

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

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**

Friday, June 30, 1967

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

Prayer by the Rev. Mr. Fred More of Augusta.

The Journal of yesterday was read and approved.

**Conference Committee Report**

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature on

Joint Order (H. P. 1213) recalling from legislative files Bill "An Act Granting Complimentary Fishing Licenses for Certain Maine Residents in Armed Forces" (H. P. 1120) (L. D. 1592)

Reporting that they are unable to agree.

(Signed)

LEWIN of Augusta  
CARRIER of Westbrook  
HARVEY of Woolwich

—Committee on part of House

HOFFSES of Knox  
SEWALL of Penobscot  
ROSS of Piscataquis

—Committee on part of Senate.

Report was read.

The SPEAKER: The Chair recognizes the gentleman from Westbrook, Mr. Carrier.

Mr. CARRIER: I would request permission to speak on this Conference Report.

The SPEAKER: The gentleman from Westbrook, Mr. Carrier, may proceed.

Mr. CARRIER: Mr. Speaker and Ladies and Gentlemen of this House: June 29, 1967 is a calendar date which will not be forgotten by the members of the Armed Forces and their families. It may well be called "Black Thursday." The Committee of Conference was held regarding L. D. 1592, An Act Granting Complimentary Fishing Licenses for Certain Maine Residents in Armed Forces. The Committee was unable to agree. I, as a member of the Committee of six, joined the representation from the House in advocating

a favorable report on this document.

We were unable to agree, as the report indicates, because some members of the unmentionable branch were not agreeable or wouldn't even consider whatsoever the merits of this bill, L. D. 1575, which has no bearing whatsoever on this bill, was the prevailing matter in their minds. I want to make it clear that the members of this House, Representative Lewin and Representative Harvey and myself fought violently and honestly to pass this bill. If this bill failed in conference, the blame is totally, and I repeat totally, the doings of two members of the other branch.

I raise objections today because once again L. D. 1575 was made a bargaining factor by two members of the unmentionable body. Had this not occurred, we would have reached a compromise and ended that much further ahead, thereby helping our service-men.

As a result of this Conference, I have to state as I did on some other occasions, that the Inland Fisheries and Game Department has used all unethical tactics to kill this bill. Today I suggest to you, and hope you will pass this on to your friends, that we have tried, and the record will show that you have helped us here in the House in order that we could show our appreciation to the members of the Armed Services, by this little token of granting them a free fishing license. Our try failed because of the activities of the Inland Fisheries and Game Department and its well-placed snipers.

I wish to let you know that I intend to let the people of Maine know who is working for whom and for what.

These are the steps that I intend to take: I intend to release to the press as to who voted for this bill and who were the final obstructionists by specifically referring to two members of the unmentionable branch. Secondly, a release of the outcome of this bill also will be given to the military papers for publication, the military papers such as The Stars and Stripes and

so forth. A release of the result of the Committee of Conference will be given to the various veterans organizations with special emphasis as to who did what on this Committee of Conference.

In conclusion, I wish to thank the members of this House for having supported me in my efforts to accomplish this little favor for the members of the Armed Forces.

I say to you today, and I wish for you to take notice and warning, that the Inland Fisheries and Game Department through their political touts have succeeded to tell the Legislature what they want done, instead of us telling them what we want them to do for the people.

I have done all I could on this bill, with the help of many others. I may have lost the battle, but not the war. I must say that I have been sincere in my conscience in refusing to vote for L. D. 1575, with the guarantee that if I did, this bill would have passed. Such a proposal was both insulting and unethical to the members of the House that served on this Committee with me. It, in my opinion, was just another threat.

So, with a clear conscience, I am proud to say to you that my vote and effort in behalf of our servicemen will leave me in a position to be able to face them without a guilty conscience. We love to see them come home, but we couldn't do this little favor for them. Thank you.

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

Mr. NADEAU: Mr. Speaker and Members of the House: Just one little comment. I think he covered it very plainly, but I for one would like to have it noted that if I had my way, if ever we were to recall one bill, would be the pay bill and this gentleman in charge of Inland Sea and Shore I would not only delete his pay raise, but I would give him a reduction in pay.

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

Mrs. CARSWELL: Mr. Speaker and Members of the House: I now move that we insist and ask for another Committee of Conference.

The SPEAKER: Is it the pleasure of the House to reject the Conference Committee Report?

The motion prevailed.

The SPEAKER: The gentleman from Portland, Mrs. Carswell, now moves that we further insist and request another Committee of Conference.

The motion prevailed.

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

Messrs. LEWIN of Augusta  
CARRIER of Westbrook  
HARVEY of Woolwich

The SPEAKER: The Chair would now call your attention to Supplement No. 1, Senate Paper.

From the Senate: The following Order:

ORDERED, the House concurring, that the Joint Standing Committee on Appropriations and Financial Affairs is directed to forthwith report out a Bill to appropriate additional monies for expenditures of State Government and for other purposes for fiscal years ending June 30, 1968 and June 30, 1969 (S. P. 713)

Came from the Senate read and passed.

In the House:

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

Mr. LEVESQUE: Mr. Speaker and Members of the House: An inquiry through the Chair, is this order subsequent to the House Order that was passed yesterday towards the Taxation Committee coming out with a bill and this would tie in with the Appropriation Bill that we are presently sending out an order for them to put together a bill to tie in with the tax measure that might come out of the Tax Committee?

The SPEAKER: The Chair would advise the gentleman in the affirmative.

Thereupon, the Order received passage in concurrence. By unanimous consent sent forthwith to the Senate.

### Orders

The SPEAKER: The Chair recognizes the gentleman from Ellsworth, Mr. McNally.

Mr. McNALLY: Mr. Speaker: Is L. D. 1444 in the possession of the House?

The SPEAKER: The Chair would advise the gentleman in the affirmative, S. P. 543, L. D. 1444, Bill "An Act to Correct Errors and Inconsistencies in the Public Laws" is in possession of the House.

Mr. McNALLY: Mr. Speaker: To correct an inadvertent error of omission, I would like to offer House Amendment "F".

The SPEAKER: The Chair understands the gentleman from Ellsworth, Mr. McNally, now moves the House reconsiders its action of yesterday whereby this bill was passed to be engrossed. Is this the pleasure of the House?

The motion prevailed.

Thereupon, Mr. McNally of Ellsworth offered House Amendment "F" and moved its adoption.

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

HOUSE AMENDMENT "F" to S. P. 543, L. D. 1444, Bill, "An Act to Correct Errors and Inconsistencies in the Public Laws."

Amend said Bill by inserting after section 23 the following new sections:

'Sec. 23-E. R. S., T. 30, § 2, amended. That part of the 6th paragraph of section 2 of Title 30 of the Revised Statutes, as amended by section 1 of chapter 397 of the public laws of 1965, which relates to the deputy clerk of courts of Hancock County, is further amended to read as follows:

deputy clerk of courts, \$2,850 \$3,100;

Sec. 23-F. Effective date. Section 23-E shall become effective January 2, 1968.'

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

Mr. BERMAN: Mr. Speaker and Members of the House: This is a proposed amendment to the so-called Judiciary Omnibus bill. It seems a very reasonable amendment. Hancock County is asking

for a small increase for its Deputy Clerk of Courts and I am certainly, as House Chairman of the Judiciary Committee, perfectly willing to recommend a modest exception to the Omnibus Bill and I hope that this amendment of Mr. McNally's is accepted.

The SPEAKER: Is it the pleasure of the House to adopt House Amendment "F"?

The motion prevailed.

Mr. Dennett of Kittery offered House Amendment "G" and moved its adoption.

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

HOUSE AMENDMENT "G" to S. P. 543, L. D. 1444, Bill, "An Act to Correct Errors and Inconsistencies in the Public Laws."

Amend said Bill by adding at the end the following:

'Sec. 33. P. & S. L. 1967, c. 66, amended. The first paragraph of the Referendum of chapter 66 of the Private and Special Laws of 1967 is amended to read as follows:

This Act shall take effect 90 days after adjournment of the Legislature, only for the purpose of permitting its submission to the legal voters of the Town of Kittery at any special town election to be held on or before the first 16th day of October, 1967, and warrants shall be issued for such election in the manner now provided by law for the holding of municipal elections, notifying and warning the qualified voters of said town to meet in said town, there to cast their ballots on the approval or rejection of this Act.

Sec. 34. Effective date. Section 33 shall become effective 91 days after the adjournment of the Legislature.'

The SPEAKER: The pending motion is the adoption of House Amendment "G" and the Chair recognizes the gentleman from Kittery, Mr. Dennett.

Mr. DENNETT: Mr. Speaker and Members of the House: Due to the fact that this session is so prolonged, the Town of Kittery had a charter bill and they set their date of voting on the bill as October 1st, yet the bill does not become effective until ninety days after the adjournment of Legislature, which would of course no doubt be after

the date set in voting, and this amendment is merely to set up the date so that we might fall within the law and have an effective bill to vote on.

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

Mr. STARBIRD: Mr. Speaker and Members of the House: In a slightly humorous vein it seems strange to me — I can see the germaneness of Mr. Dennett's bill, but these salary increase amendments it seems strange to me that they are germane, and it seems rather funny to me that they are germane and my amendment was not.

The SPEAKER: Does the gentleman question the germaneness of these amendments?

Mr. STARBIRD: No, Mr. Speaker, I do not because I feel that they are just as germane as mine. I feel that mine was, regardless of the decision; therefore, I feel that they are also. However, it seems strange that one was and one is not. I do not question the germaneness — I said it humorously.

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

Mr. BERMAN: Mr. Speaker and Members of the House: I will try to be brief. We're dealing with a very important subject when we are dealing with the correction of errors and inconsistencies in the Public Laws, and this is not a matter to be quite taken in a light point of view, with all due respect to my good friend from Kingman Township, Mr. Starbird.

The proposed amendment for Hancock County was a very, very modest amendment. The amendment that Mr. Starbird proposed, and I say this with all due deference, went to very basic and substantive law and I think really that there is a difference and that the Judiciary Committee and the gentleman from Kittery, Mr. Dennett who proposed House Amendment "G" did things with the best of intentions, and I hope that the House will not think that we are playing favorites. We certainly are not — we are facing these things — we are trying to maintain an

even-handed balance across the way.

Thereupon, House Amendment "G" was adopted, the Bill passed to be engrossed as amended by Committee Amendment "A", Senate Amendment "B", and House Amendments "B", "D", "E", "F" and "G" in non-concurrence and by unanimous consent sent forthwith to the Senate.

Mr. Robertson of Brewer was granted unanimous consent to address the House.

Mr. ROBERTSON: Mr. Speaker and Members of the House: Today is Friday, June 30. I think it might be an eventful day in the lives of this Legislature because sometime tonight I think we have hopes of leaving here, at least on a temporary basis.

Of course, too, this day may have significance to many folks for different reasons. However, there is one member of this Legislature to whom I think this day has a special significance because about forty-three years ago this young graduate of Georgetown Law School formally agreed with a very charming and personable young lady that he needed her guidance and praise to help him on his straight road, to assist in his successful career.

Now I might add that this young lady at that time has since down through the years done her job very well. She has led him to be a successful attorney, a judge, a retired Colonel, U. S. Army Serial No. 2023926, and in many other capacities that I would hesitate to try to enumerate at this time. And I might add for the past twenty years as our City Solicitor in the City of Brewer, but most important as a husband and father, successful in each one.

Now this fortunate young man who found such a fine young lady to plan his life, now 43 years later, four children later, I believe twenty-one grandchildren later, is still hale and hearty, a persuasive and effective and dedicated legislator. The wife of this Representative to whom I refer, I believe is seated up in the balcony beside my wife — I hope she'll stand up and I want to say to Representative

John T. Quinn and Edith Quinn — happy 43rd Wedding Anniversary! (Applause, the members rising)

The SPEAKER: And very sincere congratulations from the Chair.

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

Mr. QUINN: Thank you Mr. Speaker and Members of the House: I wish to thank my good close associate here, the Honorable Gerald Robertson for the very fine and kind words that he gave to the Members of the House, and I want to agree with him fully that the young lady that became Mrs. Quinn some forty-three years ago has been all he has said. I've been very fortunate. (Applause)

#### Passed to Be Enacted Emergency Measure

An Act to Allocate Moneys for the Administrative Expenses of the State Liquor Commission for the Fiscal Years Ending June 30, 1968 and June 30, 1969 (H. P. 82) (L. D. 112)

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

#### Bond Issue

An Act to Authorize Bond Issue in Amount of Three Hundred and Fifty Thousand Dollars for Construction of a Regional Care Facility for the Severely Mentally Retarded at Bangor (S. P. 371) (L. D. 984)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. In accordance with the provisions of Section 14 of Article IX of the Constitution a two-thirds vote of 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 forthwith to the Senate.

#### Enactor Amended

An Act relating to Method of Fixing Salaries of Certain State Officials (S. P. 697) (L. D. 1733)

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

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

Mr. JALBERT: Mr. Speaker, I move the rules be suspended.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, moves the rules be suspended for the purpose of reconsideration.

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

Mr. NADEAU: Mr. Speaker, I—

The SPEAKER: It is not debatable, the Chair would advise the gentleman. Does the gentleman request a vote on the motion to suspend the rules?

Mr. NADEAU: Yes.

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

A vote of the House was taken.

103 having voted in the affirmative and 12 in the negative, 103 being more than two-thirds, the motion to suspend the rules did prevail.

Thereupon, on further motion of Mr. Jalbert of Lewiston, the House voted to reconsider its action whereby the Bill was passed to be engrossed on June 21, on a viva voce vote.

Mr. Jalbert of Lewiston offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to S. P. 697, L. D. 1733, Bill, "An Act Relating to Method of Fixing Salaries of Certain State Officials."

Amend said Bill in section 3 by striking out the underlined figure "\$13,052" and inserting in place thereof the underlined figure '\$13,728'

The SPEAKER: The pending question is the adoption of House

Amendment "A" and the Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker and Members of the House: This matter was brought to my attention earlier this morning and I am not taking issue with the method of fixing of salaries of certain individuals, nor am I taking issue with the bill itself other than the fact that upon checking out concerning the Director of the Aeronautics Commission his salary is pegged at \$13,052 per year. I consulted with the Controller's Office who informs me that there is an error—that the Director of the Aeronautics Commission's salary is at the figure of \$13,728. That being so, this would not only change the method of fixing his salary from the Commission itself to the Governor and Council, which I don't take issue with one way or another, but it would lower this gentleman's salary from its present rate of \$13,728 to \$13,052. I have checked this out with the Speaker, with the leaders of both parties and the Chairman of the State Government Committee who agreed with me, and that's my only interest in the matter—of the fact that, I mean I don't think we should lower anybody's salary from its present rate, I think we should leave it dormant and that's what this amendment does.

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

Mr. STARBIRD: Mr. Speaker and Members of the House: Now that the matter has been explained, I won't oppose the amendment. The intent of this bill was that the salaries that are listed in there were to be what they are getting now, their present salaries, and if there was an error made and he was getting more, I will not oppose it. At first I thought that this amendment would have raised it from his present salary. I thank the gentleman from Lewiston.

The SPEAKER: The pending question is the adoption of House Amendment "A". Is this the pleasure of the House?

The motion prevailed.

Is it now the pleasure of the House this Bill be passed to be engrossed in non-concurrence?

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

Mr. MARTIN: Mr. Speaker and Members of the House: I now move that this bill and all its accompanying papers be indefinitely postponed.

The SPEAKER: The gentleman from Eagle Lake, Mr. Martin, now moves that this Bill and all its papers be indefinitely postponed.

Mr. Snowe of Auburn requested a division.

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

Mr. MARTIN: Mr. Speaker and Members of the House: If you will take a look at L. D. 1733, you will find that it was a Report "A" from the State Government Committee. You will also note that there was also Report "B", it was a five to five report, the other report being "ought not to pass." I signed the "ought not to pass" report primarily because it was my opinion that these positions should remain within the prerogative of the Governor and the Executive Council. The positions that we are discussing include the Commissioner of Finance and Administration, the Aeronautical Commissioner, the Bank Commissioner, the Commissioner of Economic Development, the Commissioner of Sea and Shore Fisheries, the Commissioner of Health and Welfare and the Commissioner of Mental Health and Corrections. All of these positions, at times, require that the Governor and Council pay a salary to attract an individual into the State that will be willing to come to the State of Maine.

Obviously as you well realize, the Legislature does not meet constantly, unless we decide not to go home today, and we are not in a position to set the salary in case the need arises. It locks the salary at that level and it cannot be changed. Certainly the Governor and Council will keep the wishes of the Legislature in mind when they raise these salaries. I am sure they would not raise them merely for the sake of giving them a raise.



There is also the question of merit increases which must be given and I am sure that you will well realize that these areas are sensitive areas to the government of the State of Maine, and I would certainly hope that you would vote for my motion to indefinitely postpone this bill.

The SPEAKER: The Chair recognizes the gentleman from Kittery, Mr. Dennett.

Mr. DENNETT: Mr. Speaker and Members of the House: I rise in opposition to the motion made by the gentleman from Engle Lake, Mr. Martin. I think, first, that this is a sad time to move the indefinite postponement of a bill such as this. What Mr. Martin states is very true, this bill came out of the Committee on State Government with a divided report. It was accepted in this House and rejected in the other body. As a result of the Committee of Conference, the Conferees have already submitted their report to the House and they unanimously agreed that this bill should have a passage.

Now, I believe we have worked for years on this bill endeavoring to get something through that ultimately would stabilize salaries of department heads et cetera within the State of Maine. Now, what has happened over the years? The Legislature has set the salaries of certain department heads. No sooner it seems had the Legislature adjourned but the Governor and Council, who had under their jurisdiction certain other department heads, would immediately raise those under their jurisdiction. The net result, there was always a gap existing between these certain State officials, and many of them having virtually the same duties and departments no larger or no more complex than those under the jurisdiction of the Legislature. The result over the years has been bad feelings and the Legislature has constantly been forced to bring up salaries to meet those of comparable positions that were under the control of the Governor and Council. I truly think, I honestly believe, that if this Legislature has done one good thing this session they have made a just and honest effort to rectify this wrong that has

existed for years. I sincerely hope that you will vote down this motion that we might proceed with this bill and somewhere along the line get on an even keel. Thank you.

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

Mr. STARBIRD: Mr. Speaker and Members of the House: I wish to concur heartily with the gentleman from Kittery, Mr. Dennett. The Conferees did work hard on this matter and the two Conference Committees, the one concerning this bill and the one concerning the salary pay bill, met jointly for the simple fact that the bills concerned roughly the same material and we thought that in doing this we could possibly better come to a compromise agreement on some of the salaries that were in the jurisdiction of the Legislature already. We did this. Part of the compromise that we arrived at after something like an hour and a half to two hours discussion, was the fact that this bill was adopted as it now reads with the exception of Mr. Jalbert's amendment offered this morning, which we now agree on also.

So, therefore, if this bill is rejected it tips the scales too far in the other way. I agree with Mr. Dennett's statements wholeheartedly. It puts all of the salaries under one umbrella; it gives us the power to change them if we wish or keep them the same if we wish. I think it is a good bill and I urge that you vote for its passage.

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

Mr. PHILBROOK: Mr. Speaker and Members of the House: This Legislature has been most responsive to the pay needs of those under its jurisdiction. If you study pay bill 1731, the Conference Committee Amendment, you will find that we are most generous and fair with Judges and others in the matter of pay increases. I call for your support in bringing the pay determination of these nine officials back to the Legislature.

The SPEAKER: The Chair recognizes the gentlewoman from Orono, Mrs. Cornell.

Mrs. CORNELL: Mr. Speaker and Members of the House: I would rise in support of Mr. Martin's motion, I also signed the Part "B" Report. I did not like the Conference Committee settlement of it and I do not think that we have been particularly generous in salaries, I was against also what we did in that matter. I think the Governor and Council are well qualified to set the salary to retain the men that they want to retain to do these positions well.

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

Mr. NADEAU: Mr. Speaker and Members of the House: I rise in support of Mr. Dennett. I think they had a fair hearing on these. I think this is one good bill that we can all agree on, members of both parties, and as was noted in 1731, let's just take one point, ladies and gentlemen. Did you notice the fat salaries that were going to be given? And these were proposed by one man. Now, you can imagine now, all they have is seven backs to scratch, whereas if we vote against indefinite postponement of this bill, they'll have to lobby each and every one of us and they don't dare being seen in the hallway any more — at least some seem to have disappeared, even from the balcony. (laughter) However, I feel that this is a good and a fair bill and because they'll have to lobby all and each and every one of us, which they shouldn't take time to do — they may attempt to do it, I feel that we should definitely vote against indefinite postponement.

The SPEAKER: Is the House ready for the question? The pending question is the motion of the gentleman from Eagle Lake, Mr. Martin, that L. D. 1733, Senate Paper 697, An Act relating to Method of Fixing Salaries of Certain State Officials, be indefinitely postponed. All those in favor of indefinite postponement will vote yes and those opposed will vote no, and the Chair opens the vote.

A vote of the House was taken.

30 having voted in the affirmative and 98 having voted in the negative, the motion to indefinitely postpone did not prevail.

Thereupon, the Bill was passed to be engrossed as amended by House Amendment "A" in non-concurrence and by unanimous consent, sent forthwith to the Senate.

An Act Providing for Action in Aid to Dependent Children Cases Involving Fraud (H. P. 672) (L. D. 944)

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

#### House at Ease

Called to order by the Speaker.  
On motion of Mr. Richardson of Cumberland,  
Recessed until two o'clock this afternoon.

#### After Recess 2:00 P. M.

Called to order by Speaker Kennedy.

The SPEAKER: The Chair recognizes the gentleman from Augusta, Mr. Lewin.

Mr. LEWIN: Mr. Speaker, I request permission to approach the rostrum.

The SPEAKER: The gentleman may approach the rostrum.

The Chair grants permission to the gentleman from Augusta, Mr. Lewin, to be stationed at the Clerk's podium.

Mr. LEWIN: Mr. Speaker, Ladies and Gentlemen of the House: I have a very enjoyable task to perform this afternoon. These last six months have been very meaningful to me as I believe they have been to you. We have rubbed elbows with several grand people from all over our State and many new friendships have been formed I am sure. We hope that these friendships will continue in the months to come.

As we approach the end of the session today, the Members of the House feel that appreciation should be expressed for the fine work accomplished by our friends and to share, if we may, in the giving of a few gifts to deserving people.

So with these few remarks we will go on with our brief program with your cooperation.

I might say that at the beginning we should talk a few minutes if we may about our lady legislators. Probably one of the highlights of the season and of the session is to have such wonderful lady legislators with us here today to discuss with us our many deliberations. Truly, we can say they have played a very important part—they're nice to listen to and they're nice to look at, I believe a great morale factor in any group, wherever they are.

May I ask the ladies of the Legislature to stand in place, if they will, and I will call the following gentlemen to come to the rostrum to pick up a corsage to bestow on these ladies. Will the ladies stand please? (Applause)

I would like to ask the honorable gentlemen to come to the rostrum please.

Whereupon, corsages were presented by the following Representatives to the lady legislators:

Representatives:

HANSON of Gardiner  
to Mrs. LINCOLN

LYCETTE of Houlton  
to Mrs. SAWYER

JALBERT of Lewiston  
to Mrs. WHEELER

BRADSTREET of Newport  
to Mrs. BOUDREAU

CARRIER of Westbrook  
to Mrs. KILROY

SCOTT of Presque Isle  
to Mrs. FULLER

ROSS of Bath  
to Mrs. CORNELL

LITTLEFIELD of Hampden  
to Mrs. BAKER  
of Orrington

SOULAS of Bangor  
to Mrs. HANSON

FARRINGTON of China  
to Mrs. BAKER  
of Winthrop

FORTIER of Waterville  
to Mrs. GIROUX

CAREY of Waterville  
to Mrs. CARSWELL

MOSHER of Gorham  
to Mrs. WHITE

Mr. LEWIN: I wish to thank the gentlemen for a swell job without a rehearsal.

Mr. HANSON of Lebanon: Mr. Lewin, on behalf of the ladies we wish to thank you very much. We appreciate your kind present of corsages and we have enjoyed working with you very much, all of us. (Applause)

Mr. LEWIN: Now it is time for me to ask a few of the gentlemen of the House to escort Bertha's belles to the well of the House.

Whereupon, corsages were presented by the following Representatives to the members of the Clerk's staff:

Representatives:

SHUTE of Farmington  
to Charlotte Carrie

MARTIN of Eagle Lake  
to Peg Day

BRENNAN of Portland  
to Peggy Dutil

SNOWE of Auburn  
to Isabelle Knowlton

HINDS of South Portland  
to Helena Rogers

BENSON of Southwest Harbor  
to Louise Tripp

HEWES of Cape Elizabeth  
to Gail Veilleux

Mr. LEWIN: We want to extend our thanks in this small way to "Bertha's Belles" today — I think that's an appropriate word, for the fine work they have done during this session. We all know of the many hours they have put in in our behalf and we certainly appreciate it — and friends, aren't they grand people? (Applause)

We want to thank these handsome gentlemen. Will you escort the ladies to the rear please?

And now we have a few other ladies who we want to recognize at this time.

Thereupon, the following presentations of corsages were made:

Representative Susi to Jane Delahunty, Secretary to the Speaker; Representative Watts to Polly Hand, Secretary to the Majority Floor Leader; and Representative Beliveau to Dorris Kenerson, Secretary to the Minority Floor Leader. (Applause)

Mr. LEWIN: To you fine ladies, we would also like to express our appreciation, today for the wonderful part that you have played in our program in your respective positions. Our appreciation goes with these little corsages and we wish you the best of luck.

Mr. LEWIN: Mr. Speaker, I wish that you would step down here if you would for a minute, please. This has been a long and trying session I know for all of us and extremely so for you as Speaker of the House. I know it has been a tremendous job and you have handled it all in a superior manner, we'll all agree on that. Your ability to conduct the business of the House in such a calm fashion is highly commendable. I feel that I can say for the many others here, that we are proud to have been associated with you over these last few months.

Now, knowing of your interest as manifested not too long ago on some of these bills in which you were interested concerning wildlife, we thought that it was only fitting at this time that you should hear from a 100% Hunter and I'm calling on him for a few remarks, Mr. Hunter of Durham.

Mr. HUNTER: Mr. Chairman and Ladies and Gentlemen of the House:

The Representative from Mil-  
bridge,  
Did sponsor LD 503,  
"A Bill relating to guides"  
Printed for all to see.

The committee studied it well,  
As it did on every bill,  
But when 503 hit the House,  
It got the famous "kill."

Although Maine guides are not re-  
quired,  
Some feelings cannot hide;  
Men dare not brave the wilds  
Without a worthy guide.

To insure no one gets shot,  
David thought it cute  
They wear fluorescent clothing  
The glowing cap and suit.

The Down East Guide Service  
With a slogan—will abide

"Each hunter take home a deer,"  
Quotes David, its chief guide.

So that you will recognize  
The guides, when all is done,  
We request that David  
"Try on suit No. One."

Now David, if you'll come over  
here where everybody can see you,  
we have a suit for you.

Whereupon, Rep. David J. Kennedy was presented a suit of fluorescent clothing with the inscription "Down East Guide Service, Dave Kennedy, Chief Guide" amid prolonged applause.

Mr. LEWIN: I might add at this time, Mr. Speaker, that while you were away on a trip, possibly checking your guides, we have something for Mrs. Kennedy to relax on.

Whereupon, Speaker Kennedy was presented a lawn chair for Mrs. Kennedy.

Mr. LEWIN: And lastly, Dave, should you decide to take a trip, let us say to Expo 67 that we've heard so much about, we trust that these items, herewith, will prove useful to you. This is a set of Samsonite bags.

Whereupon, the Speaker was presented a set of Samsonite luggage amid prolonged applause.

Mr. Dennett of Kittery was granted unanimous consent to address the House.

Mr. DENNETT: Mr. Speaker and Members of the House: The regular session of the 103rd Legislature in a few hours will pass into history. Its deeds will be judged by our contemporaries and posterity.

We have spent six long months here in this House and we have had trials, tribulations and frustrating moments; through all of this, this House has been presided over by a gentleman who has emulated the patience of Job and I think the wisdom of Solomon, and at this moment, I think it is fitting that he be presented a slight token of our appreciation. Mr. Speaker, I would request permission to approach the rostrum.

The SPEAKER: The gentleman may do so.

Mr. DENNETT: Mr. Speaker, on behalf of the Maine State Em-

ployees Association, the membership of this House and its staff, I present you with this gavel. Now it is more than a slight token; it is a large token and one that I think you are very capable of handling. I urge you to ever use it firmly, not arbitrarily; that in the end, good order, decorum and justice will prevail. Thank you, Mr. Speaker.

Whereupon, Speaker David J. Kennedy was presented with an oversized gavel with inscription amid prolonged applause, the members rising.

Mr. LEWIN: I would like to ask Mrs. Johnson if she would stand up a minute please. Mrs. Johnson—or shall I say Bertha, we in the House have enjoyed very much working with you, and we appreciate the very efficient manner in which you have executed the duties of your office.

No doubt your predecessors were very efficient in their work, but you have been too, and I would say and we would all say, any of us, that we believe you are much nicer to look at and to listen to. We realize that this has been a time consuming task and I hope that it is fast nearing its end for your sake and everyone's sake. Therefore, it is a pleasure for me to present to you at this time this little remembrance from your friends.

Whereupon Mrs. Bertha Johnson was presented a sterling silver bracelet with charms amid prolonged applause the members rising.

Mr. LEWIN: I would like to ask Mr. Drummond of Sidney to escort Mrs. Strout to the well of the House.

Mrs. Strout, you too have done a very efficient job. We all missed you during your brief sickness and were glad when you returned. We know that your job is a painstaking one requiring careful updating of all records to keep abreast of our daily activities and we appreciate it very much. Will you accept these gifts and Horace will you do the honors.

Whereupon, Mrs. Regis Strout was presented a pin and earring set amid prolonged applause, the members rising.

Mr. LEWIN: Now I would request the Majority and the Minority Leaders and their assistants to come to the well of the House.

Whereupon, the Honorables Harrison Richardson, Emilien Levesque, David Benson and Joseph Brennan were presented with gifts on behalf of the House amid prolonged applause.

Mr. LEWIN: I think you will all agree with me that they have all done a fine job in their respective tasks in this wholehearted program that we have had on. (Applause) I am certain that you will all agree with me that we are happy to serve with all of these fellows.

Now it is a pleasure for me to ask the Sergeant-at-Arms, Karl Kelley, Assistant Sergeant-at-Arms, Charles Waltz, the Doorkeeper, Paul Mason to come to the Well of the House.

Now to these three gentlemen, I simply wish to add our thanks to the efficient manner in which they carried out their duties. They played very important roles in the successful operation of this session, and please accept these gifts as remembrances from this Legislature.

Whereupon, Mr. Karl Kelley, Charles Waltz and Paul Mason were presented gifts on behalf of the House amid prolonged applause.

Mr. LEWIN: Now no book is a book without a few Pages, and we certainly have two fine pages with us, Timothy Plumer and Peter Eames. My brief comments to you are that you both carried out your duties in a prompt and cheerful way and it has been very gratifying to us. Thank you for a job well done and please accept these from the members of the House.

Whereupon, Timothy Plumer and Peter Eames were presented gifts on behalf of the House amid prolonged applause.

Mr. LEWIN: Now we would recognize our two friends from the Document Room, Frank Wood and Joe Palangi. You two gentlemen have contributed heavily to the success of this session and we want you to have these as a remembrance.

Whereupon, Mr. Frank Wood and Joe Palangi were presented gifts on behalf of the House amid prolonged applause.

Mr. LEWIN: If ever tokens of appreciation are to be given out, I am sure that we will all agree that our good friends, the Reporter, Ray Gidney, and the Assistant Reporter, Greta Merrill, cannot be overlooked. Their ever present patient manner throughout our sessions has been amazing and gratifying as well, and we hope that you will accept these little remembrances from us for a job well done. These remarks apply equally to the two transcribing Clerks, Mrs. Marion Dearborn and Mrs. Joan Gerald.

Whereupon, Mr. Ray Gidney and Mrs. Greta Merrill were presented gifts on behalf of the House, and Mrs. Marion Dearborn and Mrs. Joan Gerald were presented corsages amid prolonged applause.

Mr. LEWIN: Now I would like to ask the Honorable gentleman from Bangor, the Honorable Judge Quinn as I have always known him, Colonel Quinn, to step to the rostrum.

John, we want you to have the pleasant task of pinning this on your bride. Take this to your bride.

Whereupon, Mr. John T. Quinn was presented a corsage to present to Mrs. Quinn, to whom he presented the same amid prolonged applause.

Mr. LEWIN: I have one other item to cover. In closing, I would request the members of our Gift Committee stand up. Our Chairman, Walter Birt; Horace Drummond and Percy Hanson. (Applause)

Now Mr. Speaker and Ladies and Gentlemen of the House and Friends: May I say that it has been a pleasure to do this little task today. It has been fun for me and I hope you have enjoyed it.

I have enjoyed serving with you and may God bless you all. (Applause)

The SPEAKER: As Speaker of the Maine House of Representatives, I can't help but be touched at this hour of the Legislature. I have seen these ceremonies go on for a period of five terms; I never

cease to be impressed; I am greatly impressed today. And speaking for the recipients, I am sure that I can say that we extend to you our heartfelt gratitude.

As your Speaker, had I the booming voice of the gentleman from Durham, George Hunter and the eloquence of the gentleman from Farmington, Mr. Shute, and the gentleman from Kittery, Mr. Dennett, I might possibly be able to adequately express to you my personal deep appreciation, and also of those who have received your hand.

The friendships that I have made here through the years have been deep and lasting ones. Many times we have had partisan differences, but when we leave this door as we go out of the Hall of this House, partisan differences have always disappeared and I know that I have made lasting friendships among the members of both Parties.

I am at a loss for words because I am deeply touched. But the lack of words does not say a lack of appreciation, and I do sincerely appreciate not only the gifts that you have extended to me, but the many kind words and the courtesies, not only this session, but the number of sessions that I have been here.

Now I would ask if you please that the gentleman from Cumberland, Mr. Richardson, the gentleman from Southwest Harbor, Mr. Benson, the gentleman from Bath, Mr. Ross, the gentleman from Portland, Mr. Brennan and the gentleman from Lewiston, Mr. Cote, come to the Well of the House that I may extend to them a little token of the appreciation that I have for the service that they have rendered to me and to you during this legislative session.

Well boys, this is a little memento that you can keep and I hope cherish through the years that you have been presiding over the Maine House of Representatives, and to Albert Cote in particular who has an unbroken record since I have been here and I think long before, Albert, how many sessions is it?

Mr. COTE: Seven or eight I guess.

Whereupon, the following Members of the House of Representatives were presented gavels by the Speaker with their names inscribed thereon for their services as Speaker Pro Tem.

Mr. Richardson of Cumberland; (Applause)

Mr. Benson of Southwest Harbor; (Applause)

Mr. Ross of Bath; (Applause)

Mr. Brennan of Portland; (Applause)

Mr. Cote of Lewiston. (Applause)

The SPEAKER: I will call your attention to Supplement No. 2.

**Passed to Be Enacted  
Bond Issue**

An Act to Authorize the Issuance of Bonds in the Amount of Twelve Million Eight Hundred Thousand Dollars on Behalf of the State of Maine to Build State Highways (H. P. 1174) (L. D. 1673)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. In accordance with the provisions of Section 14 of Article IX of the Constitution a two-thirds vote of the House being necessary, a total was taken. 129 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent forthwith to the Senate.

**Passed to Be Enacted**

An Act relating to Eligibility for School Construction Aid (S. P. 395) (L. D. 1028)

An Act Increasing Compensation of Court Justices and Certain Department Heads (S. P. 695) (L. D. 1731)

An Act Revising the Laws Relating to Support at State Institutions (H. P. 149) (L. D. 213)

An Act Providing for a Tax on Real Estate Transfers (H. P. 1143) (L. D. 1627)

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

The SPEAKER: The Chair will now call your attention to Supplement No. 3.

**Conference Committee Report**

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act to Authorize Bond Issue in the Amount of \$15,755,000 for Capital Improvements, Construction, Renovations, Repairs, Equipment and Furnishings" (S. P. 691) (L. D. 1726) reporting that the House recede and concur with the Senate in passing the bill to be engrossed as amended by Senate Amendment "C" (S-311)

(Signed)

RIDEOUT of Manchester  
BRAGDON of Perham  
RICHARDSON

of Cumberland  
—Committee on part of House.

BERRY of Cumberland  
ALBAIR of Aroostook  
ROSS of Piscataquis

—Committee on part of Senate.

Report was read and accepted in concurrence.

Thereupon, the House voted to recede and concur with the Senate.

**Conference Committee Report**

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act relating to Assistant County Attorneys" (H. P. 33) (L. D. 53) reporting that they are unable to agree.

(Signed) NADEAU of Sanford  
DENNETT of Kittery  
BERMAN of Houlton

—Committee on part of House.

VILES of Somerset  
ALBAIR of Aroostook  
DUQUETTE of York

—Committee on part of Senate.

Report was read and accepted and sent up for concurrence.

The SPEAKER: The Chair will now call your attention to Supplement No. 4.

The following Communication:

THE SENATE OF MAINE  
Augusta, Maine

June 30, 1967

Honorable Bertha W. Johnson  
Clerk of the House  
103rd Legislature  
Madam:

The President today appointed the following members of the Senate to serve on a Committee of Conference on the Joint Order relative to the Appropriations Committee reporting a Bill to implement vocational training in Northern Kennebec County (H. P. 1230) Senators: JOHNSON of Somerset  
MacLEOD of Penobscot  
GOOD of Cumberland

Respectfully,

(Signed) JERROLD B. SPEERS  
Secretary of the Senate

The Communication was read and ordered placed on file.

**Non-Concurrent Matter**

An Act to Create a Commission to Prepare a Revision of the Insurance Law (S. P. 326) (L. D. 925) which was passed to be enacted in the House on May 12 and passed to be engrossed as amended by Committee Amendment "A" on May 10.

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.

**Non-Concurrent Matter**

Bill "An Act to Establish Thirty-three Districts for the Election of Senators in the State of Maine and Report in Support Thereof" (S. P. 676) (L. D. 1709) which was indefinitely postponed in non-concurrence in the House on June 22.

Came from the Senate with that body voting to insist on its former action whereby the Bill was passed to be engrossed, and asking for a Committee of Conference, with the following Conferees appointed on its part:

Messrs. LUND of Kennebec  
HOFFSES of Knox  
SPROUL of Lincoln

In the House: On motion of Mr. Richardson of Stonington, the House voted to insist and join the Committee of Conference.

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

Messrs. PRINCE of Harpswell  
SCOTT of Wilton  
MILIANO of Eastport

**Non-Concurrent Matter**

Resolve Increasing Retirement Benefit of Charles S. Hulbert of Shin Pond (H. P. 914) (L. D. 1323) which was finally passed in the House on April 28.

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**

An Act relating to Joint State and Municipal Purchasing (H. P. 335) (L. D. 469) which was passed to be enacted in the House on June 6 and passed to be engrossed as amended by Committee Amendment "A" and House Amendment "A" on May 25.

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

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

**Non-Concurrent Matter**

Bill "An Act Exempting Gas for Cooking and Heating in Homes from Sales Tax" (H. P. 813) (L. D. 1189) which was passed to be engrossed in the House on June 13.

Came from the Senate indefinitely postponed in non-concurrence.

In the House: On motion of Mr. Susi of Pittsfield, the House voted to recede and concur with the Senate.

The SPEAKER: I will now call your attention to Supplement No. 5.



### Conference Committee Report Tabled Until Later in the Day

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature on Joint Order relative to Interim Committee Study of Highway Revenues and Requirements (H. P. 1223) reporting that the Senate recede and concur in passing the Joint Order.

(Signed)

BELIVEAU of Rumford  
RICHARDSON  
of Cumberland  
BRAGDON of Perham  
—Committee on part of House.  
HILDRETH  
of Cumberland  
SEWALL of Penobscot  
JOHNSON of Somerset  
—Committee on part of Senate.

Report was read.

(On motion of Mr. Birt of East Millinocket, tabled pending acceptance and later today assigned.)

The SPEAKER: The House will be at ease for a few moments. Please don't leave your seats because we have pending business.

#### (House at Ease)

Is there objection to sending the former matters that we have acted upon to the other branch? The Chair hears none and it is so ordered.

### Orders of the Day

The Chair laid before the House the first item of Unfinished Business:

Bill "An Act relating to Highway Advertising Control" (S. P. 542) (L. D. 1443)

Tabled — June 28, by Mr. Ross of Bath.

Pending — Adoption of House Amendment "A" (H-472)

The SPEAKER: The Chair recognizes the gentleman from Augusta, Mr. Brown.

Mr. BROWN: Mr. Speaker, there's an amendment being prepared for this. I would hope that somebody would table it until later in the day.

Thereupon, on motion of Mr. Richardson of Cumberland, tabled

pending adoption of House Amendment "A" and assigned for later in today's session.

The Chair laid before the House item two of Unfinished Business: JOINT HOUSE ORDER re study of Financial Policies of the State Highway Commission.

Tabled — June 29, by Mr. Richardson of Cumberland.

Pending — Passage.

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

Mr. BIRT: Mr. Speaker and Members of the House: There has been quite a bit of discussion of the financial policy of the State Highway Commission the last few days and I have tried to dig out some of the studies that have previously been made. In 1960 there was a very extensive study made in the organization and operations study of the Maine State Highway Commission. There were two reports that came out on that. They were put out by Ebasco Services which is one of the top engineering firms in the country, it is a firm that I know something of and people that I am acquainted with and have had experience in that firm.

In the final conclusion that I would like to read, the conclusion of both of these reports, it is said that "it is the function of consulting organizations to serve as a supplement to client personnel. Throughout this report we have endeavored to pinpoint areas where improvements could be made as an aid to top management. The Maine Highway Department is far from being an inefficient organization; indeed the attitude of its personnel and the quality of their work had much to do with the successful preparation of this report. It is hoped that the recommendations herein when implemented will lead to even greater efficiency."

Now, in this second report there was "by the nature of its establishment of public laws in its relationship to State government, the department operates with a specialized frame of reference. It is a well run organization administratively.

Highway personnel are capable and enthusiastic and the organization has received excellent leadership at the top." A little later on there were two more reports prepared, one on the highway needs and financing in Maine. This was a rather extensive report. This was done in 1963 and this one went into summary and recommendations of it as comparative data for the New England States — the highway system, highway needs, highway revenue and expenditures, and highway cost responsibility.

A third report is the Maine Highway Users Tax Study which was put out around 1960 by Wilbur Smith Associates. My understanding, from people who have gone over these reports, that the reports were very laudatory of the efforts and actions of the Highway Department, and at the present time I see no need of further examination of them and I would hesitate, or hope, that there wouldn't be any further investigation. Now, if we want to discuss what happened from the previous Legislature, and this is no comment in this respect, outside of the fact that there were \$290,000 spent on reports from the last Legislature and most of them have not accomplished a great deal and I, in my own mind, do not feel that further investigation of the Highway Department at the present time was serving a purpose and I would consequently move the indefinite postponement of this Order.

The SPEAKER: The gentleman from East Millinocket, Mr. Birt, now moves the indefinite postponement of Joint Order relative to the study of financial policies of the State Highway Commission.

The Chair recognizes the gentleman from Freeport, Mr. Crockett.

Mr. CROCKETT: Mr. Speaker and Members of the House: I heartily endorse what Mr. Birt, the gentleman from East Millinocket, said in regard to the Highway Department. I remember three or four different studies they have made in regards to the Highway Department. They have all come out clean as a whistle. Why go along and spend money for an-

other study when we know the type of administration we have in this department?

The SPEAKER: The Chair recognizes the gentleman from Glenburn, Mr. Cookson.

Mr. COOKSON: Mr. Speaker and Ladies and Gentlemen of the House: I, too, rise in support of indefinite postponement of this House Order. I think it's a pretty well known fact that we have one of the best administrators in the United States running the Department and I don't think we need say any more about it.

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

Mr. NADEAU: Mr. Speaker and Members of the House: When so many people get up to defend one particular thing, it's like at a hearing, there's something wrong and we've got something good. Personally, if you recall the number of hours and days we have spent tabling and retabling; in fact I think this 103rd has been a tabling session, and most of it has been on Highway and I think personally on the expenditures as all of you know, but I think this is one time that it would be doing some good. Now, they claim in these reports that there have been many recommendations. My question is to any member of the House, that would dare to answer, were any of these improvements and recommendations ever implemented? Or were they just laid aside? If no, why not? That's a two-part question and I dare you people to get up and support this, to answer this.

Now in all businesses, mind you, when you write your fiscal and I know some of you people have been supervisors — I have been, or if you have worked for businesses where you operate a business to make a profit, not state government where you just want to throw your money away, and this is what we are doing here. We have no watchdogs to watch over the taxpayers' money. In all businesses when you make a report, there is a certain section there where they ask you for recommendations and I ask you, ladies and gentlemen, in business they make recommendations as to the methods that they

chase for improvements and suggestions for cost reductions. Do we ever do this in State Government?

This is why I wholeheartedly support this amendment of Mr. Waltz, and those of you that see him get up and admit it and finally all of us as a body accepted an amendment of \$4 million. Are we today going to turn around maybe for a cost of four or five thousand and to say we voted to amend this bill by \$4 million but we won't spend \$4,000 to maybe save another \$4 million in the next two years? I hope you will not go along in the indefinite postponement of this order. Not if you want to protect the taxpayers' money.

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 Freeport, Mr. Crockett.

Mr. CROCKETT: Mr. Speaker and Members of the House: Evidently my good friend here from Sanford, Mr. Nadeau, doesn't trust anybody. He's found fault with every question where it takes a dollar, he found fault with every case in the Town and County Report and so on which he was a member of. I want to say to Mr. Nadeau that Dave Stevens is one of the best executives that we have in State government and he's been proved to be honest. I hope that answers your question.

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

Mr. NADEAU: Mr. Speaker and Members of the House: In answer to my good friend Mr. Crockett I would say then, an honest man has no fears. When I send in my W-2 form for income tax I have no fears, and if it's run honestly they should have no fears.

The SPEAKER: The Chair recognizes the gentleman from Freeport, Mr. Crockett.

Mr. CROCKETT: Mr. Speaker and Members of the House: Mr. Dave Stevens will come any time that you want and give you the access to his books, I'm pretty sure. Now, if you can find anything wrong with that department, I'll buy you a new hat.

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

Mrs. WHITE: Mr. Speaker and Members of the House: I have known the Chairman of the Highway Commission, the present Chairman, ever since both of us can remember. I am convinced that he has a good administration, truthfully I do not feel that we need this investigation.

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

Mr. WALTZ: Mr. Speaker and Members of the House: I was motivated in putting in this order with the thought that an investigation, a research or what not, might be of value to future members of this House. I was on the Committee of Highways this year and I say to you that I was definitely confused by figures which were presented and which seemed to me to be in conflict many times. Without bringing personalities into this debate, I would like to state that one of the members of this Committee stated to me that he was likewise confused.

This House Order that apparently has been referred to a Committee of Conference, and which was taken up on Supplement No. 5, possibly would cover some of the points that I had in my order, at least they would perhaps in some instances be somewhat overlapping. My good friend from East Millinocket, Mr. Birt, quotes some material that is several years back. Possibly the situation over there has remained static, I don't know, but I feel that should I come back here two years hence, or should any of you come back here two years hence — and some undoubtedly will, that you would be better qualified to pass upon the merits of the functions of the Highway Commission if you had this survey material before you.

I don't think that we are necessarily casting any aspersions at the Highway Committee because, as all of you know, we've had House Orders to investigate or do research work or make a study on the various other committees. I personally don't feel that it would do any harm in this instance. How-

ever, it's entirely in the hands of you here in the House as to what you wish to do, whether you wish to gather some information for the future or whether you wish to remain as is. Thank you.

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

Mr. PRINCE: Mr. Speaker and Members of the House: I want to concur with Representative Crockett of Freeport and others, who have voiced their opinion as to this Joint Order. I have been to the Legislature a good many times and I hold the greatest respect for one of the best administrators that this State has ever produced. I can remember when our Department of Health and Welfare was in a serious situation and David Stevens was the man to bring that Department up where it belonged. I saw a similar situation in the Liquor Commission and it was David Stevens that brought it up. I hold the greatest admiration for an administrator that can do the job that he has done for the State of Maine and I want to concur with the remarks of the Chairman of the Committee of Highways.

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

Mr. BIRT: Mr. Speaker and Members of the House: I have not talked with any member of the Highway Department. I see this order and I knew that these reports were available, some of them I have taken and I have had home and have read parts of them. I do feel that any investigation of any department creates a certain amount of upheaval within the department, it causes a good deal of work to be done and energy to be expended in the procuring of information which is necessary for whoever is doing the investigation and when a company such as Ebasco or Wilbur Smith who are top firms in their field have made very excellent reports within the last three or four years and this one has been circulated within my tenure in the legislature because I have a copy of that home—Highway Needs and Finance. It seems

that there has been enough investigation of the Highway Commission at the present time, and I think probably if just these reports were taken out and studied by members they might find probably all the information that they would want, and I would ask for a division on the motion.

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

Mr. BERMAN: Mr. Speaker and Members of the House: I have been quite impressed with the remarks of the good gentleman from Waldoboro, Mr. Waltz. It would appear that the defense in this matter seems to have been in terms of generalities and personalities, and I suggest to this House that personality should have no bearing on this particular question, and certainly generalities should not.

Really to get down to the nub of the matter as I see it, I think that this House and the State of Maine has the right to know why such items as snow removal and built-in pay increases should be in bond issues, as I understand members of the Highway Committee have admitted on the Floor of this House is the case. I suggest that a bond is somewhat like a mortgage and that it doesn't make too much sense to take out a mortgage to pay salaries and to provide for snow removal. Now these are the two items that I think that we should be interested in. These are items of recurring expense—these are items that currently are in a bond issue. This does not seem proper. Now perhaps there is an answer to it, but I think that at least with respect to these two items that the people of the State of Maine and the people of the House of Representatives have a right to know what the situation is.

The SPEAKER: The Chair recognizes the gentleman from Kennebunk, Mr. Crosby.

Mr. CROSBY: Mr. Speaker and Members of the House: I don't think anybody is questioning the ability or the integrity of the Commissioner but from my experience their public relations is very poor.

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

Mrs. WHITE: I wish to make one further statement which is that Mr. Whitten, Federal Coordinator, reports that he has been in all fifty of our states and in Puerto Rico and that the integrity and efficiency of our Highway Department is of the highest and is unquestioned.

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

Mr. GAUTHIER: Mr. Speaker and Members of the House: I would like to concur with Mr. Waltz of Waldoboro. This is big business and I know quite a few big businesses here in the State and once in a while it is good to try and look into these businesses to see and to keep them up to date, and in fact when I came here at the pre-conference hearing that we had, a convention a few months ago before the regular session, I was one that asked Mr. Stevens at this meeting why that when I went to my place at the lake in the summer that there was so much time lost and the Highway Department on this road that I traveled every day and four or five times a day, and he answered—well we have to keep these men going in order to keep them working in the winter time. So I think it's good business to sometimes investigate big business to make sure that we get our money's worth.

The SPEAKER: Is the House ready for the question? The pending question is the motion of the gentleman from East Millinocket, Mr. Birt, that Joint Order relating to the study of Financial Policies of the State Highway Commission be indefinitely postponed. All those in favor will vote yes, and those opposed will vote no, and the Chair opens the vote.

A vote of the House was taken.

75 having voted in the affirmative and 46 having voted in the negative, the motion prevailed.

On motion of Mr. Richardson of Cumberland, item three under Tabled and Today Assigned Mat-

ters was taken up out of order by unanimous consent:

Bill "An Act to Appropriate and Provide Moneys for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1968 and June 30, 1969" (S. P. 597) (L. D. 1575) (In Senate, House Amendment "A" to Senate Amendment "A", Conference Committee Amendment "A" to Senate Amendment "A", Senate Amendment "A", Conference Committee Amendment "A" to House Amendment "B", House Amendment "B", and Conference Committee Amendment "A" indefinitely postponed, and the Bill passed to be engrossed in non-concurrence.)

(S. "A" is L. D. 1682) (H. "A" to S. "A" H-381) (Conference Committee Amendment "A" to S. "A" S-294) (H. "B" is L. D. 1689) (Conference Committee Amendment "A" to H. "B" S-295) (Conference Committee Amendment "A" S-293) (In House, House receded.)

Tabled—June 29, by Mr. Richardson of Cumberland.

Pending—Concurring.

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

Mr. RICHARDSON: Mr. Speaker, I would inquire of the Chair whether or not the House has receded from its former actions.

The SPEAKER: The Chair would advise the gentleman that the House has receded.

Mr. RICHARDSON: I now move that we concur with the Senate in the action taken.

Thereupon, the House receded from adoption of Senate Amendment "A" and the Amendment was indefinitely postponed. The House receded from adoption of House Amendment "A" to Senate Amendment "A" and the Amendment was indefinitely postponed. The House receded from adoption of Conference Committee Amendment "A" to Senate Amendment "A" and the Amendment was indefinitely postponed. The House receded from adoption of House Amendment "B" and the Amendment was indefinitely postponed. The House receded from adoption of Conference Committee Amendment "A" to

House Amendment "B" and the Amendment was indefinitely postponed. The House receded from adoption of Conference Committee Amendment "A" and the Amendment was indefinitely postponed.

Mr. Richardson of Cumberland then offered House Amendment "J" and moved its adoption.

House Amendment "J" was read by the Clerk.

(For reference to House Amendment "J" refer to filing H-484 on file in the office of the Secretary of State re: L. D. 1575.)

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

Mr. RICHARDSON: Mr. Speaker and Members of the House: Very briefly, as is known to every member of this House, the Republican leadership and the Republican members of this House propose that the essential issue that has divided us throughout this long session be submitted to the people. In order to do so it is absolutely essential that we provide responsible interim financing to permit us to carry this matter to the people so that no damage will be done to essential services to which we are all committed.

After a good deal of discussion and revision, this essential services appropriation bill comes before you with a total spending authorized of \$217,661,324. This is slightly in excess of the \$217,400,000 figure that I announced yesterday. Because of the complexity of this amendment I do not propose to review it in any great detail except that its essential outline is that we utilize the estimate increases ordered by the Governor which brings us to a total of 6 million; that we adopt the liquor increase proposed by the Governor which would produce \$3,186,600; that we propose the institution by the State of a revenue source abandoned by the Federal Government — that is the real estate transfer tax which would produce revenue in the amount of \$375,000. We propose a statutory increase in the mark-up of liquor of 65 to 75 percent which will produce in the biennium the sum of \$2,700,000 and

we propose the imposition of a one cent increase in the cigarette tax.

It was earlier thought that it would be necessary to impose an inheritance tax, but this is not necessary, and we feel that while this proposal falls far short of meeting the legitimate needs of the biennium, it is a reasonable and indeed the only method that we have of assuring the continuance of essential state services.

I would hope that no member of this House will be motivated to plunge this state into financial disorder and chaos by refusing to vote for the adoption of this amendment to L. D. 1575, and when the vote is taken, Mr. Speaker, I request that it be taken by the yeas and nays.

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

Mr. LEVESQUE: Mr. Speaker and Members of the House: I certainly do not want to be one that's going to belabor this issue very long this afternoon, although I would like to pose a question through the Chair to the gentleman from Cumberland, Mr. Richardson, if he would give a brief explanation to the House as to the area that this document varies from the one that was presented this morning that had a total sum of \$222,000,000 that we had a chance to have a look at, and this one here that was just put on our desks as to we may be able to bring it to a caucus for discussion?

The SPEAKER: The gentleman from Madawaska, Mr. Levesque, 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: Mr. Speaker and Members of the House: For any detailed discussion of item by item changes between House "I" and House "J," I would call upon members of the Appropriations Committee, the Republican members, but the basic difference is that House "I" included such things as financing for the second year of the biennium for the University of Maine. We have decided to abide by the original decision

that was made yesterday to finance many of these things for the first year of the biennium, recognizing the fact that if the companion referendum does not survive that it will be our responsibility to fund the second year of the biennium.

Now the imposition of permanent taxes sufficient to fund the Republican program which has been debated so long would result in our imposing an incredible number of minor sales taxes and taxes on virtually every exchange of commodity in the state. It is our position of course, that to reach any really essential services on the broad basis, that it would require a tremendous amount. We feel that this presents a reasonable alternative. We offer it in the hope and with the understanding in fact that the Democratic Party will not deny the necessary votes to enact this as emergency legislation. Thank you.

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

Mr. HINDS: Mr. Speaker and Members of the House: To further explain and I may repeat a little bit, some of the items that are different than — first I might ask Mr. Levesque, in his question, did he mean different from his proposal or different from the other amendment that we had to this bill? Yours or ours?

The SPEAKER: The gentleman from South Portland, Mr. Hinds, poses a question through the Chair to the gentleman from Madawaska, Mr. Levesque, who may answer if he chooses.

The Chair recognizes that gentleman.

Mr. LEVESQUE: Mr. Speaker: In answer to that question, my first inquiry was the basic difference between Amendment "I" that had a total of \$222 million and this new amendment that had a total as was indicated by the gentleman from Cumberland. Mr. Richardson of \$217 million. Basically, where are the reductions?

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

Mr. HINDS: Mr. Speaker and Members of the House: In the

reductions, as requested by the gentleman from Madawaska, Mr. Levesque, the University of Maine reduction accounts for approximately \$900,000 in the Bill and in House Amendment "J", the University would get \$900,000 in this next year of the biennium and then, in Section B of 1575, which has been referred to in the Supplemental Budget, but it is Section B of 1575, the second year of the biennium has been deleted and will be attached to the referendum and the items, all these items in Section B of 1575, whether in the first year or the second year, will be attached to the referendum clause and be funded by a one cent sales tax.

Now some other items in the first year of the biennium were also deleted, but a number were left in and money for the University and money for the Teachers Colleges and the Vocational schools and the Nursing schools which might affect the enrollment this fall have been included exactly as was presented in L. D. 1575 by the Appropriations Committee. That makes up basically the total amount with the exception of the explanation given you by the gentleman from Cumberland, Mr. Richardson, having to do with some of the other programs. That it basically where it comes from, the larger amount comes from removing the second year of the biennium and then items out of the first year of the biennium in Section B of 1575.

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

Mr. JALBERT: Mr. Speaker and Members of the House: It might be further explained that in the earlier part of the session we presented emergency legislation that would have us fulfill our contract by law wherein it concerns our Vocational schools and Farmington and one or two other areas and now, in this amendment "J" now, the final commitments by law involving the contracts as submitted to us in May contracted by us are included in this package.

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

Mr. SCRIBNER: Mr. Speaker and Members of the House: I pose a question to any member who might answer as to, in view of the fact that the items in Part B are financed for only the first year of the biennium what is the amount of budgetary surplus a deficit for each year under this program?

The SPEAKER: The gentleman from Portland, Mr. Scribner poses a question through the Chair to anyone who may answer if they choose.

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

Mr. HINDS: Mr. Speaker and Members of the House: My sheet with the answer on it is in the hands of the Majority Leader.

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

Mr. RICHARDSON: Mr. Speaker and Members of the House: I would attempt to answer the question after first indicating that when the gentleman from Portland, Mr. Scribner said Part B, B is the letter I have been using to refer to as the referendum. The amount is \$379,115.

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

Mr. LEVESQUE: Mr. Speaker: May I request that this be set aside for giving the opportunity for us to hold a caucus for maybe fifteen or twenty minutes?

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

Mr. RICHARDSON: Mr. Speaker: I move the House be in recess for fifteen minutes or until the sounding of the gong.

#### After Recess

Called to order by the Speaker.

Thereupon, on motion of Mr. Richardson of Cumberland, the House recessed until 8:30 in the evening.

#### After Recess 8:30 P. M.

The House was called to order by the Speaker.

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

Mr. LEVESQUE: Mr. Speaker and Members of the House: First of all, I'd like to thank the members of this House for having so graciously given the loyal opposition a chance for a caucus for a discussion of House Amendment "J" that was presented to this House tonight at five o'clock, or shortly thereafter. I am sure that it would have cut down the amount of time of the House had we received this amendment prior so that some of our members, including the leadership, would have had a chance to digest it and analyze it to its fullest extent. However, be that as it may, the amendment is here, we have had our caucus, and I don't know how many members of this House will believe the sincerity of my words as I will try to express to this House this evening of our complete dissatisfaction and our complete amazement that the Republican Party of this State of Maine would present such a program at the dying hours of the Legislature.

This session of the Legislature, as has been indicated in the records, will have been and is presently the longest session of the Legislature in the State of Maine, not only in the term of days and months but also in the terms of legislative days. I cannot express the amazement of our Chief Executive only that he can best explain his own wishes which I am sure that he will make when the opportunity presents itself. With House Amendment "J" that has been presented it is almost impossible, and I say that with complete sincerity to each and every member of this House, for the Democrats of this State of Maine and those members of the loyal opposition in this House, the injury that we are doing to the people of the State.

It is almost unbelievable that by this amendment that is being



offered, we are going to tell our department heads, we are going to tell our administrators on the different levels that we will provide you with additional help for one year of the biennium but then the . . . . will be upon you as citizens to go tell the people of the State of Maine that in order to provide the same services for the second year of the biennium, you as citizens will have to go and tell the people that are going to go to the polls — you provide the money for the operation on the second year. Can you imagine a responsible legislator or legislative branch telling the people of the State of Maine that we in the Legislature cannot provide the money but we will ask you to provide the funding and the operation of your own facilities.

In all due respect to this Legislature and in all due respect to the citizenry of our State, I must inform you that I as leader of the loyal opposition in this House, in this 103rd Legislature, will assure this House, will assure this Legislature and will assure the people of the State of Maine that we will do the things that need to be done and we will do it in all sincerity of trying with all the sincerity of heart that we have of trying to provide for the most — that the continuation of State government will be in effect so that there will not be any more areas of state government that might be on the verge of irresponsible financing of their own departments starting July 1st. We recognize the graveness of this hour. We recognize the graveness of the leadership of the Republican Party of waiting till zero hour in order to provide this funding which we feel and we know is completely inadequate and if further that this is not a time to try to be obstructionists. Since January 4th, that we have been down here, we have tried as a party to avoid being obstructionists, and this image we will try to hold to our end. Thank you.

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

Mr. RICHARDSON: Mr. Speaker and Members of the House: With

I hope a minimum of rhetoric, the day before yesterday it was my responsibility to announce to the people of this State and to you Members of this House following a Republican caucus, the financing program and the figure which I gave as \$217,400,000. Last evening we spent several hours waiting and then deliberating and then deciding the fate of a proposal offered by the Democratic leadership. Tonight, despite what I thought was very clearly an indication of co-operation, we are confronted with a genuine crisis in state government. I have not heard one specific objection to the program now offered to you in the form of House Amendment "J". A short two or three hours ago there was a meeting in the Speaker's office; We went through this. Concern was expressed that we had increased the amount of estimated revenue, which I offered to take responsibility for insofar as the Republican leadership has increased the estimates. There was some question about some projects that the Governor might be interested in. I said that there was certainly no intention on the part of this leadership — on the part of the Republican members of this House or Senate to embarrass the Governor with respect to any of these items that deal with very minor appropriations.

The gentleman from Portland, Mr. Scribner attended this meeting, and we went through some of the details on a work sheet, and now we are told that this is inadequate to meet the needs of the people of the State of Maine for the next two years. I know you will excuse me if I tell you that we have never pretended that the \$217,400,000 or the \$217,600,000 was an adequate figure to finance the essential services for the State of Maine. If you will look back over the last few months of what may well go down in history as a nightmare, you will realize that the Republican Party has been insisting all along that a funding in the area of \$240,000,000 was absolutely essential to move this state ahead responsibly.

Now I have no intention of berating the Democratic members of

this House. If you do not give us the necessary votes to pass this program, you will have succeeded in defeating a genuine offer of compromise to take this matter to the people, and we have labored harder than anything that I have ever worked on in my life, to give a responsible interim financing program which we don't pretend is sufficient for the long run.

If you prevent our enacting this, you will have won a Pyrrhic victory — a victory characterized by desolation and defeat.

I can't conceive — I've been asked several times by newsmen in the past two or three days, would the Democrats do you think refuse the necessary votes to get this interim program through; and I've said I couldn't imagine it — and frankly, ladies and gentlemen, I can't.

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 Majority Leader, the gentleman from Cumberland, Mr. Richardson, referred to a meeting which took place a couple of hours ago. I'd like to point out at this time, we made it quite clear that we were considering this — this was an emergency type of bill, this was not the type of bill that is brought forth in a businesslike manner, and what could be done to salvage it so that it would at least work in a similar nature that a Nation works on a war-time footing when they're faced with this type of emergency. This is a bill in House Amendment "J", that will create a tremendous amount of burden and hardship upon the departmental officials that are charged with carrying out this type of program. We realized that — if that is the way it's to be that's the way it has to be, but we want to be sure that everyone realizes that this is the type of financial program that we are embarking upon in the State of Maine if this amendment is adopted. I don't see how any responsible department head that is responsible for carrying out the duties and the programs with which we charge him to do can ac-

complish anything worthwhile except under the greatest hardships and difficulty, lost time and lost motion, will be able to accomplish anything worthwhile for the people of the State under this program.

It fails to recognize the various types of situations and conditions which are a daily occurrence with many of our state officials. In the area for example in the state colleges, I think we all realize that for institutions to hire a professor for example in the fall for the fall term, they have to plan several months in advance. These personnel transfers and changes when they hire a new man do not take place overnight. Yet this type of program that we are embarking upon seems to make it so by putting it in black and white. This is not the case. I don't feel that we can run helter-skelter into a financial program of this nature just to say we put something on the books — good or bad, we put it on the books; that this is something that should be taken lightly. There is so much and so many amendments and everything of this nature, by the time the thing is printed in engrossed form, I think it will take the department heads at least several weeks to determine just what has happened to their financial programs that are necessary for them to carry on the minimum of state services. This program does not follow any of this logical type of reasoning.

When I first came into contact with the present budget last November it followed quite an orderly course for several months, yet in these last several days all of the valuable work that was done on this by members of the Appropriations Committee, for example, which held many public hearings over an extended period of months, worked on these programs, ironed them out—our work is not perfect, but we try to at least recognize some of the situations under which our department heads have to operate based on the information that they present to us. To take and prepare an amendment which mathematically determines how they are going to be funded, certainly is not anything that should be taken

lightly and adopted on a few moments' notice.

I am not sure that everyone in this House today realizes just what type of a program we are embarking upon, and the hardship that everyone from the Chief Executive of this State on down through the lowliest clerk is going to be faced with when they try to perform their daily services, because the funds are not going to be available either too early or too late. This is a war-time type budget in which there is going to be a tremendous amount of waste and inefficiency. I think we all have to realize it; maybe it's going to be the best that we can do, but I do feel that the people that we're concerned when we go home, whether it's this week, next week or the week after, the business of state government is going to have to continue. There are people who are going to have to perform these services every day and they're going to have to have some type of program under which to operate. In the past there has been no difficulty. The officials have adopted the routine forms, the type of budgeting that we have adopted and have been operating under since we went onto line-budgeting, approximately fifteen, eighteen years ago, and things have worked rather smoothly and rather well, but this type of program throws everything out the window and it starts over again. I ask you ladies and gentlemen, how much is this going to cost everyone, not in terms of dollars and cents, but in terms of frustration, hardship, lack of funds—the man that goes to work if there is no money available for the tools he has to work with—all because a mathematically determined budget was adopted.

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

Mrs. CARSWELL: Mr. Speaker and Members of the House: It is my opinion that this hideous, premeditated threat of some Republicans of a bare-bones budget will deal a death blow to the people of the State of Maine who depend upon us. I have nothing more to say, other than I will never vote

for this, no matter how many money bills I have on the table.

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

Mr. BERMAN: Mr. Speaker and Members of the House: None of us need to be reminded that it is the evening of June 30 and the last hours of the fiscal year. I say, if ever there is a time when the welfare of the State should be raised beyond and above partisan strife, in the struggle for political points, that time is now. If we would be faithful to the solemn fundamental obligation of those who have reposed their trust, their confidence, their faith in each and every one of us, Republican or Democrat alike, we must put aside the secondary political considerations and now provide for the basic machinery of government. Those who are fiscal conservatives and those who are not, should now join hands and put aside their personal predilections. When the great machinery of State requires a basic appropriations bill with a 101 votes by tomorrow, there can be no time for political maneuvering or recrimination.

My personal preference is not for this L. D. or the amendment, but I shall put the welfare of this State above my personal preferences and give my heart and hand to this vote. I urge the members of this House to remember that before any of us are Republicans, before any of us are Democrats, we are first and foremost citizens of Maine, and I believe responsible citizens of Maine making common cause in a common effort. I urge the support of this amendment and the support of the gentleman from Cumberland, Mr. Richardson.

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

Mr. COTTRELL: Mr. Speaker and Members of the House: I have tried to speak infrequently this session, and I think as we are here longer we do just that, and this could be very well my valedictory. I'm not speaking to persuade anyone. I would like to say this. I did make some remarks on this Floor for compromise. On April 6 I got from the Taxation Bureau

a statement on our sales tax, and I have been working on some kind of a little compromise of my own—it's no time to present it, but I wish to speak for the record.

Two weeks ago I had a little grandson, and if he follows the pattern of his family, he will research this Legislature, and I know that he would like at least to have my voice heard at this critical time. I told the Governor that I'd never vote for a one percent sales tax, but I would vote for a half a percent and I would have, in my own little thinking I would have had it adjusted this way, not a half percent for twelve months, but one percent for six months starting July 1st and ending in January 1st and I only did this thinking after the major items in his own budget were defeated. I'm an old coach, I know a ball game can be won in the last minute, but this is a pretty discouraging minute. I'm not going to be an obstructionist, the State has to have money and I certainly will vote for the State to have what money it can get, but I see no promise of any referendum taking place and I think we are going to have troubles yet.

And I just want to get this in the record too, that the last six months of the year in sales tax take in five million more than the first six months. As I say, I'm just speaking for the record.

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

Mr. LEVESQUE: Mr. Speaker: May I direct an inquiry through the Chair, if the Chair may answer or a member on the Floor of the House. If this document will be before us this evening for final enactment, if the possibility that this document can be engrossed this evening or will it be deferred until tomorrow morning?

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 Cumberland, Mr. Richardson.

Mr. RICHARDSON: Mr. Speaker and Members of the House: I hope that we have not had a futile de-

bate in anticipation of the bill not being ready. Just a few moments before coming in here, I went down to the Engrossing Department, the gentleman from Southwest Harbor and I, and we find that it is literally impossible to have this bill before us before something in the area of one or two o'clock this morning. It is therefore the intention of the Republican Leadership to not sit here until two o'clock in the morning waiting for the bill to come. Now, prior to making this decision, we have been assured by the appropriate state officials that waiting until tomorrow morning will not delay the paycheck of any state employee and will not interrupt any function of state government anywhere in the State. I think it's well that we have now the debate. I can add nothing to what I've said before except that it would indeed be a desolate prospect were you to refuse us the necessary votes to provide this interim financing.

The SPEAKER: The Chair recognizes the gentleman from Manchester, Mr. Rideout.

Mr. RIDEOUT: Mr. Speaker, I notice it is after nine o'clock at night. It is my understanding that according to the Rules of the House we have got to operate under the suspension of the Rules. May I so move that we suspend the rules, therefore the debate may continue?

The SPEAKER: The Chair would advise the gentleman that having debated the motion, that someone else must make the motion.

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

Mr. RICHARDSON: Mr. Speaker: I move that that portion of Rule 22 requiring that no debate take place after 9 p.m. be suspended for the remainder of this day.

The SPEAKER: The gentleman from Cumberland, Mr. Richardson moves that that portion of Rule 22 be suspended. Is there objection? The Chair hears none. The Rules are suspended.

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

Mr. MARTIN: Mr. Speaker and Members of the House: I pose a question to anyone who might be able to answer and it is the follow-

ing. It is my understanding that there has been approximately a million dollar cut in the areas of Mental Health and Corrections and in the Health and Welfare and a long list of Forestry and Fish and Game Departments. It is also my understanding that portions of the money necessary for the older people of the State to get funds under Medicare have also been removed. I would pose a question to perhaps the gentleman from South Portland, Mr. Hinds. First of all, one, where is that money that was taken out going to, and two, what will we do in those areas where the funds have been removed?

The SPEAKER: The gentleman from Eagle Lake, Mr. Martin, poses a question through the Chair to the gentleman from South Portland, Mr. Hinds, who may answer if he chooses.

The Chair recognizes that gentleman.

Mr. HINDS: Mr. Speaker and Members of the House: There have been no cuts made. The amounts of money that the gentleman from Eagle Lake speaks of have been transferred into L. D. 1744 and anything that isn't in that will be in House Amendment "B" to L. D. 1744 and all these things are covered in either one or the other bill. There's no one deleted from L. D. 1575 as far as just deleting it was concerned. Some of it has been transferred over into L. D. 1744 that can be financed, if the people approve, by the sales tax.

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

Mr. LEVESQUE: Mr. Speaker and Members of the House: In view of the fact that this document will again be before us tomorrow morning, I will try to be brief. I have a few questions that I would like to ask and a few comments. I think probably we must ask in this House as to where the complete responsibility of these actions that we are taking on behalf of the State of Maine, where these responsibilities will rest. I think it is quite unfortunate that some of the Republican leaders, and I emphasize, some of the Republican leaders, and certainly and by all means not all Republicans,

must accept the responsibility of the position that we have presently placed the State of Maine as a whole. We have placed the betterment of our own people in some areas possibly because of purely partisan reasons which in any and all instances can never be good for the people of the State.

In all our sincerity yesterday, the Minority Party offered House Amendment "H" to this document which we thought was a fair compromise of bringing the expenditures and providing for the expenditures for the biennium to \$229 million. This was not acceptable by this House nor by the Republicans; so therefore today they present to us House Amendment "J" which even takes the skin off the bare bones and brings it down to \$217 million. I think as it has been stated on the Floor of this House, by one of the great representatives of this House, the gentleman from Kittery, Mr. Dennett, that this is probably and could very well be the time in our history where the scorpion and the frogs will all drown together. I must ask through the Chair of the leaders of the Majority Party to express for the records and I will read this message: "Curtaiment of Services coupled with a proposal to increase the sales tax to five percent makes an increase in general fund revenue estimates by \$7.3 million unrealistic. If the Legislature wishes and believes that said estimates may be so raised, I insist this be done by an expression in the record or by Legislative Order. Signed, His Excellency, Governor Kenneth M. Curtis."

This is primarily for the operation and for the protection of the Chief Executive and the Majority Floor Leader and Speaker of this House have indicated to us that they will and will so put in the records that they will accept this responsibility.

So, therefore, ladies and gentlemen, I certainly want to thank you for your kind attention, not only for this debate but for many other debates on the Floor of this House that I have made, certainly you have been courteous beyond any of my expectations and your

attention is certainly well appreciated. Thank you.

The SPEAKER: The gentleman from Madawaska, Mr. Levesque, poses a question through the Chair to the Majority leadership who may answer if they choose.

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

Mr. RICHARDSON: Mr. Speaker and Members of the House: As I indicated during the conference that we had some three or four hours ago, the Republican Majority leadership of this House is perfectly willing to accept responsibility for the increase in the estimates previously indicated by the Governor, the increase being reflected in the L. D. before you and the companion L. D. which will be here for your consideration, L. D. 1744 which is the referendum. Thank you.

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

Mr. SULLIVAN: Mr. Speaker and Members of the House: I wouldn't be true to my conscience or to the people that I represent if I didn't get the following in the record. I consider that those who are responsible for House Amendment "J" to 1575, are absolutely irresponsible, unethical and it's a disgraceful act and very discourteous to us, the members of the loyal opposition. Thank you.

The SPEAKER: All of those desiring a roll call will vote yes, those opposed will vote no. The Chair will open 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 adoption of House Amendment "J." Those in favor of the adoption of House Amendment "J" 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, Berman,

Birt, Bragdon, Brown, Buck, Bunker, Clark, Cookson, Cornell, Cote, Cottrell, Couture, Crockett, Crosby, Cushing, Darey, Dickinson, Drummond, Dunn, Durgin, Evans, Ewer, Farrington, Fuller, Gill, Hall, Hanson, B. B.; Hanson, H. L.; Hanson, P. K.; Harriman, Hawes, Haynes, Henley, Hichens, Hinds, Hodgkins, Hoover, Huber, Immonen, Jalbert, Jannelle, Kyes, Lewin, Lewis, Lincoln, Littlefield, Lycette, Maddox, McMann, McNally, Miliano, Mosher, Noyes, Pendergast, Philbrook, Pike, Porter, Prince, Quimby, Quinn, Rackliff, Richardson, G. A.; Richardson, H. L.; Rideout, Robertson, Robinson, Ross, Scott, C. F.; Scott, G. W.; Shaw, Shute, Snow, P. J.; Snowe, P.; Susi, Thompson, Townsend, Trask, Waltz, Watts, White, Wight, Williams, Wood.

NAY — Bedard, Belanger, Beliveau, Bernard, Binnette, Boudreau, Bourgoin, Brennan, Burnham, Carey, Carrier, Carroll, Carswell, Champagne, Conley, Crommett, Curran, Drigotas, Eustis, Fecteau, Fortier, Fraser, Gaudreau, Gauthier, Giroux, Harnois, Harvey, Healy, Hennessey, Hunter, Keyte, Kilroy, Lebel, Levesque, Martin, Minkowsky, Nadeau, J. F. R.; Nadeau, N. L.; Rocheleau, Sawyer, Scribner, Starbird, Sullivan, Wheeler.

ABSENT — Bradstreet, D'Alfonso, Danton, Dennett, Dudley, Edwards, Foster, Hewes, Humphrey, Jameson, Jewell, Meisner, Payson, Roy, Sahagian, Soulas, Tanguay, Truman.

Yes, 87; No, 44; Absent, 18.

The SPEAKER: The Chair will announce the vote. Eighty-seven having voted in the affirmative and forty-four having voted in the negative, House Amendment "J" is adopted.

Thereupon, the Bill was passed to be engrossed as amended by House Amendment "J" in non-concurrence and without objection sent forthwith to the Senate.

The SPEAKER: The Chair now will call your attention to Supplements No. 6 and 7.

### Papers from the Senate

From the Senate: The following Order:

ORDERED, the House concurring, that the Judicial Council be respectfully requested to study, in cooperation with the Chief Judge of the District Court, the District Court System with regard to the present boundaries of districts and divisions, particularly respecting relative caseloads, the availability of service to inhabitants of rural areas such as Franklin County, and problems posed by the present district lines separating communities such as Topsham and Brunswick, and Fairfield and Waterville; and be it further

ORDERED, that the Council report its findings to the next regular or special session of the Legislature (S. P. 715)

Came from the Senate read and passed.

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

### Conference Committee Report

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act Providing for an Additional District Court Judge at Large" (S. P. 380) (L. D. 993) reporting that the House recede and concur with the Senate in accepting the Minority "Ought to pass" Report, and passing the Bill to be engrossed.

(Signed)

HILDRETH

of Cumberland

SNOW of Cumberland

LUND of Kennebec

—Committee on part of Senate.

QUINN of Bangor

SHUTE of Farmington

BELIVEAU of Rumford

—Committee on part of House.

Came from the Senate read and accepted.

In the House, the Report was read.

The SPEAKER: The Chair recognizes the gentleman from Livermore Falls, Mr. Darey.

Mr. DAREY: Mr. Speaker and Members of the House: I would like to move for indefinite post-

ponement of L. D. 993 and all its accompanying papers.

The SPEAKER: The Chair would advise the gentleman the only action this body can take upon this matter at this time is either the acceptance or the rejection of the Conference Report.

Mr. DAREY: I move for the rejection of the Report, Mr. Speaker.

The SPEAKER: The gentleman from Livermore Falls, Mr. Darey, moves the rejection of the Conference Report.

The Chair recognizes the gentleman from Rumford, Mr. Beliveau.

Mr. BELIVEAU: Mr. Speaker and Members of the House: Sometime last week, we discussed very briefly the merits of this bill which would create an additional District Court and also a companion bill which would create an additional District Court Judge at large. At that time I read a letter from the Chief Judge of the District Court in which he outlined his reasons for supporting the bill which would create the additional or give him an additional Judge at large and also in which he outlined his opposition to the creation of a new District Court. At that time we were unable to agree, at least this House was unable to agree with the other body and a Committee of Conference was created in an attempt to resolve our differences.

In his letter, Judge Chapman said that the work load of the judge in Northern Androscoggin did not warrant the creation of another District, but at this time there is a very real need for an additional District Court Judge to replace the Judges who are ill, to attend Court, to preside while the Judges were on vacation. Judge Chapman reviewed at great length the record of the District Court in Northern Androscoggin and also outlined in great detail what a burden this would place on our present District Court System. And it was his conclusion, after reviewing all of the various Districts and discussing the problem with the fifteen or sixteen District Judges that there is a very real need for an additional District Court Judge at Large. And this was also the prevailing feeling

of the conferees. So, without belaboring this issue, I would strongly urge the members of this body to reject the pending motion so a subsequent motion to adopt the Committee Report can be made.

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

Mr. QUINN: Mr. Speaker and Members of the House: As a member representing this House on the Conference, I will supplement what my brother from Rumford, the good gentleman Mr. Beliveau, has already remarked and further say to you, that we considered the work load of the District. I will refer you to this supplement six which we are considering. We are now working on Item 2, I refer you to the reverse side, Item 4. Item 4 was the consideration of a new District Court in the area of Androscoggin and Franklin Counties. We considered not only the recommendation of the Chief Judge of the District Courts, but also some of the recommendations of Judges of the District Court that had served in this area.

We also considered the workload report of all the District Courts, and we found that this area had one of the lowest work load reports. Consequently, when we arrive at this four, you will see the disposition we recommended in this. But, in recommending the disposition of four, we considered the disposition in two that a Judge at Large would serve the need of the area set forth in item four and further than that, that that Judge would be kept busy in serving adjacent areas. And this we did as recommended by the Judges of the District Court and from our considered comparisons of the workloads of the various courts. Consequently, I hope you will support us in our decision here and reject the motion of the good gentleman, Judge Darey from Livermore Falls.

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

Mr. NADEAU: Mr. Speaker and Members of this House: Again, this is another expenditure. I would just like to note a couple of remarks have been made. First of all, my good friend, Mr. Beliveau from Rumford, said this was a

Committee of Conference. But mind you, five out of the six are lawyers. No wonder they're looking for another Judge at Large. I don't think it's a fair Committee of Conference, personally, if you want it even, put three of them that are lawyers and three of them that aren't. Then you'll really have an opinion. This is like trying to pick a fight with five brothers. You gotta lick them all. I'd like to remind you also, and like I say, five of them are lawyers, you can check me, supplement number six, right in front of you, just a little comment.

Secondly, L. D. 1731 which went back and forth. I'd like to remind you that under Section 4, et cetera, each Judge shall receive an annual salary \$13.5, whoops! We crossed that out and we made it \$16.5, another small expenditure. Of course, we haven't heard the Attorney General asking for an extra Judge, but maybe they need it. And again I'd like to remind you tonight that when you read this was going to — when this was read to you, it said the Minority Report. I think we have heard that throughout this session, again, we're going and we're accepting the Minority Report. What about the people back home? They're the Majority. That's the report we ought to accept. 16.5. I don't know, I just give up. God bless the taxpayers.

The SPEAKER: The Chair recognizes the gentleman from Farmington, Mr SHUTE.

Mr. SHUTE: Mr. Speaker and Members of the House: Since I am one of the laymen appointed to this Committee, I suppose I should defend my position. One of the other laymen on this Committee is the good Senator from Cumberland, Senator Snow, so it wasn't exactly five to one, the legal profession dominating.

I had an opportunity to look at the case loads for Franklin County and for Northern Androscoggin in this situation and there was something over a thousand a month for Franklin County and something over six hundred for Northern Androscoggin. When compared with the twenty-five hundred in Augusta and something in the neighborhood



of two thousand in Waterville for Judge Poulin to handle on a five day week schedule, we could readily see comparing the two situations there was an overabundance of work for the Judgeship District Court at Large, District Court at Waterville and Augusta. After it was quite easy to see that it was impossible to secure a Judge for Franklin and Northern Androscoggin under these circumstances, after these figures were made available, rather than become an obstructionist, and to deny the District Court system with a Judge who was needed as evidenced in the testimony on the Floor of this House and in our Committee Conference, I reluctantly was a minority signer of the report on Franklin County and on Northern Androscoggin and after that had occurred, why I willingly signed the report of "Ought to pass" as far as the District Court Judge at Large. This is my position. I stand by it.

Furthermore, Mr. Speaker and ladies and gentlemen of the House, I'd like to point out that there is no initial expense to the State, those people who become involved with the Court, paying court costs, are helped to defray the expenses of the District Court system. This is the way it is set up currently. It may change within the next year or two, but this is the way it's handled now, so therefore there is no expense, and I would just like to call to the attention of the gentleman from Sanford, Mr. Nadeau, this fact.

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

Mr. NADEAU: Mr. Speaker and Members of the House: In answer to Mr. Shute, I'm sorry—when I saw the word snow I figured we were going to be here until Christmas, and I forgot it wasn't a lawyer. And if this is going to be no expense to the taxpayers, well, that sixteen five has to come out some place. Why don't we leave it in the till? But again, I remember shortly that we passed a raise for our court reporters—we said we're already so short, where are we going to get this court reporter

for this judge at large? What about his help? We said they were practically extinct there are so few—that's why we gave them a raise. I only want to bring that to your attention. I hope personally that we'll vote with Judge Darey and indefinitely postpone this bill.

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

Mr. JALBERT: I move the previous question.

The SPEAKER: The gentleman from Lewiston moves the previous question. For the Chair to entertain a motion for the previous question, it must have the consent of one third of the members present.

All those in favor of the Chair entertaining the motion for the previous question will vote yes, those opposed will vote no and the Chair opens the vote.

A vote of the House was taken.

The SPEAKER: Obviously, more than one third having voted in the affirmative, the motion for the previous question is entertained. The question now before the House is shall the main question be put now. The question is debatable for no more than five minutes by any member. All those in favor of the main question being put now will say yes, those opposed, no.

A viva voce vote being taken, the main question was ordered.

The SPEAKER: The main question is the motion of the gentleman from Livermore Falls, Mr. Darey, that the House reject the Conference Committee Report. The Chair will order a vote. All those in favor of rejecting the Conference Committee Report will vote yes, those opposed will vote no and the Chair opens the vote.

A vote of the House was taken.

23 having voted in the affirmative and 85 having voted in the negative, the motion did not prevail.

The Report was accepted in concurrence.

Thereupon, the House voted to recede and concur with the Senate in acceptance of the Minority Report and the Bill read twice.

Under suspension of the rules the Bill was given its third read-

ing, and passed to be engrossed in concurrence.

#### Conference Committee Report

Report of the Committee of Conference 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) reporting that they are unable to agree.

(Signed) BERRY of Cumberland  
HILDRETH

of Cumberland  
BECKETT of Washington  
—Committee on part of Senate.

DRUMMOND of Sidney  
BRAGDON of Perham  
RICHARDSON

of Cumberland  
—Committee on part of House.

Came from the Senate read and accepted.

In the House, the Report was read and accepted in concurrence.

#### Conference Committee Report

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature on

Bill "An Act Creating a District Court Division of Northern Androscoggin and Franklin" (S. P. 544) (L. D. 1392) reporting that they are unable to agree.

(Signed) HILDRETH

of Cumberland  
SNOW of Cumberland  
LUND of Kennebec  
—Committee on part of Senate.

QUINN of Bangor  
SHUTE of Farmington  
BELIVEAU of Rumford

—Committee on part of House.

Came from the Senate read and accepted.

In the House, the Report was read and accepted in concurrence.

#### Non-Concurrent Matter

An Act to Establish and Appropriate Funds for a Youth Community Activities Section in the Department of Mental Health and Corrections (S. P. 221) (L. D. 484) which was passed to be enacted in the House on April 7 and passed to be

engrossed as amended by Senate Amendment "A" on April 5.

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

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

#### Divided Report

Majority Report of the Committee on Appropriations and Financial Affairs, acting pursuant to Joint Order (S. P. 713) reporting a Bill (S. P. 714) (L. D. 1744) under title of "An Act to Appropriate Additional Moneys for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1968 and June 30, 1969" and that it "ought to pass"

Report was signed by the following members:

Messrs. BERRY of Cumberland  
ALBAIR of Aroostook  
—of the Senate.

Messrs. BRAGDON of Perham  
BIRT of East Millinocket  
DUNN of Denmark  
HINDS of South Portland  
JALBERT of Lewiston  
—of the House.

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

Report was signed by the following members:

Mr. DUQUETTE of York  
—of the Senate.  
Mr. SCRIBNER of Portland  
—of the House.

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

In the House, the Report was read.

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

Mr. BRAGDON: Mr. Speaker, I move the acceptance of the Majority Report.

The SPEAKER: The gentleman from Perham, Mr. Bragdon, moves the acceptance of the Majority Report. Is this the pleasure of the House?

The motion prevailed, the Report accepted in concurrence and the Bill read twice.

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

Mr. RICHARDSON: Mr. Speaker and Members of the House: L. D. 1744 reported to the House or rather to the Senate and comes to us by majority, is the referendum bill, the second portion of the package for the financing of state government for the next two years. It contains in it a referendum provision for the action by the people of the State of Maine on the second Tuesday in October, that is October 10, and contains within it the essential items, or those items which we believe to be essential for the maintenance of a sound program of progress for the State of Maine.

The hour is late, you've all heard this, and I'm sure those of you who have had an opportunity to look at this I'm sure are completely aware of exactly what is involved.

Now this bill is likewise going to have to be in the engrossment process, we're not prepared to enact it today, but will be tomorrow. I have three amendments which I propose to offer to this bill in order that we may pass it to be engrossed this evening. Nothing I have said should be construed as being a desire on my part to limit debate on this matter, but I do wish to indicate to you that is the course that we hope to be able to follow in an effort to bring this Legislature to a close within a reasonable time.

Thereupon, Mr. Richardson of Cumberland offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to S. P. 714, L. D. 1744, Bill, "An Act to Appropriate Additional Moneys for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1968 and June 30, 1969."

Amend said Bill in the Title by adding after the word "Appropriate" the words 'and Provide'

and by adding after the figure "1969" the words 'Conditioned Upon the People's Ratification by a Referendum Vote'

Further amend said Bill in the first line by adding after the word "appropriated" the punctuation and words ', conditioned upon the people's ratification by a referendum vote,'

Further amend said Bill in the first line of Section C by adding after the word "appropriated" the punctuation and words ', conditioned upon the people's ratification by a referendum vote,'

Further amend said Bill by adding at the end, the following:

#### 'Section D

**Sec. 1. R. S., T. 36, § 1766, additional.** Title 36 of the Revised Statutes is amended by adding a new section 1766, as follows:

#### § 1766. Dedicated revenues

From the total revenues collected from the sales and use tax, including the increase in the tax provided by this Act, 1/10th of the revenues is dedicated each fiscal year for general purposes subsidies to cities and town.

**Sec. 2. R. S., T. 36, § 1811, amended.** The first paragraph of section 1811 of Title 36 of the Revised Statutes, as amended by section 6 of Chapter 362 of the public laws of 1965, is further amended to read as follows:

A tax is imposed at the rate of 4% 5% on the value of all tangible personal property and telephone and telegraph service sold at retail in this State, and upon the rental charged for living quarters in hotels, rooming houses, tourist or trailer camps, measured by the sale price, except as in chapters 211 to 225 provided. Retailers shall pay such tax at the time and in the manner provided, and it shall be in addition to all other taxes.

**Sec. 3. R. S., T. 36, § 1812, amended.** The first 2 paragraphs of section 1812 of Title 36 of the Revised Statutes are repealed and the following enacted in place thereof:

Every retailer shall add the sales tax imposed by chapters 211 to 225, or the average equivalent of said tax, to his sale price, except as otherwise provided, and

when added the tax shall constitute as part of the price, shall be a debt of the purchaser to the retailer until paid and shall be recoverable at law in the same manner as the purchase price. When the sale price shall involve a fraction of a dollar, the tax shall be added to the sale price upon the following schedules:

Amount of Sale Price	Amount of Tax
\$0.01 to \$0.10, inclusive	0c
.11 to .20, inclusive	1c
.21 to .40, inclusive	2c
.41 to .60, inclusive	3c
.61 to .80, inclusive	4c
.81 to .99, inclusive	5c

When the sale price exceeds 99c, the tax to be added to the price shall be 5c for each whole dollar, plus the amount indicated for each fractional part of a dollar.

**Sec. 4. R. S., T. 36, § 1861, amended.** The first sentence of section 1861 of Title 36 of the Revised Statutes is amended to read as follows:

A tax is imposed on the storage, use or other consumption in this State of tangible personal property, purchased at retail sale on and after July 1, 1963, at the rate of 4% 5% of the sale price.

**Sec. 5. Effective date.** Sales and use tax liability accruing after May 31, 1968 shall be computed on the basis of the rates imposed by Section D. Retail sales and purchases made after May 31, 1968, including retail sales and purchases made pursuant to contracts entered into prior thereto and telephone and telegraph charges first billed on or after June 1, 1968, shall be subject to the taxes imposed by Section D.

### Section E

**Bond issues.** All bond issues authorized by the 103rd Legislature, excepting those specifically called for the next general election to be held on the 2nd Tuesday of November, 1968 and those in conjunction with proposed changes in the Constitution of Maine, shall be presented to the people of the State for their consideration on the 2nd Tuesday of September, 1967 notwithstanding any provision in any specific bond issue to the contrary.

### Section F

**Referendum.** The aldermen of cities, the selectmen of towns and the assessors of the several plantations of this State are empowered and directed to notify the inhabitants of their respective cities, towns and plantations to meet in the manner prescribed by law for calling and holding biennial meetings of said inhabitants for the election of Senators and Representatives, at a special state-wide election to be held on the 2nd Tuesday in September, 1967, to give in their votes upon the acceptance or rejection of the foregoing Act, and the question, which shall be the first question on the ballot, shall be: "Shall an Act to provide for increased educational subsidies to the cities and towns to relieve the local tax burden, for the removal of the obligation of the cities and towns for Aid to Dependent Children, for increases in the salaries of existing wages for state employees to compensate for the increased cost of living, to aid the education and rehabilitation of the blind, disabled and mentally retarded, to improve the enforcement of our criminal laws and certain other needful services of State Government become law, together with a 1c increase in the existing sales tax to provide revenue necessary to finance the foregoing, as passed by the 103rd Legislature, become effective as law?"

The inhabitants of said cities, towns and plantations shall vote by ballot on said question and shall question and shall indicate by a cross or check mark placed within a square upon their ballots their opinion of the same, those in favor of said Act voting "Yes" and those opposed to said Act voting "No". The ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings, and return made to the office of the Secretary of State in the same manner as votes for Governor and members of the Legislature within 2 weeks of said referendum, and the Governor and Council shall count and canvass the same, and if it shall appear that a majority of the inhabitants voting on the question are in favor of the Act, the Governor shall

within 10 days after the vote therein has been canvassed and determined, make known the fact by his public proclamation and the Act shall take effect and become a law in 30 days after the date of said proclamation.'

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

Mr. RICHARDSON: Mr. Speaker and Members of the House: As reference to the amendment will indicate the title is amended to include the necessary appropriation language. The Section D is amended to provide for dedication of one-tenth of the amount raised to education. The effective date in this amendment which will be changed in the subsequent amendment is May 31, 1968, that is the effective date of the revenue provision. Section E deals with bond issues, Section F contains the referendum provision and contains the question to be proposed to the people of the State of Maine on October 10, 1967. I now offer House Amendment "A" to House Amendment "A" and move its adoption.

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

HOUSE AMENDMENT "A" TO HOUSE AMENDMENT "A" TO S. P. 714, L. D. 1744, Bill, "An Act to Appropriate Additional Moneys for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1968 and June 30, 1969."

Amend said Amendment in Section D by striking out in the 2nd line of "Sec. 5." the word "May" and inserting in place thereof the word "January"; and by striking out in the 4th line the word "May" and inserting in place thereof the word "January"; and by striking out in the 7th line the word "June" and inserting in place thereof the word "February"

The SPEAKER: The Chair recognizes the same gentleman.

Mr. RICHARDSON: I don't want to delay things, Mr. Speaker, but I do want to indicate that House Amendment "A" to House "A" changes the effective date of the taxation provision from May 31, to January 31, of the same year.

Thereupon, House Amendment "A" to House Amendment "A" was adopted.

House Amendment "A" as amended by House Amendment "A" thereto was adopted.

Mr. Richardson of Cumberland offered House Amendment "B" and moved its adoption.

House Amendment "B" was read by the Clerk.

(For reference to House Amendment "B" refer to filing H-487 on file in the office of the Secretary of State re: L. D. 1744)

The SPEAKER: The pending question is the adoption of House Amendment "B" and the Chair recognizes the same gentleman.

Mr. RICHARDSON: Mr. Speaker, Ladies and Gentlemen: This is the remaining portion of the total L. D. 1744 which contains in it all of the other services that were questioned in connection with the objections to 1575, that is, this contains the spending provision and provides necessary guidance to give departmental heads a way to decide the course of their departments.

The SPEAKER: Is it now the pleasure of the House to adopt House Amendment "B"?

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

Mr. SCRIBNER: Mr. Speaker and Members of the House: This amendment particularly, and the rest of the other amendments and the bill, I signed the Minority "Ought not to pass" report and I feel it is primarily a continuation of the shaky financing that is being proposed at this session. I believe, as I pointed out earlier, it will provide the same type of inefficiencies, inadequacies and problems that all our state department heads will be faced with. I'd like to point out while we're considering House Amendment "B" on page two, Adjutant General, at the top you'll see it provides funds for one two-ton dump truck with snow plow, \$2,800. I ask you, ladies and gentlemen of the House, where are you going to buy a two-ton dump truck with a snow plow for \$2,800?

On page six, Schooling of Indian Children provides funds for

the purchase of two school busses, \$7,500. That's around \$3,750 apiece for a school bus. I ask you, this is incomprehensible to me. On page eight, under the Property Management Division, at the bottom, it says, provides funds to replace two four-wheel drive trucks \$5,000, \$2,500 apiece for a four-wheel drive truck that they use to plow the snow around the State House. This to me is a — this document, I hesitate to even call it that, but I ask you, after the Appropriations Committee has worked diligently on these and recommended considerable increases in the amounts of funds for items such as this, why on earth do we have something before us that obviously, I know my seatmates I pointed some of these items out to them, they want to know where the State is buying this equipment. This is true in a number of the other items, involved in personnel and in the All Other category for supplies.

I think we may wind up doing this very well, the Minority Party has very little to say and we usually see these things shortly before they are offered. I think we would have done a far better job if the Minority Party had had at least some chance to review this type of thing and pick up the glaring errors before they were presented to the members of this House — at least those on the Appropriations Committee. All of the work that we did on that Committee, we had a strenuous session for five months of practically continuous hearings and executive sessions to try to determine what was the reasonably adequate sum of money for these individual items so that the departments could go ahead and perform the necessary services that we ask them to do. This type of thing follows through in many other items but I think these three will point out to you, many of you are businessmen and I think you have some understanding of what it costs to buy a piece of equipment and yet we're asking the Adjutant General, the Commissioner of Education and the Director, Mr. LaCase, the head of the property management division, we're telling him the piece of equipment we

want him to buy—what do we expect him to buy, a piece of junk for this type of money?

We're placing an unbearable hardship on these state officials from the Governor on down when we ask them and tell them, this is the budget that you're to operate under, this is the financing that we're providing for this — now you go ahead and do the job. I say, that they can't do the job in many areas — in some of the cases they can, it will be under the greatest of hardships and I think that some of these department officials that are sincere and dedicated to the State are going to take a second look at maintaining their positions. We are going to lose some of these people if we can't provide the funds, the financing and the budgetary plans that they can go ahead and perform a minimum of services that we ask them to do and the funds to do it with.

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

Mr. SULLIVAN: Mr. Speaker and Members of the House: Evidently the Majority Leadership of this House, has forgotten the words of that great President, Abraham Lincoln, a Republican President. What he said, you can fool some of the people all the time and all the people some of the time, but you can't fool all the people all the time. But evidently the Majority Leadership in this House, his name you all well know is Harrison Richardson, he believes that you can fool the majority of the people of this State, the citizens, he certainly believes you can fool them all the time. And as my fellow representative from Portland, Rodney Scribner, who is a C.P.A. and accountant, Richardson is not, and when they bring that in at the last minute as he did, he was absolutely discourteous. His actions, bringing that in at the last minute, were very disgraceful. It was certainly unethical. And certainly they were extremely irresponsible. Thank you.

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

Mr. BRENNAN: Mr. Speaker and Members of the House: Although the Minority Party obviously is very much against this L. D., we would prefer to debate this at the enactment stage. It is my understanding that the Majority Party would prefer to engross this now so that we could debate it tomorrow.

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

Mr. JALBERT: Mr. Speaker and Members of the House: It is my opinion, and humbly so, that if there are any glaring errors in this document and I say humbly that there could very well be, it would be my thinking that they might be corrected before this document would reach the enactment stage. I am only suggesting, I don't know what medium you could work through unless the leadership of both parties or else what's left of the Appropriations Committee might be willing to sit up a little bit and just go over this document. I can — regardless of how one would feel about this bill, yes or no, it would be my thinking that it should probably be discussed and possibly if there are any errors that can be proven by anybody that even if we would recess to have these amendments prepared that would correct the inequities in this measure, it might be the best thing to do, and I'm only suggesting purely and simply.

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

Mr. BIRT: Mr. Speaker and Members of the House: I would point out that in some of the cases in this document, these are not purchases, they are replacements and in these cases the trade-in value many times on the old equipment are, plus the money that is involved in the purchase of them, it does not reflect the true value of the equipment and it might be quite hard to determine just exactly what is involved in the purchase and what is involved in trade-in. I do know that on page eighteen, that it does specifically say that, also funds to replace two four-

wheel drive trucks. Now, certainly if you are replacing them, there may be trade-in equipment and this might take up part of the purchase price.

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

Mr. MARTIN: Mr. Speaker and Members of the House: Obviously, I'm not prepared to debate this but I would ask you to look at page four. In relationship to Contributions or Transfers to Other Funds, it says that we are providing funds in the second year for twenty-eight new State Troopers. It was my understanding that the bills that we have enacted up to this point provide fifteen and I am wondering if this might not be an error on page four.

Also, on page twelve, just by quickly looking at it, in relationship to the Institutions of the State of Maine, I find that for example Bangor State, we are providing funds in the second year of the biennium for eight nurses at the second grade positions, replacement of office and general equipment and related expenses and yet we are providing only for \$39,000 increases in Personal Services. Assuming that we can get the nurses relatively cheap, this is approximately \$6,000. This in itself would be \$48,000. And also for example, the Boys Training Center, if you take a look at what we are going to provide for the second portion of the biennium, which ends up for \$22,815, we are attempting to supply one nurse, one teacher, two Clerk-stenographers, one Clerktypist, a part-time teacher, and additional professional services for \$22,000. I just don't know where we are going to go with that amount.

Now, the same also holds true in terms of the Reformatory for Men, the Military and Naval Children's Home, the Pineland Hospital, the State Prison, the Stevens Training Center and the Reformatory for Women and I know that probably if we looked hard enough we would probably find some more. So, possibly, I would have to agree with the gentleman

from Lewiston that some amendments would have to be prepared to at least, if we are not going to give them the money necessary, that we remove some of the positions that we are attempting to create. And I would pose this question to any member of the Appropriations Committee and particularly to the gentleman from South Portland, Mr. Hinds.

The SPEAKER: The gentleman from Eagle Lake, Mr. Martin, poses a question through the Chair to the gentleman from South Portland, Mr. Hinds. The Chair does not recognize the gentleman in his seat. Can any other member of the Appropriations Committee answer the gentleman's question?

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

Mr. BIRT: Mr. Speaker: In attempting to answer part of it, the figures in the second year of the biennium, \$22,815 and \$3,028, are exactly the same figures that are in the original document 1575, which is, I believe, the document that came out of the Appropriations Committee at that time with the recommendations of the Department. I might have a little job trying to explain the figures of the first year of the biennium because I haven't had a chance to research them yet.

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

Mr. SCRIBNER: Mr. Speaker and Members of the House: In reply to the gentleman from East Millinocket, Mr. Birt, regarding the replacement of the two four-wheel drive trucks, which you have seen around the State House here for \$5,000. In our unanimous report this same item was in 1575 which was unanimously reported out of the Appropriations Committee. We recommended the sum of \$10,000 for this item which was requested by Mr. LaCasce and he had the figures to justify that that was the amount, including the trade-in that would be involved. In other words, something is wrong,

we have to either eliminate one truck or increase this amount of money in order to do this and this is true in a number of other areas.

The SPEAKER: The pending question is the adoption of House Amendment "B". The Chair will order a vote. All those in favor of the adoption of House Amendment "B" will vote yes and those opposed will vote no. The Chair opens the vote.

A vote of the House was taken.

80 having voted in the affirmative and 38 having voted in the negative, House Amendment "B" was adopted.

Thereupon, the rules were suspended and the Bill given its third reading. The Bill was passed to be engrossed as amended by House Amendment "A" as amended by House Amendment "A" thereto and House Amendment "B", in non-concurrence and sent up for concurrence.

Thereupon, on motion of Mr. Jalbert of Lewiston,  
Recessed for five minutes.

#### After Recess

Called to order by the Speaker.

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

Mr. RICHARDSON: Mr. Speaker and Members of the House: First of all I want to tell you that at quarter of eleven in the evening I am inclined to make mistakes and I said that the bond issue date would be in October, and it is not—it is in September as you will note by looking at Section E of House Amendment "A", L. D. 1744. The criticisms with respect to the items contained within the basic framework of 1744 are in my judgment at least technical objections, having to do with language statements in the L. D. itself. But because we do not want to in any way give the impression that we are unconcerned about the technical aspects of the bill, and I will candidly admit to you that there are some technical errors in language that do not affect the basic intent of the legislation, we intend to



clear this matter up. Now because again of the valiant efforts of the Engrossing Department we think that this will not significantly impair the progress of this bill, I am requesting that it be held until tomorrow morning and we will make

the necessary corrective amendments at that time.

Thereupon, on motion of Mr. Richardson of Cumberland,

Adjourned until nine o'clock tomorrow morning.