank you, Mr. Speaker. Ladies and Gentlemen, in answer to the question the Republican Program, and I am still proud to claim that it is the Republican Program, will in its final form include a grandfather

clause to guarantee that towns such as Alna will not receive less than they are presently receiving.

Secondly, if I may, Mr. Speaker, I would like to indicate to the gentleman from Madawaska, Mr. Levesque, the Republican leadership's plan does not dictate to the municipalities and S.A.D.'s how they shall spend whatever money they might gain as a result of tax relief. If they choose to increase teachers' salaries, that's a matter of local government and a decision that they should make and they alone. We don't propose to meddle in the affairs of local government or the local government of individual S.A.D.'s. We do say that it is high time the State of Maine assumed a more equitable share of the cost of public education, and that's what the program is all about. Thank you.

Mr. Levesque of Madawaska was granted permission to speak a third time.

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: I find myself this morning in this position that the gentleman from Cumberland, Mr. Richardson has pointed out a few minutes ago that this was not a program that the Maine Teachers Association or any other association had been in conjunction with the Majority Party. I also find this morning that in the same day or in the same twenty-four hour period that all the superintendents of the schools of the State of Maine had received mimeographed copies of letters signed by the Majority Party for their support of L. D. 636 then and now 1642. This was so closely related that within a matter of hours the mail was starting to come into Augusta, that all the superintendents of the State of Maine had been contacted by the Majority Party. I sometimes wonder if there might have been a slight relationship between the two.

And again as pointed out by Mr. Richardson this morning, in the Republican proposal — in the new Republican proposal there is something there for everybody as he stated.

The SPEAKER: The Chair recognizes the gentleman from Portland, Mr. Cottrell.

Mr. COTTRELL: Mr. Speaker and Members of the House: I think I'm one of many who are in a quandry about many things, and whose ever program it is.

I've been told on pretty good authority that there are only a handful of legislators in this very respectful Body of ours who understand all the implications of our subsidy program.

Now, I've been told, and I haven't heard it thoroughly rebutted that a program of this type—of course we know that the ten million dollars, most of it is going to pay for school teachers' salaries which have already been committed—we know that. Now, the thing that I haven't been able to find out definitely is whether or not the installation of a ten million subsidy program is really going to demand that there be another major tax in the next biennium, and I would hope that somebody could give a very authoritative definite figure answer to that question.

Mr. Richardson of Cumberland was granted permission to speak a third time.

Mr. RICHARDSON: Mr. Speaker and Members of the House: I don't propose to get into a debate at this time on the question of revenues and future revenues—I think our position on this has been made clear to the Press, and I don't propose to debate it again this morning, but I do want to indicate to the gentleman from Madawaska, Mr. Levesque, that the Republican program was arrived at as is any legislative program after weeks and weeks of very hard work, and that at the time we announced the program we learned that there were going to be meetings that have been discussed, and the President of the State Senate and the Speaker of the Maine House wrote to the school superintendents who were having these meetings and enlisted their support for what was described as, and still hopefully will be, a bipartisan effort. The closing sentence was: "In the interests of good government we ask your help in making this a bipartisan effort."

Now, I'm saying to the gentle-

man from Madawaska and every other person in this House—we want the support of teachers, we want the support of the superintendents of schools, we want the support of parents, we want the support of all people in the State of Maine who are interested in doing something constructive for the educational program in this State. We don't want the hypocrites that pay lip-service, and we don't want those who are insincere. We want the people of the State of Maine to support this program. We, as legislators, feel it's our obligation to go out and tell the people what our program is and let it stand or fall on the merits, and we're going to do that in every instance in which we have an opportunity to do so, and I don't want you to make any mistake about it.

Mr. Levesque of Madawaska was granted permission to speak a fourth time.

Mr. LEVESQUE: Mr. Speaker and Members of the House: I don't think that at any time I ever questioned the sincerity of the gentleman from Cumberland, Mr. Richardson, and I would assume from his remarks that he is not questioning my sincerity or that of the Governor.

In his last remarks he failed just in one area—the failure to ask the taxpayers how they felt about it.

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

Mr. BRAGDON: Mr. Speaker and Members of the House: In a belated and a partial reply to the answer that I didn't get from the gentleman from Lewiston, Representative Jalbert, that I didn't get to my question that I asked him, I would comment to him that no one knows better than he that any influence that I had on what the policies of the 102nd Legislature, were absolutely nil. No one knows that better than he does.

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

Mr. CARROLL: Mr. Speaker and Members of the House: I have in my possession a letter—a copy I believe of the same letter that

Mr. Richardson had in his possession, and which I had hoped he would read, because I have contacted with some of his delegation and I find that they knew not the contents of the letter or the fact the letter was mailed.

“State of Maine, House of Representatives, May 11, 1967.

Dear School Superintendents:

The limitations of time are such that it is impossible for us to contact each one of you individually prior to your meetings being held throughout the State on Saturday, May 13. For this reason, we are using this method to acquaint you with some of the details of the Republican program for Maine.

We propose that the already dangerously overburdened property tax be relieved by a redistribution of the tax burden to place a larger share of the cost of public education on the State's shoulders. We propose to raise the maximum per pupil allowance from \$255 to \$320. This will return ten million dollars to the towns and cities during the second year of this biennium and annually thereafter. We also propose to relieve the towns and cities of the \$900,000 burden imposed by the 18% contribution to the A.D.C. program.

As a consequence of the Governor's failure to provide an increase in the foundation program, Maine education will be held to a standstill if the Governor's program is adopted. Maine's education system and the fiscal stability of her towns and cities will be seriously damaged. We place the highest priority on continued dollar commitment to education and the strengthening of local government.

Should our program fail, it will be because the Governor is actively creating partisan opposition and has even threatened a veto. We have asked for and received enthusiastic Republican support for our program. In the interest of good government, we ask your help in making this a bi-partisan effort.” Signed by the Speaker of this House plus the President of the other Body.

Ladies and gentlemen of this House, I'd like to tell you I attended the meeting in Kennebunk, Maine, and the speakers arose, each one, and informed me that this was a non-political meeting. Ladies and gentlemen of this House, I do not wear blinders, but I do wear glasses. I tell you, and I tell each and every person in the State of Maine that education and politics walks hand in hand, and it is impossible to divide the two. Don't kid me—I'll not kid you. These are the hard facts of life, and everybody knows it—every lasting taxpayer in every area of the State knows this.

I also pointed out to them that this was not just a one-cent increase in the sales tax, but it was going to be a two-cent increase, because there'd have to be another tax coming along, and that they were not just supporting one item—they were supporting a bundle. And I want the record to read and I want the record straight, that I stood before these people and I called a spade a spade, and I don't call a spade a hayrake, and I'm not going to be misled, nor will the taxpayers of my town be misled. When we raise a \$100,000, a pittance of \$6,000 isn't going to save anybody's hide in my town. My taxes are not going down, and their taxes are not going down, and if they're dreaming of a bushel basket of money from Augusta, they're in for a rude awakening.

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

Mr. FARRINGTON: Mr. Speaker and Members of the House: Two years ago in the 102nd Legislature, we passed a bill known as the “Uniform Effort Bill.” It was my understanding at that time that the purpose for this bill was to reduce the burden of the property taxpayers in the State of Maine.

Now at this point we propose to enlarge upon those purposes, and I assure you that both sides of the aisle were in concurrence on this matter, and personally I believe that we are long overdue on relieving the property taxpayer of such a burden and such an elevation as we've now reached for the support of education.

Personally, it is my contention that the friends of education would want a broader tax because it's my firm conviction that those who have this property tax burden are getting to the point where they will be in opposition to furthering the betterment of education because of this burden. This was the trend and the purpose in the 102nd. We are only enlarging on the "Uniform Effort Bill" at this time.

I had intended to speak to you some this session in regard to the setting of State valuation which is the foundation, the very foundation, of our subsidy program. I did study very profusely this particular area and found out that it needs further study.

I do not for the life of me see the argument in regard to holding the line on something that in the 102nd we started in good faith. If we were right in the 102nd, and I am sure we were in this attempt to relieve the burden on the property taxpayer, and due to the fact that the Board of Equalization who sets the State values increased these values so that what we attempted to do in the 102nd was practically neutralized, I think that this 103rd has an obligation to go forward in this direction.

I hope that we will go along this session and be progressive in this field of relieving the burden of the property taxpayer and I won't go into the many reasons; I think basically we can see by the many bills that were in here this session in regard to trying to relieve those who were on fixed income and pensions and so forth, of this extreme burden of paying the cost of education. I thank you very much.

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

Mr. BENSON: Mr. Speaker and Members of the House: The gentleman from Limerick, Mr. Carroll, has read the contents of a letter mailed out May 11, over the signature of our Speaker and the President of the Senate.

I think it might be well to explain why this letter was written. It served a dual purpose. It is true that it was the solicitation of

the support of the superintendents of the Republican program, but it also had I think an even more important role, and that was to placate the proposed march on Augusta by people in the field of education, demanding that something be done to relieve the property tax at the municipal level. We felt that this would be a very unfortunate situation for we as legislators to be involved in, and we conceded it would serve to embarrass the Governor extensively, and it was the feeling of the gentlemen who signed this letter that this would be an unfortunate situation all around. It was for this reason that the letter was written. I ask for a roll call vote on this measure when it's taken.

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

Mr. JALBERT: Mr. Speaker and Members of the House: I feel that I should answer directly, as I always do, the question of the gentleman from Perham, Mr. Bragdon, wherein it concerns placing the extra money that we're committed to by law in the Supplemental instead of the Current Services Budget. This is very obviously a move to balanced budget. I have never agreed with it—but I mean there is nothing basically wrong with it because anyone who has done it regardless of the Governor or regardless of what political faith he belongs to it, has already covered the thing by recommending additional taxes.

The gentleman further commented, however, that he said he was not as knowledgeable at the 102nd as he was—at the 102nd as I was. It's the first time by my knowing at all times there must be some levity in anything it's the first time in my tenure here that I've known the gentlemen or ladies from Aroostook County had to tell legislative delegation not to tell one another everything that goes on.

The SPEAKER: A roll call has been requested.

The Chair recognizes the gentleman from Stonington, Mr. Richardson.

Mr. RICHARDSON: Mr. Speaker and Members of the House I have just a couple of points that I'd like to add. Number one, L. D. 1642, is actually a compromise document. The original draft of this bill 636, was the work of the Legislative Research Committee and the General Chairman, my good friend from Lewiston, Mr. Jalbert, and this original L. D. 636 required a considerable amount more money—

The SPEAKER: The gentleman is breaching the rules of the House. The gentleman may proceed.

Mr. RICHARDSON: The original 636 would have required a considerable amount more money than the compromise bill 1642. In fact, we felt that one of the things that was removed by 636 was a prerogative of the Legislature, since 636 would have given to the State Board of Education the right to tell us what the minimum Foundation Program would be each year, after determining this from the average cost.

You can see, as I can see, that this could have increased the amount of subsidy necessary each year by tremendous amounts, and the Committee in its wisdom felt that this was not a good thing to include and deleted it in the compromise bill. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Portland, Mr. Cottrell.

Mr. COTTRELL: Mr. Speaker and Members of the House: I'm going to vote for this subsidy bill this morning to indicate that I'm in favor of increased subsidies to education to the municipalities, but in doing so I feel I'm just punting and I'll get the ball back again, and when things get a little more nearer the end I am reserving—I'm not committing myself to anything. I think this may be a little longer ball game than it might appear now. I'd like to say this though just—it might not be germane, but I did have to speak down at the Portland meeting — they had about 600 there — and I said, I'm for education, I'm a teacher. I'm for taxation, I introduced two tax bills, I'm a Demo-

crat and I have some difficulties here, but I did look up some of the impact of the tax—for instance the City of Portland pays a little over \$6,000,000 a year in sales taxes. This is not good reasoning but you could compare that amount to the increased subsidy that Portland will get from all this, and that's about \$270,000. As I say, that is not good logical reasoning, but it's an indication of what will happen when we go to a majority tax, and next week we're going to debate I understand an income tax and you might want to go into a baby income tax before you get all through with this.

The SPEAKER: The Chair recognizes the gentleman from Portland, Mr. Scribner.

Mr. SCRIBNER: Mr. Speaker and Members of the House: A few moments ago the gentleman from Portland, Mr. Cottrell, asked what I felt was a very valid question as to what the fiscal implications of this are in the future. No one chose to answer him, and I feel that in good faith and as my personal feelings toward fiscal responsibility, that something in the record should show regarding the debate on this issue what a valid assumption of what the fiscal implications of this bill will be.

Back in January the Bureau of the Budget started a projection on what the anticipated revenue and expenditures would be in the coming biennium based on a ten-year analysis of the preceding bienniums. That has been completed and also into some of these figures the Republican program has been inserted, and projections made on the same assumptions that we used for the original one.

I'd like to point for the benefit of the members of this House, the Bureau of the Budget, an independent agency of State government, has come up with a projected \$46,000,000 current services deficit in the next biennium. The major portion of that would be caused by the passage of 1642. I want you to remember that figure; \$46,000,000 when compared to the current services deficit this biennium was \$15,000,000, and as I recall at the preceding biennium

it was \$10,000,000. Now we're talking about a tremendous increase, and I want the record to show, and in answer to Mr. Cottrell's question that that in general is a valid assumption of what the fiscal implications of what we are dealing here today will mean in the future.

The **SPEAKER**: The Chair recognizes the gentleman from Kingman Township, Mr. Starbird.

Mr. **STARBIRD**: Mr. Speaker and Members of the House: I find myself this morning in sympathy probably with the aims of this document, but I'll have to vote against it, because from what I gather in my poor understanding, to implement this means a sales tax. Where does the sales tax hit? It hits old people on pensions, and it hits young people with families. It hits the low wage earner, and I can't go back to five thousand people in my district and look them in the face. A large proportion of them fall into these categories — and answer their question — why did you tax us? They don't want this tax. I've talked with a lot of them over the weekend. They don't want it. They're against it. All that you can do is tax, tax, tax. These are the implications — implications for next year.

In this document — with this document we're going to spend money, if we pass it. Very well. Are there other means to get the needed money, provided it is needed? And yes, there are other means, there are other means I think are far better.

This State has never levied a corporate income tax. If it levies a corporate income tax you will get the money where it is needed — where it is from those that are able to pay it, and pay for what is needed. This is an area that I think should be gone into quite thoroughly, because I think that this possibly might be the answer, or a partial answer to this problem.

Therefore, this morning I shall vote against this document because if I vote against it I can conscientiously vote against a sales tax. If I vote for this, I cannot con-

scientiously vote against the sales tax, because irregardless right now, what we say or what we do, at the present moment these two items are tied together — they're tied together in practically every statement you hear spoken on the streets today, in the aisles and corridors of this State House. I thank you.

The **SPEAKER**: For the Chair to order a roll call it must have the expressed desire of one fifth of the members present and voting. All of those desiring a roll call will vote yes, those opposed will vote no, and the Chair opens the vote.

A vote of the House was taken, and more than one fifth of the members present having expressed a desire for a roll call, a roll call was ordered.

The **SPEAKER**: The pending question is the enactment of Senate Paper 638, L. D. 1642, An Act Changing the Foundation Program Per Pupil Allowances. All those in favor of its enactment will vote yes, those opposed will vote no, and the Chair opens the vote.

ROLL CALL

YEA — Allen, Baker, E. B.; Baker, R. E.; Benson, Birt, Bragdon, Brown, Buck, Bunker, Burnham, Clark, Cornell, Cote, Cottrell, Crockett, Cushing, Darey, Dickinson, Drummond, Dunn, Durgin, Edwards, Evans, Ewer, Farrington, Foster, Fuller, Gill, Hall, Hanson, P. K.; Harriman, Hawes, Haynes, Henley, Hewes, Hichens, Hinds, Hodgkins, Huber, Humphrey, Immonen, Jalbert, Jameson, Jannelle, Jewell, Lewin, Lewis, Lincoln, Littlefield, Maddox, McMann, McNally, Miliano, Mosher, Noyes, Pendergast, Philbrook, Porter, Prince, Quimby, Rackliff, Richardson, G. A.; Richardson, H. L.; Rideout, Robertson, Robinson, Ross, Roy, Sahagian, Scott, C. F.; Scott, G. W.; Shaw, Snow, P. J.; Snowe, P.; Soulas, Susi, Thompson, Townsend, Trask, Waltz, Watts, White, Wight, Williams, Wood.

NAY — Bedard, Belanger, Beliveau, Bernard, Binnette, Bourgoin, Bradstreet, Brennan, Carey, Carrier, Carroll, Carswell, Cham-

pagne, Conley, Crommett, Curran, Drigotas, Dudley, Eustis, Fecteau, Fraser, Hanson, H. L.; Harnois, Harvey, Hennessy, Hunter, Keyte, Kilroy, Lebel, Levesque, Lowery, Martin, Minkowsky, Nadeau, J. F. R.; Nadeau, N. L.; Rocheleau, Sawyer, Scribner, Starbird, Tanquay, Wheeler.

ABSENT — Berman, Boudreau, Cookson, Couture, Crosby, D'Alfonso, Danton, Dennett, Fortier, Gaudreau, Gauthier, Giroux, Hanson, B. B.; Healy, Hoover, Kyes, Lycette, Meisner, Payson, Pike, Quinn, Shute, Sullivan, Truman.

Yes, 85; No. 41; Absent 24.

The **SPEAKER**: Eighty-five having voted in the affirmative and forty-one having voted in the negative, the Bill is passed to be enacted, it will be signed by the Speaker and sent to the Senate.

An Act Appropriating Funds for Operation of the Governor's Advisory Committee on Education (S. P. 645) (L. D. 1651)

An Act relating to Municipal Appropriation of Money for Volunteer Fire Departments (H. P. 254) (L. D. 362)

An Act relating to Nonlapsing Funds for Land in Town of Wells for Park Purposes (H. P. 771) (L. D. 1118)

An Act Creating a New Charter for the Town of Fairfield (H. P. 848) (L. D. 1262)

An Act Amending Charter of the City of Hallowell (H. P. 906) (L. D. 1356)

An Act relating to Privately-Owned Business, Trade and Technical Schools (H. P. 1152) (L. D. 1644)

An Act Improving Payment of Benefits Under the Maine State Retirement System Law (H. P. 1156) (L. D. 1653)

Finally Passed

Resolve to Reimburse Mrs. Hazel Carson of Milford, for Well Damage (H. P. 475) (L. D. 688)

Resolve Proposing Study of Feasibility of Making the Kennebec Arsenal an Historic Site (H. P. 835) (L. D. 1243)

Resolve Permitting Thomas D. Smith of Ellsworth to Take Exam-

ination for the Practice of Pharmacy (H. P. 1157) (L. D. 1654)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, Bills passed to be enacted, Resolves 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:

SENATE REPORT—Ought to Pass as amended by Committee Amendment "A" (S-132)—Committee on Education on Resolve Proposing an Amendment to the Constitution Pledging Credit of the State and Providing for the Issuance of Bonds Not Exceeding One Million Dollars for Loans for Maine Students in Higher Education (S. P. 618) (L. D. 1616) (In Senate, passed to be engrossed as amended by Committee Amendment "A")

Tabled—May 17, by Mr. Gauthier of Sanford.

Pending—Acceptance in concurrence.

Thereupon, on motion of Mr. Snowe of Auburn, retabled pending acceptance in concurrence and specially assigned for Tuesday, May 23.

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

Resolve Proposing an Amendment to the Constitution Pledging Credit of State and Providing for the Issuance of Bonds Not Exceeding at Any One Time Issued and Outstanding, Twenty-Five Million Dollars for Loans to Private Colleges for Construction and Expansion of Facilities (S. P. 60) (L. D. 73) (In House, indefinitely postponed) (In Senate, voted to Insist in passage to be engrossed as amended by Committee Amendment "A" (S-44) and Committee of Conference appointed)

Tabled — May 17, by Mr. Shute of Farmington.

Pending—Further consideration.

Thereupon, on motion of Mr. Bragdon of Perham, the House voted to insist and join in a Committee of Conference.

The Speaker appointed the following Conferees on the part of the House:

Messrs. PIKE of Lubec
BRAGDON of Perham
DENNETT of Kittery

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

Bill "An Act relating to Transportation of Disabled, Collision Damaged, Wrecked or Repossessed Highway Motor Vehicles" (H. P. 59) (L. D. 84) (In Senate, passed to be engrossed as amended by Senate Amendment "A" (S-68) and "B" (S-137) (In House, Senate Amendment "A" indefinitely postponed)

Tabled — May 17, by Mr. Drummond of Sidney.

Pending — Passage to be engrossed as amended by Senate Amendment "B" in non-concurrence.

The SPEAKER: The Chair recognizes the gentleman from Sidney, Mr. Drummond.

Mr. DRUMMOND: Mr. Speaker, I rather hate to ask to have this bill tabled again, but we do have on Monday a combined bill coming up concerning this same dealer plate situation, so I would make the motion that we table this bill once more until Tuesday, the 23rd.

The SPEAKER: The Chair would inform the gentlemen of the House that the Chair cannot entertain a motion to table when it had been debated prior to making a motion.

Thereupon, on motion of Mr. Richardson of Cumberland, tabled pending passage to be engrossed and specially assigned for Tuesday, May 23.

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

HOUSE REPORT — Ought to Pass as amended by Committee Amendment "A" (H-311) — Committee on Legal Affairs on Bill "An Act relating to Fees, Compensation, Trust Accounts and Criminal Offenses Under Real Estate Law" (H. P. 714) (L. D. 1009)

Tabled — May 17, by Mr. Farington of China.

Pending — Acceptance.

The "Ought to pass" Report was accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 714, L. D. 1009, Bill, "An Act Relating to Fees, Compensation, Trust Accounts and Criminal Offenses Under Real Estate Law."

Amend said Bill by striking out all of section 1.

Further amend said Bill by renumbering sections 2 to 8 to be sections 1 to 7, respectively.

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

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

HOUSE MAJORITY REPORT (6)—Ought Not to Pass—Committee on Taxation on Bill "An Act Providing for a State Income Tax" (H. P. 290) (L. D. 410) — MINORITY REPORT (4)—Ought to Pass.

Tabled—May 17, by Mr. Hanson of Gardiner.

Pending—Acceptance of either Report.

The SPEAKER: The Chair recognizes the gentleman from Hollis, Mr. Harriman.

Mr. HARRIMAN: Mr. Speaker, I move we accept the Minority "Ought to pass" Report.

The SPEAKER: The gentleman from Hollis, Mr. Harriman, moves the acceptance of the Minority Report. Is this the pleasure of the House?

(Cries of "No")

The Chair recognizes the gentleman from Bath, Mr. Ross.

Mr. ROSS: Mr. Speaker and Members of the House: As a member of the Taxation Committee, and before the House unanimously accepts the State Income Tax, I would like them to realize that I believe the plan is that we are going to debate this and finally have the vote at the enactment stage, not now, and this is just

to keep the bill alive if the House votes. It does not mean that you are all approving a State income tax.

The SPEAKER: All those in favor of accepting the Minority "Ought to pass" Report will vote yes and those opposed will vote no. The Chair opens the vote.

A vote of the House was taken.

58 having voted in the affirmative and 33 having voted in the negative, the Minority "Ought to pass" Report was accepted, the Bill read twice and assigned for third reading the next legislative day.

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

Bill "An Act Creating the Short Form Deeds Act" (S. P. 537) (L. D. 1442) (In Senate, passed to be engrossed)

Tabled—May 17, by Mr. Richardson of Cumberland.

Pending — Passage to be engrossed. (House Amendment "A" (H-252))

On motion of Mr. Richardson of Cumberland, retabled pending passage to be engrossed and specially assigned for Tuesday, May 23.

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

An Act Creating the Maine Higher Education Loan Authority Act (S. P. 59) (L. D. 72)

Tabled—May 17, by Mr. Benson of Southwest Harbor.

Pending—Passage to be enacted.

On motion of Mr. Birt of East Millinocket, retabled pending passage to be enacted and specially assigned for Tuesday, May 23.

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

HOUSE ORDER propounding questions to the Supreme Judicial Court with reference to constitutional requirement of a two-thirds vote.

Tabled—Under the Rules.

Pending—Passage.

Thereupon, the Order received passage.

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

Resolve Proposing an Amendment to the Constitution Pledging Credit of State for Maine School Building Authority Bonds (S. P. 622) (L. D. 1624)

Tabled—May 18, by Mr. Benson of Southwest Harbor.

Pending—Final passage.

On motion of Mr. Bragdon of Perham, retabled pending final passage and specially assigned for Tuesday, May 23.

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

An Act relating to Corporate Sale of Installment Bonds. (S. P. 267) (L. D. 648)

Tabled—May 18, by Mr. Pendergast of Kennebunkport.

Pending—Passage to be enacted.

The SPEAKER: The Chair recognizes the gentleman from Kennebunkport, Mr. Pendergast.

Mr. PENDERGAST: Mr. Speaker and Members of the House: I tabled this bill yesterday, because I didn't understand it, and I find it's a genuine effort by the Committee on Judiciary to help clean up our law books. Therefore, I move its passage to be enacted.

Thereupon, the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

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

SENATE REPORT—Ought to pass—Committee on Industrial and Recreational Development on Bill "An Act to Preserve and Enhance Scenic Values in the State of Maine" (S. P. 500) (L. D. 1215) (In Senate, passed to be engrossed)

Tabled—May 18, by Mr. Benson of Southwest Harbor.

Pending—Acceptance in concurrence.

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

Mr. RICHARDSON: Mr. Speaker, I move that this bill and report be indefinitely postponed, and I would speak to the motion.

The SPEAKER: The gentleman from Cumberland, Mr. Richardson, moves that this bill and report be indefinitely postponed, and the gentleman may proceed.

Mr. RICHARDSON: Mr. Speaker, Ladies and Gentlemen of the House: This seemingly innocuous piece of legislation is an act to preserve and enhance scenic values in the State of Maine, and creates a separate council with overall responsibility as to find in the bill, to implement Maine's policy of protecting its scenic resources because of the intangible contribution that these resources make to the welfare of the people of the State of Maine. Now, I certainly would subscribe to the proposition that it's absolutely essential that our scenic resources be preserved, but I suggest to you that this is an unnecessary bill to create an unnecessary council to perform actions already being undertaken by other departments. This bill has a history. I won't bore you with it. It is aimed at one department head. I will only suggest to you that we have several departments in this State involved in very diligent efforts to preserve and enhance and protect the scenic beauty of the State of Maine. I would include within that the Highway Department, and particularly the Park and Recreation Department. I don't think that the way to keep Maine scenic and to protect our heritage is to create another unnecessary council. I would therefore with all deference to the members of the committee which gave this bill a unanimous "Ought to pass" Report ask that you join with me and indefinitely postpone this legislation. I don't think it does what it's designed to do, and therefore, I oppose it.

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

Mr. LITTLEFIELD: Mr. Speaker and Ladies and Gentlemen of the House: The intent of this Act is to protect Maine's scenic countryside against the detrimental ef-

fects of run-down farms, open dug-out areas along the highways and metropolitan developments that are an eyesore. Now the power in the bill to acquire these areas is given to a scenery preservation council made up of the Department of Highways, Forestry, Parks and Recreation, Inland Fisheries and Game and Water Improvement.

I might give you a small example of what it might do. In Northport, Maine, there is a hill, it might be called a mountain, it is privately owned, and I have been privileged to go to its top. There is a view from the summit of practically all of Penobscot Bay to the South and to Dixmont Mountain to the north. In my opinion, it excels any view that could be seen from Mt. Battie, in Camden, and we know what a beautiful view there is from Mt. Battie. This bill would give this scenery preservation council the power to secure this mountain and the beautiful view for future generations, in case the owner was unable to keep it any longer, or had to let it run down.

This bill came before our Committee, there were no opponents; only proponents of the bill appeared at the hearing before the Industrial and Recreational Committee, and we passed it out "Ought to pass". However, if these values can be preserved by bureaus or councils that we already have, I don't know that we would be opposed. Thank you.

The SPEAKER: The Chair recognizes the gentlewoman from York, Mrs. Fuller.

Mrs. FULLER: Mr. Speaker, I would like to call to the attention of the Legislators that we have a private organization called Nature Conservancy that willingly accepts gifts of beautiful spots; also has a certain amount of funds that they can buy up. I feel we should operate through this rather than through the State.

Thereupon, the Report and Bill were indefinitely postponed in non-concurrence and sent up for concurrence.

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

SENATE MAJORITY REPORT (7)—Ought Not to Pass—Committee on Public Utilities on Bill “An Act Creating the Maine Power Commission” (S. P. 366) (L. D. 967)—MINORITY REPORT (3)—Ought to Pass in New Draft (S. P. 625) (L. D. 1625) (In Senate, Majority Report accepted) (In House Majority Report accepted in concurrence)

Tabled—May 18, by Mr. Levesque of Madawaska.

Pending—Motion of Mr. Williams of Hodgdon to reconsider acceptance.

The SPEAKER: The Chair rec-

ognizes the gentleman from Rockland, Mr. Huber.

Mr. HUBER: Mr. Speaker, in order that I might have time to prepare an amendment concerning the section of transmission and generation, I very respectfully request that this be tabled again until Tuesday.

Thereupon, on motion of Mr. Benson of Southwest Harbor, tabled pending the motion of Mr. Williams of Hodgdon to reconsider and specially assigned for Tuesday, May 23.

On motion of Mr. Richardson of Cumberland,

Adjourned until Monday, May 22, at four o'clock in the afternoon.