

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Third  
Legislature*

OF THE

STATE OF MAINE

Volume III

June 16 to July 8, 1967

Index

1st Special Session

October 2 and October 3, 1967

2nd Special Session

January 9 to January 26, 1968

KENNEBEC JOURNAL  
AUGUSTA, MAINE

## HOUSE

Tuesday, June 20, 1967

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

Prayer by the Rev. Mr. David Glusker of Hallowell.

The journal of yesterday was read and approved.

### Papers from the Senate Tabled and Assigned

From the Senate: The following Order:

ORDERED, the House concurring, that the State Budget Officer be and hereby is directed to furnish to the Legislative Finance Officer copies of all departmental budget requests and all information and data relating thereto submitted to him by any and all State Departments, commissions and agencies as soon as same comes into his possession (S. P. 698)

Came from the Senate read and passed.

In the House, the Order was read.

(On motion of Mr. Jalbert of Lewiston, tabled pending passage in concurrence and tomorrow assigned.)

### Senate Reports of Committees Ought to Pass

Report of the Committee on Natural Resources reporting "Ought to pass" on Bill "An Act Classifying Certain Inland Waters of the Androscoggin River Basin" (S. P. 140) (L. D. 268)

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

In the House, the Report was read and accepted in concurrence, the Bill read twice and tomorrow assigned.

### Ought to Pass with Committee Amendment

Report of the Committee on Appropriations and Financial Affairs on Bill "An Act to Authorize Bond Issue in Amount of One Million One Hundred Thousand Dollars for Land and Classroom Building for University of Maine in Augusta" (S. P. 526) (L. D. 1362) reporting

"Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

In the House, the Report was read and accepted in concurrence and the Bill read twice. Committee Amendment "A" was read by the Clerk and adopted in concurrence, and tomorrow assigned for third reading of the Bill.

### Divided Report

Majority Report of the Committee on Industrial and Recreational Development on Bill "An Act to Reorganize the Department of Economic Development and to Revise the Maine Industrial Building Authority and Maine Recreation Authority Laws" (S. P. 563) (L. D. 1538) reporting same in a new draft (S. P. 682) (L. D. 1715) under title of "An Act to Amend the Maine Recreation Authority Law" and that it "Ought to pass"

Report was signed by the following members:

Messrs. HILDRETH

of Cumberland  
SEWALL of Penobscot  
HOFFSES of Knox

—of the Senate.

Messrs. LITTLEFIELD

of Hampden  
LEWIS of Bristol  
PORTER of Lincoln  
McMANN of Bath  
PAYSON of Falmouth

—of the House.

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

Report was signed by the following members:

Messrs. TRUMAN of Biddeford

FORTIER of Waterville

—of the House.

Came from the Senate with the Majority Report accepted and the New Draft passed to be engrossed as amended by Senate Amendment "A".

In the House: Reports were read.

On motion of Mr. Littlefield of Hampden, the Majority "Ought to

pass" Report was accepted in concurrence and the New Draft read twice.

Senate Amendment "A" was read by the Clerk and adopted in concurrence and the New Draft assigned for third reading tomorrow.

#### Divided Report

Report "A" of the Committee on State Government on Bill "An Act relating to Method of Fixing Salary of Commissioner of Inland Fisheries and Game" (S. P. 250) (L. D. 610) reporting same in a new draft (S. P. 697) (L. D. 1733) under title of "An Act relating to Method of Fixing Salaries of Certain State Officials" and that it "Ought to pass"

Report was signed by the following members:

Messrs. STARBIRD  
of Kingman Township  
RIDEOUT of Manchester  
PHILBROOK  
of South Portland  
WATTS of Machias  
DENNETT of Kittery  
—of the House.

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

Report was signed by the following members:

Messrs. WYMAN of Washington  
LUND of Kennebec  
STERN of Penobscot  
—of the Senate.  
Mr. MARTIN of Eagle Lake  
Mrs. CORNELL of Orono  
—of the House.

Came from the Senate with Report "B" accepted.

In the House: Reports were read.

On motion of Mr. Dennett of Kittery, Report "A" Ought to pass" was accepted in non-concurrence, the New Draft read twice and assigned for third reading tomorrow.

#### Final Reports

Final Report of the following Joint Standing Committees:

Election Laws  
Health and Institutional Services  
Judiciary  
Natural Resources  
State Government

Came from the Senate read and accepted.

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

#### Non-Concurrent Matter

An Act Adopting the Uniform Arbitration Act (S. P. 263) (L. D. 644) which was passed to be enacted in the House on June 13 and passed to be engrossed as amended by Committee Amendment "A" on June 8.

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

Bill "An Act to Authorize Bond Issues in the Amount of \$215,000 to Provide Funds for the Construction of Regional Technical and Vocational Centers under the Provisions of Section 2356-B of Title 20, R. S." (H. P. 399) (L. D. 565) which was passed to be engrossed as amended by Committee Amendment "A" in the House on June 12.

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

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

#### Orders

Mr. Wood of Brooks presented the following Order and moved its passage:

ORDERED, the Senate concurring, that the Legislative Research Committee is directed to study the subject matter of Bill: "An Act Relating to Tandem Trailers," Senate Paper 595, Legislative Document No. 1573, introduced at the regular session of the 103rd Legislature, to determine whether the best interests of the State would be served by the enactment of such legislation; and be it further

ORDERED, that the Committee report the results of its study to the 104th Legislature. (H. P. 1222)

The Order received passage and was sent up for concurrence.

Mr. Richardson of Cumberland presented the following Order and moved its passage:

ORDERED, the Senate concurring, that an Interim Study Committee is created to be composed of 9 members, as follows: 3 to be appointed by the President of the Senate; 3 to be appointed by the Speaker of the House; the Secretary of State; the Chairman of the State Highway Commission and the State Tax Assessor, and the Committee shall elect its own chairman; and be it further

ORDERED, that this Committee is directed to study highway revenues and projected highway requirements of the State of Maine to determine and report to the next regular session of the Legislature whether relative contributions to highway costs are equitable in proportion to the use made by the various classes of highway users; whether highway costs are higher because of the use of the highways by various classes of users, and, if the Committee determines it to be necessary, to prepare and return to the next regular session of the Legislature a bill incorporating such provisions as may appear to be necessary or desirable to equitably allocate highway costs among the various classes of users; and be it further

ORDERED, that to implement this study said Committee is authorized and directed to employ such technical and clerical assistance as may be necessary; and be it further

ORDERED, that the Committee shall serve without compensation but shall be reimbursed for actual expenses incurred in the performance of its duties; and be it further

ORDERED, that there is appropriated from the Legislative Appropriation the sum of \$5,000 for the expenses incurred by the Committee. (H. P. 1223)

The Order received passage and was sent up for concurrence.

Mr. Richardson of Cumberland presented the following Order and moved its passage:

ORDERED, the Senate concurring, that Bill, "An Act Relating to Highway Advertising Control," Senate Paper 542, Legislative Document 1443, be recalled from the Legislative Files to the House. (H. P. 1224)

The SPEAKER: This Order requires a two-thirds vote to be passed. All those in favor of this Bill being recalled from the files will vote yes; those opposed will vote no. The Chair opens the vote.

A vote of the House was taken.

88 having voted in the affirmative and 10 having voted in the negative, and 88 being more than two-thirds, the Order received passage and was sent up for concurrence.

On motion of Mr. Birt of East Millinocket it was

ORDERED, that William Benson of Southwest Harbor be appointed to serve as Honorary Page for today.

The SPEAKER: The Chair would announce at this time that visiting in the House today is David Sewall. David is eleven years of age, is in the elementary school system of Old Town. It is interesting to note that his great great grandfather, George P. Sewall, was Speaker of the Maine House of Representatives in 1851. David is the son of Senator Joseph Sewall of Penobscot County and the special guest today of Representative Benson of Southwest Harbor; and due to the fact that this young man is the great great grandson of George P. Sewall, a former Speaker of the Maine House, the Chair would request the Sergeant-at-Arms to escort this young gentleman to the rostrum, to be the special guest of the Speaker this morning.

Thereupon, the Sergeant-at-Arms conducted David Sewall to the rostrum. (Applause)

On the disagreeing action of the two branches of the Legislature on Bill "An Act relating to Windshield Wipers on Motor Vehicles" (H. P. 927) (L. D. 1335) the Speaker appointed the following Conferees on the part of the House:

Messrs. NADEAU of Sanford  
GILL of South Portland  
LEBEL of Van Buren

On the disagreeing action of the two branches of the Legislature on Bill "An Act to Preserve and Enhance Scenic Values in the State of Maine" (S. P. 500) (L. D. 1215) the Speaker appointed the following Conferees on the part of the House:

Messrs. RICHARDSON  
of Cumberland  
BRAGDON of Perham  
DRUMMOND of Sidney

**Third Reader  
Tabled Until Later in Today's  
Session**

Bill "An Act relating to Issuing of Parking System Revenue Bonds and Water and Sewer System Revenue Bonds by Municipalities" (S. P. 541) (L. D. 1398)

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

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

Mr. HENNESSEY: Mr. Speaker and Members of the House: As this has been quite a lengthy bill and I have gone through it hurriedly, I am still looking for something that would protect the towns after the issuing of the bonds and the work being done, especially on the sewer systems that they work. I have run into quite a problem in Richmond on this. I was wondering if there is any protection in this L. D. for that town, or any other town that would be in such circumstances.

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

The Chair recognizes the same gentleman.

Mr. HENNESSEY: Mr. Speaker, could this be tabled until the next legislative day?

Whereupon, on motion of Mr. Richardson of Cumberland, tabled until later in the day's session.

Bill "An Act relating to Audits for Judiciary, Legislature and Executive" (S. P. 690) (L. D. 1725)

Bill "An Act Creating the Maine Ocean Science Council" (H. P. 1210) (L. D. 1722)

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

Bill "An Act to Create the Department of Alcoholic Beverages" (H. P. 1213) (L. D. 1734)

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

The SPEAKER: The Chair recognizes the gentleman from Belgrade, Mr. Sahagian.

Mr. SAHAGIAN: Mr. Speaker, I move this lie on the table until the next legislative day.

Mr. Richardson of Cumberland then requested a division.

The SPEAKER: The gentleman from Belgrade, Mr. Sahagian, moves that item four, L. D. 1734, be tabled and specially assigned for Wednesday, June 21, pending passage to be engrossed, and a vote has been requested. All those in favor of this matter being tabled until Wednesday, June 21 will vote yes; those opposed will vote no. The Chair opens the vote.

A vote of the House was taken.

28 having voted in the affirmative and 62 having voted in the negative, the motion to table did not prevail.

Thereupon, the Bill was passed to be engrossed and sent to the Senate.

**Third Reader  
Tabled Until Later in Today's  
Session**

Bill "An Act Increasing the Terms of Trustees for the Maine Maritime Academy" (H. P. 1220) (L. D. 1736)

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

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

Mr. LEVESQUE: Mr. Speaker, may I request that this lie upon the table until the next legislative day.

Mr. Richardson of Cumberland then requested a division.

The SPEAKER: The gentleman from Madawaska, Mr. Levesque,

moves that item five, L. D. 1736, be tabled and specially assigned for Wednesday, June 21, pending passage to be engrossed, and a vote has been requested. All those in favor of this matter being tabled until Wednesday, June 21, will vote yes; those opposed will vote no. The Chair opens the vote.

A vote of the House was taken.

32 having voted in the affirmative and 61 having voted in the negative, the motion to table did not prevail.

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

Mr. LEVESQUE: Mr. Speaker and Members of the House: My purpose for trying to table this to the next legislative day was in due respect to the gentleman from Biddeford, Mr. Truman and other members who were vitally interested in this document yesterday, but in view of the action taken by this House of not allowing tabling until tomorrow I would respectfully request who the members are that will be affected by this Act which has been made as was explained yesterday retroactive to January 1, 1967.

The SPEAKER: The gentleman from Madawaska, Mr. Levesque, poses a question through the Chair to any member who may answer if they desire.

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

Mr. MARTIN: Mr. Speaker and Members of the House: I move that this bill and all its accompanying papers be indefinitely postponed and I move that this lie on the table until later in today's session.

Whereupon, on motion of Mr. Levesque of Madawaska, the motion to indefinitely postpone was tabled until later in today's session.

#### Amended Bills

Bill "An Act relating to Adoption" (H. P. 895) (L. D. 1296)

Bill "An Act relating to Service on Nonresidents in Motor Vehicle Accidents" (H. P. 941) (L. D. 1373)

Resolve Proposing a Constitutional Amendment Repealing the Offices of Judges and Registers of Probate as Constitutional Officers (S. P. 238) (L. D. 563)

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

Bill "An Act relating to Public Higher Education" (S. P. 497) (L. D. 1256)

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 Senate Amendments "A" and "B" and sent to the Senate.

#### Passed to Be Enacted

An Act relating to Compensation of Complaint Justices of the District Court (S. P. 434) (L. D. 1088)

An Act Establishing Maximum Legal Interest Rate on Personal Loans in Excess of Two Thousand Dollars (H. P. 345) (L. D. 493)

An Act Revising Laws Relating to Licensed Small Loan Agencies (H. P. 468) (L. D. 681)

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.

#### Orders of the Day

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

Bill "An Act Creating The University of the State of Maine" (S. P. 496) (L. D. 1258) (In Senate, passed to be engrossed as amended by Committee Amendment "A" (S-225))

Tabled—June 16, by Mr. Benson of Southwest Harbor.

Pending—Motion of Mr. Richardson of Cumberland to reconsider passage to be engrossed. (Committee Amendment "A" S-225) House Amendments "A" (H-431) and "B" (H-432)

The SPEAKER: Is it the pleasure of the House to reconsider? All those in favor say yes; those opposed say no.

A viva voce vote being taken, the House voted to reconsider its action of June 15 whereby the Bill was passed to be engrossed.

On motion of Mr. Jalbert of Lewiston, the House voted to suspend the rules and to reconsider its action of June 15 whereby House Amendment "B" was adopted and on further motion of the same gentleman, House Amendment "B" was indefinitely postponed.

Mr. Dunn of Denmark then offered House Amendment "C" and moved its adoption.

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

HOUSE AMENDMENT "C" to S. P. 496, L. D. 1258, Bill, "An Act Creating the University of the State of Maine."

Amend said Bill by inserting at the end of that part designated "Sec. 4." of section 1, before the period, the following: 'but shall continue until January 1, 1969'

Further amend said Bill in that part designated "Sec. 4-B." of section 2 by inserting at the end of subsection 2, before the semicolon, the following:

' While it is not the intent of the Legislature to require the University of the State of Maine to expend the funds appropriated by the Legislature on a line category, it is the intent of the Legislature that when the University of the State of Maine next requests funds to be appropriated by the Legislature, after the effective date of this Act, for the operation of the University of the State of Maine that they shall submit their budget for the actual and estimated years and the requested years on a line item detail as required by all other general funded state departments. These budgets shall be submitted to the State Budget Officer and to the Legislative Finance Officer at the same time as required by all other state departments'

Further amend said Bill in that part designated "Sec. 4-C." of section 2 by striking out in the first sentence the words, punctuation and figures, "Effective July 1, 1968" and inserting in place thereof the following:

'Effective January 1, 1969'

The SPEAKER: The Chair recognizes the gentleman from Denmark, Mr. Dunn.

Mr. DUNN: Mr. Speaker and Members of the House: This

amendment I think perhaps just reading it will explain it as well as anything.

(Mr. Dunn read the insertion clause of the amendment)

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

Mr. JALBERT: Mr. Speaker and Members of the House: After lengthy conferences, the result is the amendment as proposed to you by the gentleman from Denmark, Mr. Dunn, and I am happy to join him in asking the adoption of this amendment.

The SPEAKER: Is it the pleasure of the House that House Amendment "C" be adopted?

The Chair recognizes the gentleman from Bangor, Mr. Quinn.

Mr. QUINN: Mr. Speaker and Members of the House: This is a very important bill. This bill is going to have far-reaching effects. There are a lot of people absent today that should be interested in this bill. I would like very much to give this bill further consideration and I would like very much because of that to have somebody table this bill until the next legislative day.

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

Mrs. CARSWELL: Mr. Speaker and Members of the House: I agree with the gentleman and I think that Representative Reta Baker would like to have something to say about this too, so I hope somebody would table it until later in the day.

Whereupon, on motion of Mr. Benson of Southwest Harbor, tabled pending the adoption of House Amendment "C" and specially assigned for tomorrow.

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

HOUSE MAJORITY REPORT (6)—Ought Not to Pass—Committee on State Government on Bill "An Act Enabling Municipalities to Create Historic Districts and to Provide for the Preservation of Historic Buildings and Places" (H. P. 856) (L. D. 1269)—MINORITY REPORT (4)—Ought to Pass in new draft (H. P. 1216) (L. D. 1729)



Tabled—June 16, by Mr. Birt of East Millinocket.

Pending—Acceptance of either Report.

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

Mr. BIRT: Mr. Speaker and Members of the House: I move the adoption of the Minority "Ought to pass" Report.

The SPEAKER: The gentleman from East Millinocket, Mr. Birt, now moves that the House accept the Minority "Ought to pass" Report in new draft.

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

Mr. NADEAU: Mr. Speaker and Members of the House: May I request through the Chair as to what the cost of this Minority Report will be, if any.

The SPEAKER: The gentleman from Sanford, Mr. Nadeau, poses a question through the Chair to any member who may answer if they desire.

The Chair recognizes the gentleman from East Millinocket, Mr. Birt.

Mr. BIRT: Mr. Speaker, there is no cost involved with this bill and I do not believe there will be any cost locally. This is permissive legislation and falls under the zoning and planning board ordinances and from a State level there would be absolutely no cost and at a local level it would be very doubtful in my mind if there would be ever any cost accrue.

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

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

Bill "An Act relating to Boat Registration" (H. P. 1212) (L. D. 1724)

Tabled — June 16, by Mr. Ross of Bath.

Pending — Passage to be engrossed.

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

Mr. HANSON: Mr. Speaker and Members of the House: I can remember five different legislative sessions when we've had assessors coming before the Taxation Committee in regards to taxation of boats, etcetera. Now, I will try to be as brief as possible. At this session we had a bill presented to our Committee and I only want to explain the position and the thinking of the Taxation Committee.

The original bill that came before us was L. D. 1513 which related to an excise tax on boats, or the valuation of boats. I would like to explain to all of you and you can use your own judgment as to how you would like to vote. If we became involved in the excise tax on boats, we would have to double our registration. At the present time, boats with 10 h.p. motor or less are not registered. If we were going into annual registration and excise tax on boats, it would double our registration because we feel it, there would be very few exemptions and there would be a minimum tax on each one. It would also mean that we would have to enlarge our Watercraft Department by more than triple of the office force and space that they now have. It would probably mean the registration of a minimum of 100,000 boats, which would include sailboats as well. The cost would be quite a bit. They would need at least seven more full time personnel, the administrative costs would be much more. They would need extra files, IBM key punch, extra typewriters, etcetera. So, we would become involved with setting up a department which would be similar to our Motor Vehicle Registration and we are definitely not in favor of any such process at the present time.

So, therefore, the Committee came out with the rewrite which you will notice is L. D. 1724, which we felt would possibly help the assessors in the various towns and municipalities and it would simply require — this bill simply requires that the boat owner who has to register a boat would go to the tax collector within the municipal-

ity in which he lives and obtain a slip from the tax collector that the taxes have been paid for the previous year upon his boat.

The original copy, or one of the copies, would go to the assessors office and the other would have to be entered with the application for registration or re-registration of the boat.

There are many municipalities within the State, in fact I think there is only one city out of approximately thirty-nine within the State that are taxing boats at the present time. Those that are not taxing boats, if they would — these forms would be put out by the Taxation Division and it would state on those in regards to the tax in some way so that the tax collector would not be signing any report which would be false.

I would like to take just a little more of your time and try to explain what the Committee has done and what our results or the results that came to us might be. In the first place, we required or asked Mr. Johnson of the Taxation Department to contact each and every state within our Union. I believe that there were forty-eight states that were contacted. And to date the replies received are from thirty states and most of the states replying provided information regarding boat registration requirements, and many of them also provided some information regarding the taxation of boats. In brief, so far as registration is concerned, registration of all motor boats is required in thirteen of the states reporting, of all the motor boats of 10 h.p. or over in eight states and of all boats in four states. The three remaining states have other limitations.

Now, the frequency of licensing is one year in twelve of these states, two years in three, and three years in thirteen of our states. So far as registration fees are concerned, they are \$5 or less per registration period in seventeen of the states and eleven of the states have sliding scales ranging from \$4 to \$6, some have from \$1 to \$75, and a majority of the states reporting boats appear to be sub-

ject to property taxation, customarily at the county level outside of New England. In the case of Florida where registration fees vary from \$1 to \$75 annually, registered boats are exempt from personal property taxation. In Idaho, apparently in addition to the registration fee there is an annual license tax on motor boats collected by the County Assessors and in lieu of the personal property taxes computed at the rate of 1% of the length times the h.p. with the minimum tax at \$2.50.

In those states where boats are subject to a general property tax as personal property, there is no tax in which prior payment of property taxes is necessary prerequisite to registration. However, there are several states where there is registered — the owner must produce proof from the County Tax Assessors that the boat has been assessed. In Illinois, the State Department of Revenue utilizes the files of the State Department of Conservation which handles registration in assessing boats. In Kansas the State Department in charge of the responsibility for registration is required to furnish the County Clerk of each County with a list of the boats. In Montana their application for registration must be signed either by the County Assessor, indicating the boat has been assessed for property taxes, or by the County Treasurer. In Montana and Carolina, the State Commission in charge of boat registration sells lists of boats to the assessors; and finally, in Virginia, the State Commission in charge of boat registration is required to file lists of the boat registrations each year with the local commissioners.

And while not included in this survey, a report had previously been received from New Hampshire, as the Committee may remember and which we do, to the effect that the State Tax Commission furnished to municipalities the information arrived from boat registration and at least informally followed up to see what municipalities were making a genuine attempt to assess boats. Thus, where there is a tie-in between registration and property taxation of boats,

the most common practice appears to be to furnish to the property tax assessing officials information regarding boat ownership derived from boat registration. This is perhaps more practical in those states having county assessments and thus dealing with a smaller number of assessing agencies than it would be in the case of Maine with nearly 500 municipalities involved.

While none of the States replying appear to have an ideal solution to the problem, perhaps the Arkansas provision is the best and most practical of those reported. This is the provision that before a boat can be registered, the owner must produce proof from the County Tax Assessor that the boat has been assessed. Another approach which in the long run might prove satisfactory, but in the short run would create problems, is that of Florida where a sliding scale of registration fees is used and where registered boats are exempt from personal property taxation. In all states there apparently would be, regardless of the relationship between registration and taxation, a further problem with documented boats; that is those which come within the scope of Federal rather than State law.

And it seems to us that in Maine there are two principal problems, first, the failure in many municipalities to assess boats, whether due to reluctance to do so or inability to find boats; and second, the difficulty of evaluating boats on a fair basis. May I say that we have only one book in regards to the valuation of boats in the State of Maine, and not all manufactured boats are included in this book. Also, those that are manufactured in some of our boat-yards or those that are made in our homes and so forth, why it would be hard to place a valuation upon those.

This bill, L. D. 1724, has been approved by the Maine Municipal Association and it appeared like a bill which would be fair to assisting the assessors in finding the boats because this bill requires that they obtain their slip from the City Clerk and from

the municipality in which they reside, not where the boat is stored. I think possibly it might be that I can answer questions and, if not, I think other members of the Committee can answer questions in regard to this if there are any.

Now, on the other side of the book, I would like to inform the members of the House that in addition to boaters paying the following levies in most jurisdictions, you have the State or Federal boat registration fees, the State and Federal Excise Taxes on gasoline purchased for use in motor boats, state sales and use taxes on equipment—now this is on a National level. You have your Federal manufacturers excise taxes on boat trailers, fishing equipment as reflected in your purchase price. You have motor licensing apart from boat registration and fees for title certificates and you have also your local boat inspection and launching rent charges in some of the states. The multiplicity of taxes on boats is fast becoming, in a word, oppressive. And this is particularly so when considered that 75% of all boats are of the modest under 16 foot variety and are not used for profit and for only a relative few days of the year. And the boaters are understandably bitter about the personal property tax situation and feel it is a great injustice for boating equipment to be singled out for the general property tax when other recreational equipment such as golf clubs, guns, et cetera are not taxed.

The purpose of personal property tax is to raise revenue to help support the local government and essentially community services, and owning a boat for recreational purposes does not necessitate community service and many boaters go outside their home district to enjoy this sport. As homeowners, boaters are paying their way in personal property taxes on household furnishings, bank accounts and other property and in the absence of a uniform practice among local assessors in determining the value of the boats, there are bound to be inequities with boat owners in some areas paying higher taxes than those in other areas, and

boats are a very specialized type of property whose appraisal requires a thorough knowledge of the subject which most local assessors do not have. There is also confusion among taxing units as to whether a boat may be taxed where stored or owner resides. Now this is on the National level. That is why that this bill is before you is to pinpoint where the boat shall be taxed, whether it is stored in another municipality or not, it makes no difference. This bill does not affect a dealer and in fact if this goes through there will be an amendment placed on it as it continues on its way.

Now I could go on and I could give you the laws very briefly in regards to many of the other states but at this time I am not going to. I have tried to present to you the thinking of the Committee on one side to assist the assessors in locating these boats; and on the other side I have tried to also explain to you the boatman's position as to why he does not feel that he should be paying a tax, and I thank you.

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

Mr. QUINN: Mr. Speaker and Members of the House: I quickly read this L. D. and it seems to me that it says that residents of the State of Maine will have their boats taxed where they reside. Now, to have their boats taxed where they reside it requires the assessors of that community to make an assessment of the value of those boats. I find no provision in this bill for the assessment of boats located in the State in other than the residence of the owner. There is a provision that in case of non-residents the boats will be assessed where they are, but I find no provision for the assessment of boats in their locale, for the assessors to commit their tax to the tax collector of the residence of the owner of the boats, a resident of Maine. And under this registration, as the good gentleman from Gardiner states, under our registration of boats the registration requires boats to be registered if they have a motor h. p. over ten; otherwise they are not required to be registered.

Through the Chair, I would like to ask the gentleman from Gardiner, Mr. Hanson, how a boat registered, say in Aroostook County, is going to be assessed and to what collector is it going to be committed for collection under this act?

The SPEAKER: The gentleman from Bangor, Mr. Quinn poses a question through the Chair to the gentleman from Gardiner, Mr. Hanson, who may answer if he desires.

The Chair recognizes that gentleman.

Mr. HANSON: Mr. Speaker: In reply to the gentleman from Bangor, Mr. Quinn, I would say that the law as it stands on the books now states that the local assessors shall assess the boat but it doesn't say if it shall be at the residence or where found. And this bill specifically states that the residence of the municipality shall pay his boat tax there regardless of where his boat might be stored or located within the State of Maine. Does that answer the question?

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

Mr. QUINN: Mr. Speaker: The gentleman has attempted to answer my question but he has by doing so added to the confusion. Now, under our laws of assessment, the local assessors assess all of the property in their respective communities and each community has their own Board of Assessors. Now, after the assessors have made their assessment then they commit the tax to the collector of that community. Now there is no provision in this L. D. that would cover a boat outside the residence, of a resident of Maine, to be assessed by the assessors.

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

Mr. ROSS: Mr. Speaker and Members of the House: The gentleman from Gardiner, Mr. Hanson, has explained in detail the purpose of this redraft. For years we have been trying in the Taxation Committee to come up with an equitable value for boats, but we can't seem to find the formula. This redraft came to our Committee very late and we didn't really have

time to give it proper study or understand the ramifications. However, I for one member of the Committee was willing to go along and not object in Committee, but let the Legislature decide. But since it has come out, I have been contacted by owners, commercial operators, the Maine Marine Trades Association, Chambers of Commerce, the Maine Boatbuilders Association and the Pine Tree Boating Council. Now it was for these same people, several months ago, who are trying so very hard to build up these small businesses, that I sponsored legislation treating boat trade-ins like automobiles and we debated that on the Floor of this House. And my bill would say that the tax would only apply to the cash sale. This made sense to me; however, it did not seem to make sense to this House and the House defeated it. Now, if this present bill is an apparent further deterrent upon these same people whose businesses are most competitive and are trying so hard to get along, I fear that now I must go against the committee report and I move indefinite postponement of the bill.

The SPEAKER: The pending question is on the motion of the gentleman from Bath, Mr. Ross, that item three, L. D. 1724, Bill "An Act relating to Boat Registration" be indefinitely postponed.

The Chair recognizes the gentleman from Auburn, Mr. Bernard.

Mr. BERNARD: Mr. Speaker and Members of the House: I rise in support of the remarks from the gentleman from Bath, Mr. Ross. I, too, have had numerous phone calls concerning this new draft and one from a president of the Maine Boat Owners Association, Robert Hastings, told me that in his opinion this new draft was entirely different from the bill that they attended the public hearing on. Now, he brought up one point to me, that certain boat owners that he knows have boats down on the seacoast that are valued greatly. In other words, there is one member he mentioned has a boat down there that's valued at about \$30,000, and this boat owner has no intention of racing around the coast so he has a very small horsepower motor

and he will escape this taxation. I ask where the justification is. If we are going to have a tax on boats, let's tax them all equally. Thank you.

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

Mr. COTTRELL: Mr. Speaker and Members of the House: This boat problem is a continuing problem. It is something like the automobile problem when they first started to use automobiles and make them in larger quantities. I think when they started out with automobiles they didn't have a blue book to value them, I think there were close to a hundred different makes of cars and so they finally taxed every automobile one dollar. Now, as time has gone along, they have worked out an excise system on cars which is equitable and helpful to produce tax revenue. Mr. Ross has pointed out that several groups have written to him about this particular bill and if we search our files, and I have files on this matter for three sessions now, we find that the Pine Tree State Boat Owners Council, which has its headquarters in Lewiston, has been one of those groups that has constantly wanted to see no tax on boats at all. And, here is one of their copies of their presentations to the Taxation Committee two years ago.

Others have taken the position in this matter that boats shouldn't be taxed at all and there's a group from Boothbay Harbor who has consistently proposed that. We see that too, in Lewiston they do not tax boats at all, but you go across the river to Auburn and they do tax boats. In our area, for instance, Portland taxes boats, Westbrook does not tax boats. The gentleman from Bangor, Mr. Quinn, asked the question—if a man living in Portland keeps his boat up in some tax sheltered area in Aroostook, and let us say that almost half of the municipalities, and of course that includes a great many small ones which are not located near water and the citizens of which do not own boats to a large extent, but almost half of the municipalities at the present time do not tax boats at all.

Now if a man for instance in Portland owned a boat and he kept it in Aroostook County, this bill simply provides that he must give evidence that he has paid a tax on his boat in Portland, he has described that it has been taxed according to the assessors, and he has his certificate that he has paid his tax before he gets it registered. Now this is not a perfect bill but as Representative Haynes of Camden says, it is a harmless bill. It is simply a bill which helps the assessors find out how many boats there are in the State of Maine and where they are located. Now, State law is being evaded all the time by these communities that do not tax boats. They are supposed to tax boats, the boat tax law has been on our books for a long time, and if they continue to evade the law, I think they can, and it would be perfectly all right, I suppose, for the assessors to simply say that these—for \$1 and other valuable consideration this boat owner has paid all taxes assessed toward the boat. But, I think this is a step in the right direction and is harmless and the only objection we hear from this bill is from those who have continuously, persistently opposed any tax on boats whatsoever and I hope you will not let this little harmless bill which is an attempt to help the assessors simply locate the boats and find out how many boats we have, I hope you will not defeat it.

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

Mr. ROBERTSON: Mr. Speaker and Members of the House: I think the intent of this bill is good, it's an attempt to try to tax some of these boats that have been escaping, but from a municipal viewpoint I would like to bring out two points. First, this bill will create, I think, a couple of problems for the municipalities. Now, it has been brought out that about half the communities in the State of Maine tax boats and the other half do not. For those that do, if I lived in Brewer and have a boat in Aroostook County or some other county, the value of that

boat is going to be determined by me because the assessors cannot get around to look at these boats and determine the value, so they are going to have to take my word. If I have a \$3,000 boat and say it is worth \$200, that's about what it's going to be taxed for.

So, that's going to create a problem for our assessors. Secondly, for the tax collector, for those communities which do not tax boats, he's going to have to make out these forms constantly for the people in these communities that have boats. This may not be a big problem, but on the other hand it's a little bit of a nuisance. Putting the two together, I don't know as the amount of money that is going to be collected on these boats is going to be worthwhile for the problems it's going to create. Again, something in this manner does and should be done to correct the situation but I'm not sure this is the answer. I think I would go along with the motion to indefinitely postpone.

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

Mr. PENDERGAST: Mr. Speaker and Members of the House: I rise in support of the indefinite postpone motion. I realize the amount of hard work that the Committee has done on this matter. But I think that this bill is not a good bill from the standpoint that it would force the boat owner to get another form, which could get lost, and cause the Department of Watercraft and the boat owner more frustrations. I understand there will be between three and four thousand new boats licensed in Maine this year and so we can figure that there is probably that many forms that will be lost or misplaced. I will support the indefinite postponement motion.

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

Mr. RICHARDSON: Mr. Speaker and Members of the House: I also will support the motion to indefinitely postpone. Perhaps from a little different position than some of the others have expressed.

Number one, if some towns tax and other towns do not, this becomes a discriminatory tax. Secondly, I think that in proportion to the amount of tax that is paid in these towns that do collect taxes, the services that they give the boat owners are extremely small. They collect the tax and then smile and say — we are sorry we can't do much else for you outside of collecting the tax from you. And I would like to pose one question which I did not have clarified. There are in the State of Maine several fish companies who have corporations and they own larger boats which of course are registered with the Customs Service. They also have smaller boats. Now these corporations will form subsidiary corporations with a home office in a town which does not collect taxation. What about these corporations? Could someone answer that question?

The SPEAKER: The Chair recognizes the gentleman from Mars Hill, Mr. Dickinson.

Mr. DICKINSON: Mr. Speaker and Members of the House: I rise in support of the motion to indefinitely postpone, for many reasons which have been well explained. The discrimination disturbs me in that we have several boats of considerable value like sailboats with no power, which would not be reported under the provisions of this L. D.; and I would concur with the thinking of the gentleman from Bangor, Mr. Quinn, when he has referred to confusion. In my opinion this would amount to organized confusion. I have encountered much resentment to this bill, or the proposal. I would again remind the members of this House that boat owners are not allowed any trade-in credit and we have situations where people buy boats at considerable cost and maybe trade those boats within a matter of days or weeks and are required again to pay the tax on the purchase price of the new boat. I would suggest that purchasers of boats are already making quite a contribution through that aspect.

It's also been pointed out that other recreational equipment such as snowmobiles are not allowed to follow procedure such as is pro-

posed in this L. D., and I just can't go along with the bill and I will go for indefinite postponement. Thank you.

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

Mr. DRUMMOND: Mr. Speaker and Members of the House: There's one question that I would like to ask the Representative from Gardiner. Under the present setup we register these boats for three years and I don't see any arrangement—I would think with this arrangement that perhaps this would change that so that we would register every year. I am another person who was contacted a number of times over the weekend by different boating organizations in opposition to this bill and I'd like to go on record as being in favor of indefinite postponement, and when the vote is taken I would ask for a division. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Harpswell, Mr. Prince.

Mr. PRINCE: Mr. Speaker and Members of the House: I rise in support of the motion to indefinitely postpone this bill. This bill in my way of thinking would create more turmoil and confusion in the shuffling of boats from one town to another, and where the boat owners do have a registration fee and where boats contribute one cent a gallon on gasoline, and where they do carry heavy insurances, I feel that the State gains a lot this way. Thank you.

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

Mr. HANSON: Mr. Speaker and Members of the House: I believe probably my position will be slightly unpopular, but I would have to vote in favor of this bill.

I think we should recognize that boats as such are not necessary items — they can't be compared with automobiles and yet we tax automobiles. They certainly come within the category of those things which are taxed according — or should be taxed according to the ability to pay. I have served a number of years as tax collector; I don't see where this would present very much of a problem in

the collection of these taxes any more than currently exists. We have to recognize that the situation some of these people decry exists presently. Some towns tax boats—other towns don't. There's a shuffling of boat positions currently. As far as the matter of obtaining a form or a statement to the effect that a tax has been paid prior to registration, we have to do this in a number of instances today. You have to show that your poll tax is paid before you can get a driver's license; you have to show that a sales tax has been paid or at least a purchaser's certificate before you can register your automobile. We do all of these things currently and they don't constitute much of a problem.

I do question, too, the rapidity with which it has been claimed people trade boats. I don't feel myself that boats are traded nearly as much as automobiles or some of these other things which are taxed. I think this is a wonderful source of revenue. I think that people do not necessarily have to have boats, they're largely designed for pleasure and if they can afford to purchase an expensive boat why certainly according to the ability to pay they should be able to pay a tax, and should be willing to do so.

I have to go on record as being very much in favor of this bill. Thank you.

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

Mr. QUINN: Mr. Speaker, I would like to correct my good friend, Mr. Hanson from Solon. We do not tax automobiles. We have an excise that requires us to pay on automobiles if we want to put them on the highway. If we don't put the automobile on the highway but use it on our own land we pay nothing.

The SPEAKER: The Chair recognizes the gentleman from Chelsea, Mr. Shaw.

Mr. SHAW: Mr. Speaker and Members of the House: I'd like to say that any car that isn't on the highway is taxed as personal property, and in my town boats are taxed as personal property, and

they have been for some time. Thank you.

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

Mr. HANSON: Mr. Speaker, Mr. Shaw said it for me, but I did want to point out that the gentleman from Bangor, Mr. Quinn, was in error, that vehicles, tractors, trucks, automobiles that are not excised are subject to personal property tax; although I would agree and admit that some towns do not exercise this privilege, but they are subject to personal property tax. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Waldoboro, Mr. Waltz.

Mr. WALTZ: Mr. Speaker and Members of the House: It appears to me that this bill is in rather a bad way, but in view of the fact that I was the sponsor of the original bill I think I should say just a few words in defense of it.

Now the original bill differs quite widely from 1724 which we are discussing here today. It was set up very much along the lines of the automobile excise tax. I concur, however, with the bill in its present form. Many of the towns, as has already been pointed out here, don't tax boats for one of many reasons perhaps — the main one being that the assessors are lackadaisical or reluctant to go down on the waterfront and look these boats over. I know of an instance in my own area where people who own boats and specifically in my own town that take their boats into another town to eliminate any hazard which they might involve with respect to being taxed in town. The Town of Waldoboro does tax boats.

Another thing which I think considerable emphasis has been placed upon—and that is classing boats along with other recreational equipment. I'd like to point out to the members of this House that in our State at the present time approximately a third of the boats are so-called work boats—lobster fishermen et cetera. Now if we tax trucks, truck owners make their living through their trucks, why shouldn't these lobster boats, work



boats be taxed thereon? I know that bills of this nature have been discussed many times previously, and to get a thinking of this House with the possibility of bills coming in in ensuing legislatures I heartily concur with my good friend Mr. Drummond in that when the vote is taken it be taken by division.

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

Mr. COTTRELL: Mr. Speaker and Members of the House: I kind of sense that this poor little thing is not even going to be born, but there are some things that have been said here that should be perhaps answered. Mr. Hanson from Gardiner said that the bill doesn't change the registration from three years to an annual registration—we haven't messed in that at all.

As I look through this list of 494 towns that do tax and do not tax and the amounts they tax on boats I find that our friends from Bangor and Brewer have had really no experience in taxing boats because neither one of those towns have taxed boats, and they might find if boats were taxed it would fill up their coffers a little bit more and they might find that it wouldn't be such a difficult operation as might be imagined, and so in Kennebec County; in fact Penobscot County takes the prize for not taxing boats, and I think second might come the County of Kennebec where they have many, many boats here going up and down the river.

As to the gas tax that boats pay, they also have to get to their place of operation by traveling over the roads with their trailers. I don't think that this is necessarily an injustice.

I'm not going to take up the time at this point in the session, but I certainly think that whether you face it today, you've got to face it the next session—if you don't face it then you'll face it the next session, because blue books are being developed on the value of boats, other states are taxing boats, and it seems to me where we need revenue we should certainly go to the bottom of the barrel in an equitable way and

get what revenue that is just and fair.

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

Mr. HANSON: Mr. Speaker, before you vote upon this bill I would like to say just a few more words please.

I personally feel that this is a very watered-down bill. The only inconvenience that it will cause the boater who wants to register his boat, and it would be only on the third year because we are registering over a three-year period, will be the fact that he will have to go to the tax collector to obtain his form which will be made out in duplicate. One form goes in with his application for registration, and the other form goes to the assessors of the town or municipality so that he knows that there is a boat there. They can tax or not as they see fit.

I think this comes to a point of where we must make a decision of whether we are going to exempt all boats, amend our present law and exempt all boats from taxation, or whether we inconvenience ourselves, those of us who register a boat, by going down to the tax collector and obtaining this form. And if they do not charge within the municipality the form comes out exactly the same way, and so that you have met the assessment. That is in favor of this bill.

Now on the national level, for the Outboard Boating Club of America, and this covers every state that I know of in the Union, I would like to quote just a few remarks that they have made.

"We're beginning to see a growing recognition that new boat tax laws are needed to remedy a bad situation, and several states have already acted to give boat owners tax relief in the form of exemption or reduction of personal property taxes. Colorado, Oregon, Vermont, the law follows along the same lines, that the boats which are licensed by April 1st of each year are entitled to exemption." This bill that is before us here will definitely not affect the dealer because if you were to go out and purchase a boat you would obtain

a ten day registration or temporary plate that you could use on your boat so you could place it in the water immediately if you wanted to. That also allows you ten days to go down and get your slip off from the tax collector and make your application for your license. This statement would be only if you had paid your taxes upon the boat the previous year when you make out your application for reregistration, in answer to the gentleman from Sidney, Mr. Drummond.

"Wisconsin, Minnesota, New Jersey," they are all exempting boats. I believe in one of the western states there they have something like 400,000 boats, which is a large number. They are moving and have registered their boats in the other state because they were charging taxes in that state, but as far as I can see on this bill that we have here, it is a very watered down bill, the assessors can still place a valuation upon those boats or not, and they will be taxed at the residence of the applicant. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Mars Hill, Mr. Dickinson.

Mr. DICKINSON: Mr. Speaker, I can anticipate a situation where I am going to need some defense against many irate constituents; therefore I will request a roll call.

The SPEAKER: Is the House ready for the question? The pending question is the motion of the gentleman from Bath, Mr. Ross, that L. D. 1724 be indefinitely postponed. A roll call has been requested and 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 on the motion of the gentleman from Bath, Mr. Ross, that Bill "An Act relating to Boat Registration," House Paper 1212, L. D. 1724 be indefinitely post-

poned. If you are in favor of the indefinite postponement of this bill you will vote yes, if you are opposed you will vote no and the Chair opens the vote.

### ROLL CALL

YEA — Baker, E. B.; Bedard, Belanger, Beliveau, Benson, Bernard, Birt, Bourgoin, Bragdon, Brennan, Brown, Bunker, Carey, Carswell, Champagne, Clark, Cornell, Crockett, Crosby, Cushing, Dennett, Dickinson, Drigotas, Drummond, Dudley, Dunn, Durgin, Ewer, Fecteau, Foster, Gaudreau, Gill, Hall, Hanson, B. B.; Hennessey, Hinds, Hodgkins, Hoover, Humphrey, Hunter, Immonen, Jalbert, Jameson, Kyes, Lycette, Maddox, McMann, Miliano, Minkowsky, Nadeau, J. F. R.; Nadeau, N. L.; Noyes, Pendergast, Pike, Prince, Quimby, Quinn, Rackliff, Richardson, G. A.; Richardson, H. L.; Robertson, Rocheleau, Ross, Sahagian, Scott, C. F.; Scott, G. W.; Shute, Trask, Watts, Williams.

NAY — Allen, Baker, R. E.; Binnette, Boudreau, Burnham, Carroll, Conley, Cookson, Cottrell, Couture, Crommett, Eustis, Evans, Fortier, Fraser, Gauthier, Hanson, H. L.; Hanson, P. K.; Harriman, Hawes, Haynes, Healy, Henley, Hewes, Hichens, Huber, Jannelle, Kilroy, Lebel, Levesque, Lewin, Lewis, Lincoln, Littlefield, Martin, McNally, Meisner, Mosher, Philbrook, Porter, Robinson, Sawyer, Scribner, Shaw, Snow, P. J.; Starbird, Sullivan, Susi, Thompson, Waltz, Wheeler, White, Wood.

ABSENT — Berman, Bradstreet, Buck, Carrier, Cote, Curran, D'Alfonso, Danton, Darey, Edwards, Farrington, Fuller, Giroux, Harnois, Harvey, Jewell, Keyte, Payson, Rideout, Roy, Snowe, P.; Soulas, Tanguay, Townsend, Truman, Wight.

Yes, 70; No, 53; Absent, 26.

The SPEAKER: The Chair will announce the vote. Seventy having voted in the affirmative and fifty-three having voted in the negative, the motion to indefinitely postpone does prevail.

Sent up for concurrence.

On the disagreeing action of the two branches of the Legislature

on Bill "An Act Providing an Education Loan Fund for the Higher Education of Teachers" (H. P. 626) (L. D. 882) the Speaker appointed the following Conferees on the part of the House:

Messrs. SHUTE of Farmington  
HARRIMAN of Hollis  
PENDERGAST  
of Kennebunkport

Mr. Hanson of Gardiner was granted unanimous consent to address the House.

Mr. HANSON: Mr. Speaker and Members of the House: As House Chairman of the Taxation Committee, I wish to extend to you my appreciation for the discussion we have had on this bill this morning. I am sure that many of you will be back at the next session and you will hear more of it, and I hope that you at that time will be able to look back over the previous sessions as well as this one to find out what you can come up with for a boat tax.

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

An Act to Appropriate Money to Plan and Apply for a Rural Youth Corps for Maine (S. P. 628) (L. D. 1630)

Tabled—June 19, by Mr. Jalbert of Lewiston.

Pending—Passage to be enacted. (Roll call ordered)

The SPEAKER: A roll call has been ordered. All those in favor of this bill being passed to be enacted will vote yes and those opposed will vote no, and the Chair opens the vote.

### ROLL CALL

YEA—Allen, Bedard, Belanger, Beliveau, Benson, Bernard, Binnette, Boudreau, Bragdon, Brennan, Brown, Bunker, Carey, Carroll, Carswell, Champagne, Cookson, Cornell, Cottrell, Couture, Crockett, Crommett, Cushing, Dennett, Dickinson, Drigotas, Dudley, Fecteau, Fortier, Foster, Fraser, Gaudreau, Gauthier, Gill, Hanson, B. B.; Hanson, H. L.; Hanson, P. K.; Healy, Hennessey, Hichens, Hodgkins, Hoover, Hunter, Jalbert, Jannelle, Kilroy, Kyes, Lebel,

Levesque, Lewin, Maddox, Martin, McMann, Meisner, Miliano, Minowsky, Nadeau, J. F. R.; Nadeau, N. L.; Noyes, Philbrook, Pike, Porter, Quimby, Rackliff, Richardson, H. L.; Rocheleau, Ross, Sahagian, Sawyer, Scott, C. F.; Scott, G. W.; Scribner, Shaw, Shute, Snowe, P. J.; Starbird, Sullivan, Susi, Watts, Wheeler, White, Wood.

NAY—Baker, E. B.; Baker, R. E.; Burnham, Clark, Conley, Crosby, Drummond, Dunn, Durgin, Eustis, Evans, Ewer, Hall, Harriman, Hawes, Haynes, Henley, Hewes, Hinds, Huber, Humphrey, Immonen, Jameson, Lewis, Lincoln, Littlefield, Lycette, McNally, Mosher, Pendergast, Prince, Quinn, Robinson, Thompson, Trask, Waltz, Williams.

ABSENT—Berman, Birt, Bourgoin, Bradstreet, Buck, Carrier, Cote, Curran, D'Alfonso, Danton, Darey, Edwards, Farrington, Fuller, Giroux, Harnois, Harvey, Jewell, Keyte, Payson, Richardson, G. A.; Rideout, Robertson, Roy, Snowe, P.; Soulas, Tanguay, Townsend, Truman, Wight.

Mr. JALBERT: Mr. Speaker!

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

Mr. JALBERT: Mr. Speaker, I move this item be tabled until tomorrow.

The SPEAKER: The Chair would advise the gentleman that that motion would be out of order, a roll call has been taken. If someone wishes to move for reconsideration who voted on the prevailing side, they may do so at this time.

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

Mr. LEVESQUE: Mr. Speaker, may I now move that we reconsider our action.

The SPEAKER: The gentleman is not on the prevailing side.

The Chair recognizes the gentleman from Portland, Mr. Conley.

Mr. CONLEY: Mr. Speaker, I would like to change my vote from yes to no please.

The SPEAKER: The gentleman from Portland, Mr. Conley, now wishes to change his vote from

yes to no and the Clerk will so record it.

Yes, 82; No, 37; Absent, 30.

The SPEAKER: The Chair will announce the vote. Eighty-two having voted in the affirmative and thirty-seven having voted in the negative, the bill falls of passage to be enacted as an emergency measure.

The Chair recognizes the gentleman from Portland, Mr. Conley.

Mr. CONLEY: Mr. Speaker, I move that we reconsider our action whereby this bill failed of enactment and I move it be tabled until tomorrow.

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

Mr. JALBERT: Mr. Speaker, I move this matter lie on the table until the next legislative day.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, now moves that this matter be tabled until the next legislative day, Wednesday, June 21 pending the motion of the gentleman from Portland, Mr. Conley, that the House reconsider.

Mr. Littlefield of Hampden requested a division on the motion.

The SPEAKER: A vote has been requested. All those in favor of the tabling motion will vote yes, those opposed will vote no and the Chair opens the vote.

A vote of the House was taken.

85 having voted in the affirmative and 29 having voted in the negative, the tabling motion did prevail.

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

An Act relating to the Financing of the State Liquor Commission (H. P. 1147) (L. D. 1638)

Tabled—June 19, by Mr. Benson of Southwest Harbor.

Pending—Passage to be enacted. (Roll call ordered)

The SPEAKER: A roll call has been ordered. All those in favor of this bill being passed to be enacted will vote yes, those opposed will vote no and the Chair opens the vote.

## ROLL CALL

YEA — Allen, Baker, E. B.; Baker, R. E.; Bedard, Belanger, Beliveau, Benson, Bernard, Binnette, Birt, Boudreau, Brennan, Brown, Bunker, Burnham, Carey, Carroll, Carswell, Champagne, Clark, Conley, Cookson, Cornell, Cottrell, Couture, Crockett, Crommett, Curran, Cushing, Dennett, Dickinson, Drigotas, Drummond, Dudley, Dunn, Eustis, Evans, Ewer, Fecteau, Fortier, Foster, Fraser, Gaudreau, Gauthier, Gill, Hall, Hanson, B. B.; Hanson, H. L.; Harriman, Hawes, Haynes, Healy, Henley, Hennessey, Hewes, Hichens, Hinds, Hodgkins, Hoover, Humphrey, Hunter, Immonen, Jalbert, Jameson, Jannelle, Keyte, Kilroy, Kyes, Lebel, Levesque, Lewin, Lewis, Lincoln, Maddox, Martin, McMann, Miliano, Minkowsky, Nadeau, J. F. R.; Nadeau, N. L.; Noyes, Pendergast, Philbrook, Pike, Porter, Prince, Quimby, Quinn, Rackliff, Richardson, G. A.; Richardson, H. L.; Robertson, Robinson, Rocheleau, Ross, Sahagian, Sawyer, Scott, C. F.; Scott, G. W.; Scribner, Shaw, Shute, Snowe, P. J.; Starbird, Sullivan, Susi, Trask, Waltz, Watts, Wheeler, White, Wood.

NAY — Crosby, Darey, Huber, Littlefield, McNally, Thompson, Williams.

ABSENT — Berman, Bourgoin, Bradstreet, Bragdon, Buck, Carrier, Cote, D'Alfonso, Danton, Durgin, Edwards, Farrington, Fuller, Giroux, Hanson, P. K.; Harnois, Harvey, Jewell, Lycette, Meisner, Mosher, Payson, Rideout, Roy, Snowe, P.; Soulas, Tanguay, Townsend, Truman, Wight.

Yes, 112; No, 7; Absent, 30.

The SPEAKER: The Chair will announce the vote. One hundred and twelve having voted in the affirmative and seven having voted in the negative, the Bill is passed to be enacted as an emergency measure, it will be signed by the Speaker and sent to the Senate.

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

Resolve Proposing Amendments to the Constitution Relating to Temporary Loans in Anticipation of State Tax Revenues and Limitations Thereon (H. P. 1206) (L. D. 1717)

Tabled — June 19, by Mr. Littlefield of Hampden.

Pending — Passage to be engrossed (House Amendment "B") (H-444)

The SPEAKER: The Chair recognizes that gentleman.

Mr. LITTLEFIELD: Mr. Speaker, Ladies and Gentlemen: I have checked the bill and found that it does not interfere with bond issues being referred to the people. I move the bill be passed to be engrossed.

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

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

Bill "An Act relating to Publication of Legal Notices" (H. P. 1182) (L. D. 1684) (In House, passed to be engrossed) (In Senate, passed to be engrossed as amended by Senate Amendment "C" (S-249) in non-concurrence)

Tabled — June 19, by Mr. Healy of Portland.

Pending — Further consideration.

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

Mr. McMANN: Mr. Speaker, Ladies and Gentlemen: I would like to thank the different people who tabled this bill for me until today.

This bill unfortunately is like a couple of kids fighting, and it takes in that green stuff that they call money. Unfortunately, it involves two Bath papers, the Bath Times Record and the Coastal Journal.

I know when I am licked on this bill as the same old story the big boys have knocked down the little boys, so therefore, I make a motion that this bill and all its accompanying papers be indefinitely postponed.

The SPEAKER: The Chair would advise the gentleman that the motion is not in order it being a non-concurrent matter.

Mr. McMANN: May I inquire from the Speaker what can be done?

The SPEAKER: The motions to be entertained are to recede, concur, insist or adhere to our former action.

Mr. McMANN: I make a motion we concur with the Senate.

The SPEAKER: The gentleman from Bath, Mr. McMann, now moves that the House recede from its former action and concur with the Senate. Is this the pleasure of the House? All those in favor will say yes, those opposed, no.

A viva voce vote being taken, the motion did prevail.

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

Bill "An Act Providing for Disclosure of Interest and Finance Charges on Loans" (H. P. 964) (L. D. 1465)

Tabled — June 19, by Mr. Scribner of Portland.

Pending — Passage to be engrossed.

Mr. Scribner of Portland offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to H. P. 964, L. D. 1465, Bill, "An Act Providing for Disclosure of Interest and Finance Charges on Loans."

Amend said Bill in that part designated "§ 3801." of section 1 by inserting at the end of subsection 8, a blocked paragraph of subsection 8, to read as follows:

**'For purposes of disclosure, the finance charge does not include any charges which are contingent upon the default of the buyer, such as delinquency charges or the costs of repossessing or reselling collateral.'**

Further amend said Bill by adding at the end of that part designated "§ 3808." of section 1 the following underlined sentence:

**'A statement in any advertisement of a rate greater than the simple annual interest rate shall be deemed a compliance with this section.'**

Further amend said Bill by striking out all of those sections

designated “§ 3809,” “§ 3810,” and “§ 3811.” of section 1 and inserting in place thereof the following:

‘§ 3809. Rules and regulations

The commissioner may prescribe from time to time such rules and regulations as may be necessary or proper in carrying out this chapter. In prescribing rules and regulations with respect to any particular type of credit transaction, the commissioner shall consider whether in such transactions compliance with the disclosure requirements of this chapter is being achieved under any other law. Any creditor who violates the rules and regulations of the commissioner shall be subject to the penalties provided in section 3810.

§ 3810. Penalties

1. Failure to disclose; action. Any creditor who in connection with any transaction subject to this chapter fails to disclose to any person any information in violation of this chapter or any regulation issued thereunder shall be liable to such person in the amount of \$50, or in an amount equal to twice the finance charge required by such creditor in connection with such transaction, whichever is greater, except that such liability shall not exceed \$1,000 on any transaction. Action to recover such penalty may be brought by such person within one year from the date of the occurrence of the violation, in any court of competent jurisdiction. In any such action, no person shall be entitled to recover such penalty solely as the result of erroneous computation of any percentage required by this chapter, if the percentage disclosed was in fact greater than the percentage required to be disclosed by this chapter, or if the percentage disclosed was in fact less than the percentage required to be disclosed, but the difference between the rate disclosed and the rate required is not greater than 1% annually computed on the basis of the true interest rate. In any action under this subsection in which any person is entitled to a recovery, the creditor shall be liable for reasonable attorneys’ fees and court costs as determined by the court. As used in this subsection, the term “court of

competent jurisdiction” means any court of the State of Maine of competent jurisdiction regardless of the amount in controversy.

2. Validity. Except as specified in subsection 1, nothing contained in this chapter or any regulation thereunder shall affect the validity or enforceability of any contract or transaction.

3. Penalty. Any person who willfully or repeatedly violates any provision of section 3808 shall be punished by a fine of not more than \$500 or by imprisonment for not more than 6 months, or by both.’

The SPEAKER: The pending question is the adoption of House Amendment “A” and the Chair recognizes the gentleman from Portland, Mr. Scribner.

Mr. SCRIBNER: Mr. Speaker, this amendment was prepared at the request of several members of the Committee on Business Legislation.

For the benefit of the members who may not be aware, on the two truth-in-lending bills which we have, one bill was reported out as a redraft which has been accepted and the other bill was accepted in its original form. This will incorporate some of the items that were in the redraft so that both bills will be consistent with each other.

Thereupon, House Amendment “A” was adopted and the Bill passed to be engrossed as amended by House Amendment “A” and sent to the Senate.

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

Bill “An Act relating to Truth-in-Lending and Disclosure of Interest and Finance Charges in Retail Sales” (H. P. 1215) (L. D. 1728)

Tabled—June 19, by Mr. Robertson of Brewer.

Pending — Passage to be engrossed.

Mr. Robertson of Brewer offered House Amendment “A” and moved its adoption.

House Amendment “A” was read by the Clerk as follows:

HOUSE AMENDMENT “A” to H. P. 1215, L. D. 1728, Bill, “An

Act Relating to Truth-in-Lending and Disclosure of Interest and Finance Charges in Retail Sales."

Amend said Bill in section 1 by adding at the end of subsection 4 of that part designated "§3851" the following underlined blocked paragraph:

**'For purposes of disclosure, the finance charge does not include any charges which are contingent upon the default of the buyer, such as delinquency charges, or costs of repossessing or reselling collateral.'**

Further amend said Bill in section 1 by striking out all of paragraph A of subsection 2 of that part designated "§3852" and inserting in place thereof the following:

**'A. Furnish to such person, prior to agreeing to extend credit under such agreement, a clear statement in writing conspicuously setting forth the true interest rate or rates at which a finance charge will be imposed on the outstanding balance at the end of each period on which a payment is required. In the case of any agreement in existence on the effective date of this Act, the true interest rate disclosure required as to agreements by this subsection may be made in a separate notice mailed or delivered to the buyer.'**

The SPEAKER: The pending question is the adoption of House Amendment "A." The Chair recognizes the gentleman from Brewer, Mr. Robertson.

Mr. ROBERTSON: Mr. Speaker and Ladies and Gentlemen of the House: This is again an amendment that is more or less in conformity with the thinking of the Business Legislation Committee, at least several members of it, regarding delinquency. It corrects the situation where delinquency will not have any—the bill will have no bearing upon delinquency, and I go along with this amendment and the second portion of it corrects a typographical error. This is all that this amendment accomplishes. Thank you.

Thereupon, House Amendment "A" was adopted, the Bill passed to be engrossed as amended by

House Amendment "A" and sent to the Senate.

The Chair laid before the House a matter tabled earlier and assigned for later in today's session:

Bill "An Act relating to Issuing of Parking System Revenue Bonds and Water and Sewer System Revenue Bonds by Municipalities," S. P. 541, L. D. 1398.

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

Mr. HENNESSEY: Mr. Speaker, the only thing I could find out so far on this was the fact that the town or the municipality would have to do the suing, so I will let it go along with that.

Thereupon, the Bill was passed to be engrossed and sent to the Senate.

The Chair laid before the House a matter tabled earlier and assigned for later in today's session:

Bill "An Act Increasing the Terms of Trustees for the Maine Maritime Academy," H. P. 1220, L. D. 1736, tabled earlier in the day pending the motion of Mr. Martin of Eagle Lake to indefinitely postpone.

Whereupon, Mr. Martin of Eagle Lake withdrew his pending motion.

The SPEAKER: The Chair recognizes the same gentleman.

Mr. MARTIN: Mr. Speaker and Ladies and Gentlemen of the House: I of course am a member of the State Government Committee and I must admit that I was not fully aware of the effective date of this act. If you take a look at L. D. 1736 you will find that the effective date of the act supposedly was to be January 1 of 1967. I was not totally aware of this until this was discussed yesterday during the House debate. The gentleman from Madawaska, Mr. Levesque posed a question as to who would be the members of the Board that would be affected by this legislation. There are four members that would be affected since they were appointed by the Governor during the last year and they are Edward Stanley of Portland, the Representative from Biddeford, Representative Truman, Roger L. Willey of Ellsworth and the Senator from

Washington County, Hollis Wyman of Milbridge.

The amendment that I will offer will remove the effective date of the act and will provide that the legislation will become effective ninety days after the end of the legislative year. I would point out to you as was pointed out to me by a member of the House that the Constitution of the State of Maine, Article IV, Section 16 on page 13 of your Senate and House Register, provides the following: "No Act or joint resolution of the Legislature, except such orders or resolutions as pertain solely to facilitating the performance of the business of the Legislature, of either branch, or of any committee or officer thereof, or appropriate money therefor or for the payment of salaries fixed by law, shall take effect until ninety days after the recess of the Legislature passing it, unless in case of emergency," and in no case does the Constitution provide that such acts shall become effective previous to the legislative year actually beginning, so actually this portion of the bill would probably be held unconstitutional by the Courts.

Therefore, I offer House Amendment "A" and move its adoption.

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

HOUSE AMENDMENT "A" to H. P. 1220, L. D. 1736, Bill, "An Act Increasing the Terms of Trustees for the Maine Maritime Academy."

Amend said Bill by striking out at the beginning of the first line the underlined abbreviation and figure "Sec. 1."

Further amend said Bill by striking out all of section 2.

The SPEAKER: The pending question is the adoption of House Amendment "A". The Chair recognizes the gentleman from South Portland, Mr. Gill.

Mr. GILL: Mr. Speaker, I only rise to make a motion to indefinitely postpone this bill and all its accompanying papers. I'm sorry I wasn't —

The SPEAKER: The Chair would advise the gentleman that House Amendment "A" must be acted upon before any other motion can be entertained.

Mr. GILL: You may adopt it.

Thereupon, House Amendment "A" was adopted.

The SPEAKER: The Chair recognizes the same gentleman.

Mr. GILL: I now move that this legislative document and all its accompanying papers, including House Amendment "A", be indefinitely postponed.

The SPEAKER: The gentleman from South Portland, Mr. Gill, now moves that this bill be indefinitely postponed.

Mr. Pendergast of Kennebunkport requested a division.

The SPEAKER: A vote has been requested. The Chair recognizes the gentleman from Kittery, Mr. Dennett.

Mr. DENNETT: Mr. Speaker, this bill was quite thoroughly discussed yesterday. I think most everyone here heard the splendid address made by the Representative from Biddeford, Mr. Truman in support of this bill. Now I believe again that the arguments of yesterday are valid, and I can see absolutely no reason to indefinitely postpone this bill. I sincerely hope that the motion does not prevail.

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

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: In view of the action taken by this House yesterday and the amendment tacked onto the bill this morning, and also in view of the remarks made by the kind gentleman from Kittery, Mr. Dennett, I find it almost impossible to believe that a member of this branch or even a member of the other branch in concert would try, in all due respect to legislative procedure, to perpetuate themselves in office. Just by this very simple act of trying to do that definitely takes away any merits of increasing the number of years from three to five years whereby there has been a great amount of discussion in late years as to the merits of even a three year term for various members of this Maritime Academy, so therefore, I will vote for the motion to indefinitely postpone this bill and all its accompanying papers.



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

Mr. GILL: Mr. Speaker and Ladies and Gentlemen of the House: I would probably concur that the trustees of the Maine Maritime Academy, Representative Truman gave a very good argument why his term should be extended at that time, it was drawn up as such that it would have, also a gentleman in the Senate. My only reason for this, if this Board of Trustees is doing such a fine job, and I have no reason to believe that it isn't, why is it not then proper to make themselves subject to reappointment after a period of three years as it is now? This is just a continuous trend to take away control of a lot of our institutions, boards and commissions. I certainly find no fault with the trustees; however, I feel a three year term is plenty, and if at that time their record tends to warrant it that they may be reappointed at that time.

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

Mr. JALBERT: Mr. Speaker and Members of the House: I know that we have reached the time now when courtesies must go by the board at certain times. However, I have noticed over the months that the gentleman from Biddeford, Mr. Truman, has been very attentive to business, very dedicated to the job that he was charged with by coming to the Legislature. Under ordinary circumstances I would feel that if you are not here to protect yourself, that's the end of it. However, in view of the fact of what I have just stated and in view of the fact that the gentleman is directly interested in this measure because he is a member of the Board of Trustees, I don't think it would delay us too too long to make an exception in this case and have this bill tabled for one day until he is here. I know he cannot be here.

Thereupon, on motion of Mr. Gill of South Portland, tabled pending the same gentleman's motion to indefinitely postpone and tomorrow assigned.

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

Mr. HINDS: Mr. Speaker, I would inquire if House Paper 343, L. D. 491, 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," is in possession of the House.

The SPEAKER: The answer is in the affirmative.

Thereupon, on motion of the same gentleman, the House voted to suspend the rules and to reconsider its action of May 19 whereby the Leave to Withdraw Report as covered by other legislation was accepted.

On further motion of the same gentleman, the Bill was recommitted to the Committee on Appropriations and Financial Affairs in non-concurrence and sent up for concurrence.

By unanimous consent sent forthwith to the Senate.

Mr. Jalbert of Lewiston was granted unanimous consent to address the House.

Mr. JALBERT: Mr. Speaker and Members of the House: The comments I am about to make I have checked out affirmatively with the House Chairman of the Appropriations Committee. I have had several requests concerning what the differential was between L. D. 1726 and L. D. 1727 which are Majority and Minority Reports concerning the amounts of the bond issue for capital improvement, construction, renovation, repairs, equipment and furnishings, so that I thought in view of the fact that these two measures will be before us within the next day, I don't know whether there will be amendments on them or not, but regardless of that fact, I thought it might be a thought for you instead of answering twelve different times that I have been asked that I would answer once as to the explanation of the measure. I thought we might work from L. D. 1727 which is the one that has a \$21 million price tag on it. The differential between L. D. 1726 and L. D. 1727 is that the higher

item, the higher L. D. 1727 has more items in it, naturally, than 1727 that were not in L. D. 1726. What I have done with my L. D. 1727 is that I have encircled or crossed out the items of L. D. 1727 that were not in L. D. 1726.

On the first page wherein it concerns Fort Kent State Teachers College, \$415,000, that item is deleted. On page 3, under Education, Washington State Teachers College, the item of the athletic field and tennis courts of \$78,000 is deleted. On Eastern Maine Vocational Institute, the completion of Administration Classrooms, Shop Building, the item is cut from \$150,000 to \$145,000. Under Southern Maine Vocational-Technical Institute, the purchase of land for \$45,000 is deleted. Under the Indian Schools, the classroom addition of \$19,700, both Pleasant Point and Old Town are deleted. It is just a matter of bookkeeping, the item under Finance and Administration of \$1,197,400 now becomes \$1,197,600.

Under Mental Health and Corrections, the item Laundry Facilities of \$75,000 is deleted. X-Ray equipment under Bangor State Hospital \$20,000 is deleted. Under Bangor State Hospital again, the Regional Center for Severely Mentally Retarded of \$350,000 is deleted. Under Pineland Hospital and Training Center the alterations to the Commons Building of \$197,800 is deleted. Under Mental Health and Corrections still, on page 5, the item Stevens Building Renovations of Dining only of \$60,000 is deleted. Under Governor Baxter School for the Deaf the athletic field an item of \$20,000 is deleted.

Under Maine Maritime Academy, the item of the new dormitory of \$750,000 is deleted. Under State Parks and Recreation Commission, the item of acquisition of land and various items of \$500,000 is cut to \$250,000. The University of Maine on page 6, the item of the law school of \$1,300,000 the first item, the law school building in Portland is cut to \$920,000; the greenhouse and henhouse is deleted of \$400,000; the research and advance study building at Portland of \$1,800,000 is deleted, and the land and classroom building

at Augusta of \$1,100,000 is deleted so that the differential totals between L. D. 1727 of \$21,740,000 and L. D. 1726 of \$15,755,000 has a total of differential between 1726 and 1727 of \$5,985,000. I thought this information might be of some value to the members. Thank you.

Mr. Hinds of South Portland was granted unanimous consent to address the House.

Mr. HINDS: Mr. Speaker and Members of the House: Just briefly, in conjunction with what Mr. Jalbert said, he made one error under the Augusta State Hospital, he told you that the laundry facilities were deleted; the laundry facilities are not deleted, but the maximum security building was decreased by that same amount and that was under the Augusta State Hospital.

And I might just add that of the decrease, \$4 million of this decrease stands on separate L. D.'s, one of them we just acted on a minute ago was the Maine Maritime Academy Bond Issue and the others are the University of Maine in Augusta, the Graduate Building in Portland and the Mentally Retarded Center there at Pineland, those are all on separate L. D.'s before the Legislature. Thank you.

(Off Record Remarks)

Mr. Bernard of Auburn was granted unanimous consent to address the House:

Mr. BERNARD: Mr. Speaker and Members of the House: I would like to read a very brief editorial from the Times Record:

"An oceanographic scholarship fund was begun by a few close friends of the late Charles Lowery because they considered it a particularly apt way of memorializing the Brunswick man who had worked so many years in Augusta to foster the development of Maine's marine resources.

The idea is a good one, and we were pleased to see it gain the stature of a full scale official effort, encouraged by Governor Curtis and members of the Legislature.

Whatever the amount used to assist students toward careers in

oceanography, it will be useful. For no matter what financial assistance it can provide, the scholarship's best purpose will be to act as a reminder that oceanography exists as one of the most promising and exciting vocations on any student's horizon.

And the need is there. Already scientists are saying the shortage of trained people in the marine field is critical, and has little immediate prospect of improving.

The Lowery scholarship fund will do much to help steer young people toward the sea, and this is perhaps the finest of the many attributes which make it deserving of your support."

I received a note here from Mrs. Pat Lowery and briefly she says, "Please thank the legislators for us. I would like to thank each one

personally because we feel it is a tremendous tribute not only to Charlie, but faith in Maine's future. We feel both proud and humble that this may keep some of our young people in Maine as the years go on." Gratefully, Pat Lowery.

This coming Friday I will turn over the funds that have been donated for this very worth cause to Pat Lowery and I would like to say that personally I am very pleased with the respect and trust that all of you have shown in me. I received a great deal of money in cash and it now amounts to a little over \$242. Thank you.

On motion of Mr. Richardson of Cumberland,

Adjourned until nine-thirty o'clock tomorrow morning.