

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Third
Legislature*

OF THE

STATE OF MAINE

1967

KENNEBEC JOURNAL
AUGUSTA, MAINE

SENATE

Wednesday, February 15, 1967

Senate called to order by the President.

Prayer by Rev. Stanley B. Haskell of Augusta.

Reading of the Journal of yesterday.

**Papers from the House
Non-concurrent matters**

Bill "An Act Relating to Vote of Mayor of Lewiston on Board of Finance. (S. P. 286) (L. D. 666)

In Senate, Feb. 8, Referred to Committee on Towns and Counties, sent down for concurrence.

Comes from the House referred to the Committee on Legal Affairs in non-concurrence.

On motion by Mr. Boisvert of Androscoggin the Senate voted to recede and concur.

Bill "An Act Relating to Clothing Allowances for Personnel of the Lewiston Police Department. (H. P. 395) (L. D. 542)

In House, Feb. 1, referred to Committee on Legal Affairs.

In Senate, Feb. 9, referred to Committee on Towns and Counties in non-concurrence.

Comes from the House, that body having insisted.

On motion by Mr. Boisvert of Androscoggin, the Senate voted to recede and concur.

Bill "An Act Providing for Paid Holidays for Municipal Employees of the City of Lewiston." (H. P. 392) (L. D. 539)

In House, Feb. 1, referred to the Committee on Legal Affairs.

In Senate, Feb. 9, referred to the Committee on Towns and Counties in non-concurrence.

Comes from the House, that body having insisted.

On motion by Mr. Boisvert of Androscoggin, the Senate voted to recede and concur.

Resolve "Designating Certain Portions of the Interstate System at Kittery as "The Piscataqua River Bridge." (S. P. 46) (L. D. 36)

In Senate, Feb. 7, Passed to be Engrossed.

Comes from the House, Passed to be Engrossed, As Amended by

House Amendment "A" (H-11) in non-concurrence.

The Senate voted to reconsider its action whereby this Resolve was passed to be engrossed. House Amendment "A" was read and adopted, and the Resolve was passed to be engrossed in concurrence.

Joint Order

ORDERED, the Senate concurring, that notwithstanding the provision of Joint Rule 8, bills and resolves now in the office of the Director of Legislative Research shall be introduced in complete final form in the appropriate house not later than 1 p.m. on Tuesday, March 7, 1967. (H. P. 617)

Comes from the House Read and Passed.

Which was Read and Passed in concurrence.

Bill "An Act to Create a State-wide Milk Marketing and Producer Pool." (H. P. 569) (L. D. 801)

Comes from the House referred to the Committee on Agriculture.

Which was referred to the Committee on Agriculture in concurrence.

Bill "An Act Appropriating Funds for Administration of Bureau of Public Administration at University of Maine." (H. P. 459) (L. D. 672)

Bill "An Act Appropriating Monies for Construction of a Reception Diagnostic Treatment Center for Persons Committed to any Penal Institution." (H. P. 460) (L. D. 673)

Bill "An Act Relating to Payment of Funeral Expenses of Recipients of Aid to the Aged, Blind or Disabled." (H. P. 461) (L. D. 674)

Bill "An Act Appropriating Monies to Provide for Night Pay Differentials for State Employees." (H. P. 462) (L. D. 675)

Bill "An Act Providing State Scholarships for Higher Education." (H. P. 463) (L. D. 676)

Resolve "Providing for Purchase of Copies of History of Richmond-on-the-Kennebec." (H. P. 464) (L. D. 677)

Resolve "Authorizing Construction of a Ferry Boat for the Maine State Ferry Service." (H. P. 465) (L. D. 678)

Bill "An Act to Authorize a Bond Issue for Purchase of Voting Machines for Resale to Municipalities." (H. P. 570) (L. D. 802)

Resolve "Providing Funds to the Washington County Development Authority for Development of Recreational Areas." (H. P. 466) (L. D. 679)

Come from the House referred to the Committee on Appropriations and Financial Affairs.

Which were referred to the Committee on Appropriations and Financial Affairs in concurrence.

Bill "An Act Prohibiting Use of the Name Industrial Bank." (H. P. 467) (L. D. 680)

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

Bill "An Act Revising the Home Repair Financing Act." (H. P. 469) (L. D. 682)

Bill "An Act Relating to Fees for Handling Insurance Papers by Those Who Loan on Property." (H. P. 470) (L. D. 683)

Bill "An Act Relating to Notice of Authorization of Surety Companies to Registers of Probate by Insurance Commissioner." (H. P. 471) (L. D. 684)

Bill "An Act Relating to Insurance Company Examination Reports." (H. P. 472) (L. D. 685)

Bill "An Act Relating to Insurance for Commercial Driver Education School Graduates." (H. P. 473) (L. D. 686)

Bill "An Act Prohibiting Fictitious Grouping in the Business of Insurance." (H. P. 474) (L. D. 687)

Bill "An Act Relating to Licensing of Insurance Companies." (H. P. 572) (L. D. 803)

Bill "An Act Amending the Charter of Development Credit Corporation of Maine." (H. P. 571) (L. D. 805)

Bill "An Act Relating to Guaranty Requirements of Domestic Mutual Insurance Companies and Capital Stock Requirements of Domestic Stock Insurance Companies." (H. P. 573) (L. D. 806)

Come from the House referred to the Committee on Business Legislation.

Which were referred to the Committee on Business Legislation in concurrence.

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

Resolve "to Reimburse the Towns of Thomaston, Warren and Windham for Fire and Municipal Protection Services for the State." (H. P. 476) (L. D. 689)

Resolve "to Reimburse Barbara W. Smart of Kennebunkport for Property and Well Damage by Highway Construction." (H. P. 477) (L. D. 690)

Resolve "in Favor of Lucille Morang of Jonesport." (H. P. 478) (L. D. 691)

Come from the House referred to the Committee on Claims.

Which were referred to the Committee on Claims in concurrence.

Bill "An Act Relating to the Secondary School Contracts between School Administrative Districts No. 23 and 38 and the Town of Hermon." (H. P. 483) (L. D. 696)

Bill "An Act to Revise Minimum Salaries for Teachers, Providing Incentive for Professional Training." (H. P. 575) (L. D. 871)

Bill "An Act Increasing Indebtedness of Town of Woodland School District." (Emergency) (H. P. 479) (L. D. 692)

Bill "An Act Providing for an Itinerant Instructor, Fire Service Training, in the Department of Education." (H. P. 480) (L. D. 693)

Bill "An Act to Provide Statewide Education Service for the Blind." (H. P. 481) (L. D. 694)

Bill "An Act to Authorize the Plantation of Matineus Isle to Form a School Administrative District." (H. P. 482) (L. D. 695)

Bill "An Act to Validate Proceedings Authorizing the Issuance of Bonds or Notes by School Administrative District No. 57." (Emergency) (H. P. 574) (L. D. 807)

Bill "An Act Exempting the Use of Lake View Plantation's State Valuation in Computing State Aid to School Administrative District No. 41." (H. P. (L. D. 808)

Come from the House referred to the Committee on Education.

Which were referred to the Committee on Education in concurrence.

Bill "An Act Relating to Opening and Closing Time for Polls." (H. P. 577) (L. D. 809)

Comes from the House referred to the Committee on Election Laws.

Which was referred to the Committee on Election Laws in concurrence.

Bill "An Act Relating to Maternity Homes or Hospitals." (H. P. 485) (L. D. 698)

Bill "An Act Repealing Law Relating to Prohibiting Transportation of Certain Poultry." (H. P. 486) (L. D. 699)

Bill "An Act Increasing Fees for Registration of Barbers." (H. P. 487) (L. D. 700)

Bill "An Act Relating to Definition of the Practice of Barbering." (H. P. 488) (L. D. 701)

Bill "An Act Relating to Transfer of Control of the Military and Naval Children's Home and Changing Name." (H. P. 489) (L. D. 702)

Bill "An Act Authorizing Department of Health and Welfare to Make Grants to Municipalities." (H. P. 490) (L. D. 703)

Bill "An Act Relating to Term of Members on Board of Barbers." (H. P. 491) (L. D. 704)

Bill "An Act Relating to Salaries of Members of Board of Optometry and Increasing License Renewal Fees of Optometrists." (H. P. 492) (L. D. 705)

Come from the House referred to the Committee on Health & Institutional Services.

Which were referred to the Committee on Health and Institutional Services in concurrence.

Bill "An Act Relating to Weight Tolerances of Vehicles Loaded with Sawn Lumber." (H. P. 493) (L. D. 706)

On motion by Mr. Beckett of Washington Tabled pending reference to a committee.

Resolve "Authorizing State Highway Commission to Study Desirability of Bridge Across New Meadows River." (H. P. 494) (L. D. 707)

Come from the House referred to the Committee on Highways.

Which was referred to the Committee on Highways in concurrence."

Bill "An Act Relating to the Education of Indian Children Living on Reservations." (Emergency) (H. P. 484) (L. D. 697)

Comes from the House referred to the Committee on Indian Affairs.

Which was referred to the Committee on Indian Affairs in concurrence.

Resolve "To Authorize a Professional Review and Analysis of Maine's World Trade Potential." (H. P. 495) (L. D. 708)

Comes from the House referred to the Committee on Industrial and Recreational Development.

Which was referred to the Committee on Industrial and Recreational Development in concurrence.

Bill "An Act Providing for Hunting Moose in Certain Portions of Aroostook County for 1967 and 1968." (H. P. 496) (L. D. 709)

Bill "An Act Describing Boundaries of Merrymeeting Bay Game Sanctuary." (H. P. 497) (L. D. 710)

Bill "An Act Repealing Merrymeeting Bay Game Sanctuary." (H. P. 498) (L. D. 711)

Bill "An Act Relating to Fishing Without License for Patients at Veterans Administration Hospital." (H. P. 499) (L. D. 712)

Bill "An Act Relating to Fishing for Bass in Sheepscot River and Tributaries, Lincoln County." (H. P. 500) (L. D. 713)

On motion by Mr. Young of Hancock tabled pending reference to a committee.

Bill "An Act Establishing Long Lake Game Preserve, Aroostook County." (H. P. 501) (L. D. 714)

Bill "An Act Repealing Bounty on Porcupine." (H. P. 502) (L. D. 714)

On motion by Mr. Hoffses of Knox, the Senate voted to reconsider its action whereby the Bill was referred to the Committee on Inland Fisheries and Game in concurrence; and on further motion by the same Senator, the Bill

was tabled pending reference to a committee.

Out of Order

THE PRESIDENT: Out of order, the Chair is pleased to announce the presence in the Hall of the Senate of the wife of Senator Norris of Oxford. Mrs. Norris, will you please stand and receive greetings from the Senate. (Applause)

Bill "An Act Relating to Closed Time on Rabbits in Penobscot County." (H. P. 578) (L. D. 810)

Resolve "Establishing Bag Limit of Trout on Little Nesowadnehunk (Sourdnahunk) Lake, Piscataquis County." (H. P. 503) (L. D. 716)

Resolve "Regulating Fishing, Wassookeag Lake, Penobscot County." (H. P. 504) (L. D. 717)

Resolve "Regulating Fishing in Third Chase Pond, Aroostook County." (H. P. 505) (L. D. 718)

Come from the House referred to the Committee on Inland Fisheries and Game.

Which were referred to the Committee on Inland Fisheries and Game in concurrence.

Bill "An Act Prohibiting the Obtaining of Transportation on Ski Lift Without Payment." (H. P. 506) (L. D. 719)

Bill "An Act Relating to Place of Holding Superior Court Trial Terms in Oxford County." (H. P. 507) (L. D. 720)

Bill "An Act Relating to Death Caused by Violation of Law by Operator of Motor Vehicle." (H. P. 508) (L. D. 721)

Bill "An Act Relating to Qualification of Witnesses." (H. P. 509) (L. D. 722)

Bill "An Act Relating to Qualification of Witnesses and Repealing the Dead Man's Statute." (H. P. 510) (L. D. 723)

Bill "An Act Relating to Complaints and Violations Under Motor Vehicle Sales Finance Act." (H. P. 511) (L. D. 724)

Bill "An Act Relating to Period of Real Estate Mortgage Foreclosure." (H. P. 512) (L. D. 725)

Bill "An Act Permitting Courts to Impose a Sentence of Litter-

Gathering Labor for Persons Convicted of Littering." (H. P. 579) (L. D. 811)

Bill "An Act to Prohibit Unauthorized Throwing or Distributing of Handbills in or upon Vehicles." (H. P. 580) (L. D. 812)

Bill "An Act Prohibiting Bull-fights." (H. P. 581) (L. D. 813)

Bill "An Act Relating to Publication of Foreclosure Notices." (H. P. 588) (L. D. 819)

Bill "An Act Relating to Custody of Children in Divorce Actions." (H. P. 589) (L. D. 820)

Resolve "Providing for a Study of the Juvenile Offender Law." (H. P. 591) (L. D. 821)

Resolve "Authorizing Seaward Construction Company, Inc. to Bring Civil Action Against the State of Maine." (H. P. 513) (L. D. 726)

Resolve "Permitting R. Dean Seguin of South Paris to Take the Examination for Admission to Practice Law." (H. P. 514) (L. D. 727)

Come from the House referred to the Committee on Judiciary.

Which were referred to the Committee on Judiciary in concurrence.

Bill "An Act to Correct Errors and Inconsistencies in Uniform Commercial Code and to Amend Certain Statutes to Conform Thereto." (H. P. 582) (L. D. 814)

Bill "An Act Establishing the Maine Planning Commission on Criminal Law Administration." (H. P. 583) (L. D. 815)

Bill "An Act Relating to Eminent Domain Under Urban Renewal Proceedings." (H. P. 585) (L. D. 816)

Bill "An Act Making Juvenile Hearings Involving Alleged Crimes Under Title 17 Open to Public." (H. P. 586) (L. D. 817)

Bill "An Act Taking Jurisdiction of Alleged Homicides from the Juvenile Courts." (H. P. 587) (L. D. 818)

Bill "An Act Relating to Wages Paid for Benefits and Eligibility Under Employment Security Law." (H. P. 515) (L. D. 728)

Bill "An Act Relating to Minimum Wages for Firemen." (H. P. 516) (L. D. 729)

Bill "An Act Repealing Laws Relating to Preference to Maine Workmen and Contractors and

imum Wages in Public Improvements." (H. P. 518) (L. D. 730)

Bill "An Act Relating to Occupational Diseases Under Workmen's Compensation Law." (H. P. 519) (L. D. 731)

Bill "An Act Excluding Real Estate Brokers and Salesmen from Employment Security Law." (H. P. 592) (L. D. 822)

Come from the House referred to the Committee on Labor.

Which were referred to the Committee on Labor in concurrence.

Bill "An Act Authorizing the City of Portland to Use Park Lands for Public Highway Purposes." (H. P. 520) (L. D. 732)

Bill "An Act Relating to Licenses Under Harness Racing Law." (H. P. 522) (L. D. 753)

Bill "An Act Relating to Registration and Safety of Inland Steamers for Hire." (Emergency) (H. P. 523) (L. D. 754)

Bill "An Act Relating to Transportation of Liquor by Minors." (H. P. 524) (L. D. 755)

Bill "An Act to Permit the Use of Candles in Religious or Fraternal Services." (H. P. 525) (L. D. 756)

Bill "An Act Authorizing the Leasing of Air Rights by Municipalities." (H. P. 526) (L. D. 757)

Bill "An Act Clarifying the Law Relating to Serving Liquor to Minors in the Home." (H. P. 527) (L. D. 758)

Bill "An Act Relating to Definition of Elevator Under Board of Elevator Rules and Regulations." (H. P. 528) (L. D. 759)

Bill "An Act to Change the Name of the Congregational-Christian Conference of Maine and to Enlarge its purposes." (H. P. 530) (L. D. 760)

Bill "An Act Relating to Definition of Public Place Under Public Drinking Law." (H. P. 531) (L. D. 761)

Bill "An Act to Grant a New Charter to the Town of Kittery." (H. P. 521) (L. D. 768)

Bill "An Act Providing for a Council-Manager Charter of Town of Gorham." (H. P. 529) (L. D. 769)

Bill "An Act to Allow the State of Maine to Arbitrate Disputes in Contracts." (H. P. 517) (L. D. 804)

Come from the House referred to the Committee on Legal Affairs.

Which were referred to the Committee on Legal Affairs in concurrence.

Bill "An Act Relating to Sale of Malt Liquor in Retail Stores." (H. P. 532) (L. D. 762)

Bill "An Act Relating to Intoxication in Liquor Licensed Premises." (H. P. 533) (L. D. 763)

Bill "An Act Relating to Quantity of Liquor to be Transported Into State by an Individual." (H. P. 534) (L. D. 764)

Come from the House referred to the Committee on Liquor Control.

Which were referred to the Committee on Liquor Control in concurrence.

Bill "An Act Providing for Oceanographic Research Projects by Division of Geological Survey, Department of Economic Development." (Emergency) (H. P. 536) (L. D. 765)

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

Come from the House referred to the Committee on Natural Resources.

Which were referred to the Committee on Natural Resources in concurrence.

Bill "An Act Creating the New Sharon Water District." (H. P. 539) (L. D. 771)

Bill "An Act Relating to Certificates Required by Railroads as Common Carriers." (H. P. 540) (L. D. 772)

Bill "An Act to Enable Houlton Water Company to Supply Water and Sewerage Service to the Town of Hodgdon." (H. P. 541) (L. D. 773)

Bill "An Act Relating to Furnishing of Service by Public Utilities." (H. P. 537) (L. D. 766)

Bill "An Act Relating to the Regulation of Solid Waste Disposal." (H. P. 538) (L. D. 767)

Bill "An Act to Amend the Charter of the Auburn Sewerage

District." (Emergency) (H. P. 568) (L. D. 800)

Come from the House referred to the Committee on Public Utilities.

Which were referred to the Committee on Public Utilities in concurrence.

Bill "An Act Including Employees of the State Principals Association Under State Retirement System." (H. P. 542) (L. D. 774)

Bill "An Act Relating to Retirement Benefits to Widows of State Police Members Retired Under Non-contributory Statute." (H. P. 543) (L. D. 775)

Resolve, to permit David Carnevale to Obtain Disability Retirement Allowance. (H. P. 544) (L. D. 776)

Come from the House referred to the Committee on Retirements and Pensions.

Which were referred to the Committee on Retirements and Pensions in concurrence.

Bill "An Act to Require Lobster and Crab Fishing License Applicants to Describe Their Buoy Colors on License Application and Display Colors on Boat." (H. P. 545) (L. D. 777)

Resolve "Relating to Treatment of Portion of New Meadows Lake to Eliminate Aquatic Growth." (H. P. 546) (L. D. 778)

Come from the House referred to the Committee on Sea and Shore Fisheries.

Which were referred to the Committee on Sea and Shore Fisheries in concurrence.

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

Bill "An Act Increasing Salary of Supreme Court Messenger in Cumberland County." (H. P. 548) (L. D. 780)

Bill "An Act Increasing Salaries of County Attorney and Assistant County Attorneys of Cumberland County." (H. P. 549) (L. D. 781)

Bill "An Act Increasing Salaries of the Public Utilities Commissioners." (H. P. 550) (L. D. 782)

Bill "An Act Relating to Approval of Plans and Competitive Bids Under Bureau of Public Improvements Law." (H. P. 551) (L. D. 783)

Come from the House referred to the Committee on State Government.

Which were referred to the Committee on State Government in concurrence.

Bill "An Act Increasing Salaries of the Sheriffs of the Several Counties." (H. P. 552) (L. D. 784)

Bill "An Act Increasing Salary of Sheriff of York County." (H. P. 553) (L. D. 785)

Bill "An Act Increasing Salary of Deputy Clerk of Courts of York County." (H. P. 554) (L. D. 786)

Bill "An Act Increasing Salary of Clerk of Courts of York County." (H. P. 555) (L. D. 787)

Bill "An Act Increasing Salaries of Clerk of Courts and Deputy Clerk of Courts, Kennebec County." (H. P. 556) (L. D. 788)

Bill "An Act Relating to Approval of Pay to Cumberland County Probation Officers." (H. P. 557) (L. D. 789)

Bill "An Act Increasing Salaries of Certain County Officials of Cumberland County." (H. P. 558) (L. D. 790)

Bill "An Act Decreasing Annual Expenditure for Economic and Recreational Development in Oxford County." (H. P. 559) (L. D. 791)

Bill "An Act Repealing Law Relating to Effective Date of Salary Increases of County Officers." (H. P. 560) (L. D. 792)

Bill "An Act Increasing Salary of the Sheriff of Washington County." (H. P. 561) (L. D. 793)

Bill "An Act Increasing Salaries of County Commissioners of Penobscot County." (H. P. 562) (L. D. 794)

Bill "An Act Increasing the Salary of the County Treasurer of Washington County." (H. P. 563) (L. D. 795)

Bill "An Act Increasing the Salary of the Clerk of Courts of Washington County." (H. P. 564) (L. D. 796)

Bill "An Act Increasing the Salary of the Register of Probate of Washington County." (H. P. 565) (L. D. 797)

Come from the House referred to the Committee on Towns and Counties.

Which were referred to the Committee on Towns and Counties in concurrence.

The PRESIDENT: The Chair announces with pleasure the presence in the hall of the Senate this morning of the wife of the Senator from Androscoggin, Senator Girard. Mrs. Girard, will you please stand and be greeted by the Senate? (Applause)

Bill "An Act Requiring Private Motor Vehicle Carriers to Comply with Public Utilities Commission" (H. P. 458) (L. D. 632)

Bill "An Act Relating to Permits for Motorcycle Operation." (Emergency) (H. P. 566) (L. D. 798)

Come from the House referred to the Committee on Transportation.

Which were referred to the Committee on Transportation in concurrence.

Bill "An Act Relating to Disability Compensation for Members of Maine State Guard." (H. P. 567) (L. D. 799)

Comes from the House referred to the Committee on Veterans and Military Affairs.

Which were referred to the Committee on Veterans and Military Affairs in concurrence.

Communications

Interim Study Committee Legislative Finance Officer Augusta, Maine

February 14, 1967

To the Honorable Senate
And House of Representatives of the
One Hundred and Third Legislature

Transmitted herewith is the "Report of the Constitutional Committee" to the One Hundred and Third Legislature.

This report is being submitted in accordance with the Interim Study Committee authorized by the One Hundred and Second Legislature.

Respectfully,

W. RUSSELL EDWARDS, JR.
Chairman
(S. P. 323)

Which was read and with the Accompanying Report Ordered placed on file.

Sent down for concurrence.

Interim Study Committee Legislative Finance Officer Augusta, Maine

February 14, 1967

To the Honorable Senate
And House of Representatives of the

One Hundred and Third Legislature

Transmitted herewith is the "Report of the Lobster Study Committee."

This report is being submitted in accordance with the Interim Study Committee authorized by the One Hundred and Second Legislature.

Respectfully,

PHILIP L. JUTRAS
Chairman
(S. P. 324)

Which was read and with the Accompanying Report Ordered placed on File.

Sent down for concurrence.

Senate Papers Appropriations and Financial Affairs

Mr. Johnson of Somerset presented Bill "An Act to Create a Commission to Prepare a Revision of the Insurance Laws." (S. P. 326)

On motion by Mr. MacLeod of Penobscot tabled pending reference to a committee.

Mr. Hildreth of Cumberland presented Bill "An Act Providing Funds to Assist the Casco Bay Island Development Association to Create an International Vacation and Conference Center on Peaks Island." (S. P. 327)

Mr. Young of Hancock presented Bill "An Act Appropriating Matching Funds Under Title VI of the Federal Higher Education Act for Maine Maritime Academy." (S. P. 328)

On motion by Mr. Berry of Cumberland Tabled pending reference to a committee.

Mr. Lund of Kennebec presented Bill "An Act Providing for a Study for the Creation of A Full-time

Prosecuting Attorney System for the State of Maine." (Emergency) (S. P. 329)

On motion by Mr. Berry of Cumberland, the Bill was referred to the Committee on Judiciary and sent down for concurrence.

The same Senator presented Resolve "to Provide Funds for the Purchase of Copies of the Maine Reports." (S. P. 330)

Which were referred to the Committee on Appropriations and Financial Affairs and ordered Printed.

Sent down for concurrence.

Education

Mr. Stern of Penobscot presented Bill "An Act Relating to Attendance in Schools of Children of Real Estate Taxpayers." (S. P. 331)

Which was referred to the Committee on Education and ordered printed.

Sent down for concurrence.

Election Laws

Mr. Ferguson of Oxford presented Bill "An Act Relating to Election of Town Officials." (S. P. 332)

Which was referred to the Committee on Election Laws and ordered printed.

Sent down for concurrence.

Health and Institutional Services

The same Senator presented Bill "An Act Relating to Eating, Lodging and Related Places." (S. P. 333)

Which was referred to the Committee on Health and Institutional Services and ordered printed.

Sent down for concurrence.

Highways

Mr. Beckett of Washington presented Bill "An Act Eliminating Tolls from Bridge Across Jonesport Reach." (S. P. 335)

Which was referred to the Committee on Highways and ordered printed.

Sent down for concurrence.

Judiciary

Mr. Lund of Kennebec presented Bill "An Act Relating to Foreclosure of Bonds for Deeds and Con-

tracts for Sale of Real Estate." (S. P. 336)

Mr. Stern of Penobscot presented Bill "An Act Relating to Trial Terms of Superior Court in Penobscot County." (S. P. 337)

Mr. Harding of Aroostook presented Bill "An Act Relating to Liens and Certificate to be Filed with Register of Deeds." (S. P. 338)

Mr. Hildreth of Cumberland presented Bill "An Act Relating to Protection of Corporate Name of Corporations Excused or Suspend-

ed." (S. P. 339)

Mr. Ferguson of Oxford presented Bill "An Act Relating to Abandonment of Highways." (S. P. 340)

On motion by Mr. Ferguson of Oxford, the Bill was referred to the Committee on Highways and sent down for concurrence.

Which were referred to the Committee on Judiciary and ordered printed.

Sent down for concurrence.

Legal Affairs

Mr. Stern of Penobscot presented Bill "An Act Establishing the Policemen's Arbitration Law." (S. P. 342)

Mr. Snow of Cumberland presented Bill "An Act Relating to the Registration of Professional Sanitarians and Sanitarian Trainees." (S. P. 343)

Which were referred to the Committee on Legal Affairs and ordered printed.

Sent down for concurrence.

Natural Resources

Mr. Duquette of York presented Bill "An Act Relating to a Study of Air Pollution." (S. P. 344)

Which was referred to the Committee on Natural Resources and ordered printed.

Sent down for concurrence.

State Government

Mr. Hildreth of Cumberland presented Bill "An Act Relating to the Maine-New Hampshire Compact for Establishing a Bi-State Commission on Oceanography." (S. P. 345)

Mr. Snow of Cumberland presented Bill "An Act Relating to Unindorsed Checks of Recipients

of Aid to the Aged, Blind and Disabled." (S. P. 346)

The Same Senator presented Bill "An Act Relating to Notice of Legislative Hearings." (S. P. 347)

Mr. Wyman of Washington presented. Bill "An Act Increasing Salary of Legislative Finance Officer." (S. P. 348)

Mr. Stern of Penobscot presented Resolve "Authorizing the Attorney General to Convey a certain Lot of Land in Bangor to Bangor Hydro-Electric Company." (S. P. 349)

Which were referred to the Committee on State Government and ordered printed.

Sent down for concurrence.

Towns and Counties

Mr. Harding of Aroostook presented Bill "An Act Relating to the Transmitting of County Estimates to Secretary of State." (S. P. 351)

Mr. Sewall of Penobscot presented Bill "An Act Relating to Election of School Board of City of Old Town." (S. P. 352)

Mr. Lund of Kennebec presented Bill "An Act Increasing Payments to Kennebec County Law Library." (S. P. 353)

Mr. Curtis of Penobscot presented Bill "An Act Relating to Review of and Issuing Bonds for Projects Under Housing Authority Laws." (S. P. 354)

Which were referred to the Committee on Towns and Counties and ordered printed.

Sent down for concurrence.

Transportation

Mr. Ferguson of Oxford presented Bill "An Act Relating to Permits and Hearings in Regulation of Contract Carriers." (S. P. 355)

Mr. Viles of Somerset presented Bill "An Act Relating to Cooperative Agreements to Enforce Highway Transportation Laws. (Emergency)" (S. P. 356)

Which were referred to the Committee on Transportation and ordered printed.

Sent down for concurrence.

Committee Reports

House

Leave to Withdraw

The Committee on Sea and Shore Fisheries on Bill "An Act Relating to the Harvesting of Shellfish in Surry." (H. P. 73) (L. D. 98)

Reported that the same should be granted leave to withdraw.

Comes from the House Report Read and Accepted.

Which was Read and Accepted in concurrence.

Ought Not to Pass

The Committee on Appropriations and Financial Affairs on Resolve "Reimbursing the Town of Brunswick for Property Tax Exemption on Property of State of Maine." (H. P. 26) (L. D. 47)

Reported that the same Ought not to Pass.

Comes from the House Recommended to the Committee on Appropriations and Financial Affairs.

On motion by Mr. Berry of Cumberland recommitted to the Committee on Appropriations and Financial Affairs in concurrence.

Out of Order

Mr. Berry of Cumberland presented an order and moved its passage.

STATE OF MAINE

ORDERED, the House concurring, that a State Election Laws Study Committee is established to consist of the following members: Three Members of the Senate appointed by the President of the Senate, 3 members of the House appointed by the Speaker of the House, the Attorney General and the Secretary of State; and be it further

ORDERED, that the committee shall study the election laws as they relate to the changes in the primary date; recount procedures; uniform opening and closing of the polls; feasibility of mechanical voting absent voting procedure; and such other related matters as the committee deems advisable; and be it further

ORDERED, that the committee elect a chairman from its membership and employ necessary consul-

tants and clerical assistance within the funds appropriated to carry out the purposes of this Order; and be it further

ORDERED, that the committee report the results of its study to the 103rd Legislature, together with any recommendations and suggested legislation needed to implement its recommendations; and be it further

ORDERED, that the committee members shall serve without compensation but shall receive their necessary expenses incurred in carrying out their duties under this Order; and be it further

ORDERED, that there is appropriated to the committee from the Legislative Appropriation the sum of \$4,000 to carry out the purposes of this Order.

(S. P. 341)

Mr. BERRY: Mr. President and members of the Senate: There have been several legislative documents introduced in this session which have the laudable attempt of trying to simplify and make more efficient our election procedure. I believe that we all realize that superlegislation cannot do some of the things that we may want to do. This has been brought out at hearings before the Election Laws Committee. Accordingly, this order is introduced to set up a committee with full powers to study all facets of the Election Laws problem—and I have enumerated them in the order but they are not necessarily limited to these specific problems. I believe the matter has the support of all legislators of both parties, because it attempts to, and I am sure will result in providing an adequate study committee, buttressed by specialists in the field, adequately financed to employ consultants, with the objective of bringing back specific legislation on the several problems.

It should be emphasized that this will not result in an attempt to convey a change in philosophy on the several points but merely give the legislature the opportunity of deciding if it wishes to make the several changes: It knows the mechanical procedures, the legal difficulties, have been ironed out.

The legislature will have the opportunity to decide on the merits of the principles involved when the report is returned from the committee. Mr. President, I move the passage of the order.

The order received passage and was sent down for concurrence.

On motion by Mr. Ferguson of Oxford, the Senate voted to reconsider its action on Item 3-27, Bill, "An Act Relating to Permit and Hearings in Regulation of Contract Carriers," (S. P. 355) whereby the bill was referred to the Committee on Transportation; and on further motion by the same Senator the bill was tabled pending reference to a committee.

The PRESIDENT: Out of order, the Chair is pleased to welcome a group of 45 Seniors from Wiscasset High School, accompanied by their teacher, Chester J. Napage.

We hope that you enjoy the proceedings here and are impressed by these Chambers. Their history may be interesting to you.

When the State Capitol was moved to Augusta from Portland, Mr. Charles Bulfinch, a noted architect, was engaged to design a building which would be like the State House in Massachusetts on a smaller scale. Ten and a half townships of public land were ordered sold to provide building funds of \$60,000, which is slightly less than the amount used to renovate this single room here seven years ago.

Under the Bulfinch plan, the original Senate Chamber, which was used for the first time in 1832, by the 12th Senate, was a much smaller room located on the other end of the building, which at that time included only the central section of the present building. Fireplaces flanked the President's desk and were faced on the other side of the room by stoves to heat the Chamber. As Maine grew, so did the task of conducting its business, and the Senate Chamber often doubled as a committee hearing room. By 1929 the general overcrowding of the whole State House Building required the addition of the north and south wings, and thus exactly

fifty-six years ago the 75th Senate opened its sessions in this room, which is about 60 per cent larger than its original chamber. With the exception of a few repairs and painting, the Chamber remained the same until 1960, when it was completely remodeled as you see it today: new furnishings, mahogany desks, along with every modern device, such as ventilating system and a new public address system. You may be proud of the fact that Maine has one of the most beautiful Senate Chambers in the United States.

I would be very pleased to introduce to you at this time your Senator, the Senator from Lincoln, Mrs. Sproul. And may the Senators greet the students from Wiscasset High School. (Applause)

The Committee on Sea and Shore Fisheries on Bill "An Act Providing for License to Fish for Atlantic Sea Run Salmon." (H. P. 41) (L. D. 60) reported that the same Ought Not to Pass.

Comes from the House report Read and accepted.

Which report was read and accepted in concurrence.

The Committee on Transportation on Bill "An Act Relating to Operation of Motor Vehicles by Minors Between Sunset and Sunrise." (H. P. 172) (L. D. 235) reported that the same ought not to pass.

Comes from the House report read and accepted.

Which report was read and accepted in concurrence.

The Committee on Transportation on Bill "An Act Regulating Parking of Motor Vehicles." (H. P. 175) (L. D. 238) reported that the same ought not to pass.

Comes from the House report read and accepted.

Which report was read and accepted in concurrence.

The Committee on Transportation on Bill "An Act Prohibiting Parking of Motor Vehicles in Specified Places." (H. P. 176) (L. D. 239) reported that the same ought not to pass.

Comes from the House report read and accepted.

Which report was read and accepted in concurrence.

Ought to Pass

The Committee on Claims on Resolve to Reimburse Town of Hanover for Aid Extended Floyd Merrill. (H. P. 130) (L. D. 194) reported that the same ought to pass.

Comes from the House Resolve passed to be engrossed.

Which report was read and accepted in concurrence, the Resolve read once and tomorrow assigned for second reading.

Ought to Pass in

New Draft — New Title

Mr. MacLeod for the Committee on Business Legislation on Bill, "An Act Relating to Certain First Mortgage Loans by Savings Banks." (S. P. 45) (L. D. 35) reported that the same ought to pass in new draft, under New Title: Relating to Certain Participation Loans by Savings Banks. (S. P. 325) (L. D. 835)

Which report was read and accepted, the

Bill in New Draft was read once and tomorrow assigned for second reading.

Second Readers

The Committee on Bills in the Second Reading reported the following Bills and Resolves:

House

Bill, "An Act to Transfer Funds from the Unappropriated Surplus to the Maine Forestry District." (Emergency) (H. P. 21) (L. D. 42)

Bill, "An Act Relating to Waiver of Blood Test in Premarital Medical Examinations by District Court Judges." (H. P. 151) (L. D. 215)

Which were read a second time and passed to be engrossed in concurrence.

House — As Amended

Bill, "An Act Relating to Industrial and Vocational Training in State Institutions." (H. P. 96) (L. D. 124)

Bill, "An Act Relating to Proceedings Pending at Time of Repeal of a Statute." (H. P. 34) (L. D. 54)

Which were read a second time and passed to be engrossed, as Amended, in concurrence.

Senate

Bill, "An Act Making Bequest of Winifred K. Mank to the Governor Baxter State School for the Deaf a part of the Permanent Trust Funds of the State." (S. P. 80) (L. D. 161)

Bill, "An Act Relating to Taking of Alewives in City of Bath." (Emergency) (S. P. 84) (L. D. 165)

Bill, "An Act to Clarify the Statutes Relating to Boards of Assessment Review." (S. P. 121) (L. D. 250)

Bill, "An Act Relating to the Place of Taxation of Camp Trailers." (S. P. 122) (L. D. 251)

Bill, "An Act Relating to Collection of Excise Tax in Municipalities." (S. P. 124) (L. D. 253)

Bill, "An Act Relating to Valuation Appeals in Unorganized Territory." (S. P. 125) (L. D. 254)

Resolve, Providing Funds for Conservation Education. (Emergency) (S. P. 64) (L. D. 108)

Which were read a second time and passed to be engrossed, sent down for concurrence.

Senate — As Amended

Resolve Authorizing the State Tax Assessor to Convey by Sale the Interest of the State in Certain Lands in the Unorganized Territory. (S. P. 118) (L. D. 247)

Which was read a second time and passed to be engrossed, As Amended.

Sent down for concurrence.

Enactors

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

Bill, "An Act Relating to Permits to Operate Heavy Motor Vehicles in Unorganized Territory." (H. P. 101) (L. D. 128)

Which was passed to be enacted, and having been signed by the President, was by the Secretary presented to the Governor for his approval.

Emergency

Bill, "An Act to Allocate Money from the General Highway Fund

for State Aid Construction." (H. P. 100) (L. D. 127)

This being an emergency measure and having received the affirmative vote of 31 members of the Senate, was passed to be enacted, and having been signed by the President, was by the Secretary presented to the Governor for his approval.

Orders of the Day

The President laid before the Senate the first tabled and today assigned matter, (S. P. 51) (L. D. 41) Bill, "An Act Authorizing Appointment of the Commissioner of Agriculture by the Legislature," which was tabled on February 9th by Senator Johnson of Somerset, pending passage to be engrossed.

Mr. BARNES of Aroostook: Mr. President, I move the pending question.

The PRESIDENT: The Senator from Aroostook moves the pending question, and the pending question is the passage of the bill to be engrossed.

Mr. SNOW of Cumberland: Mr. President, I move that this document, L. D. 41, be indefinitely postponed, and I would like to speak to my motion.

The PRESIDENT: The Senator from Cumberland, Senator Snow, moves that the first tabled and today assigned matter be indefinitely postponed. The Chair recognizes the Senator from Cumberland, Senator Snow.

Mr. SNOW: Mr. President, very briefly, it seems to me that this bill would call for a practice which is not in the best interests of good government in the State of Maine. It has been my feeling, and not in a partisan sense, for some time, that the Governor should have the appointment of the department heads with whom he must work.

Mr. BARNES of Aroostook: Mr. President, being the sponsor of this bill, I feel compelled to speak in its behalf at this time.

I think this is a good bill, I think it is sound legislation. This is not a party bill, this is non-partisan. In my opinion, and in the opinion of many people in the State of Maine, especially those associat-

ed with the industry of agriculture and allied industries, feel that the Commissioner of Agriculture can be better selected by a joint vote of the Senate and the House of Representatives rather than by committing this prerogative to the Governor, feeling that this is a more democratic way of electing the Commissioner of Agriculture rather than having one man using this appointment as political expediency. I say this in candor: I say that agriculture is a very important industry and it is important to us that we have the most able and most qualified man in the State of Maine for this position. Regardless of party affiliation, there is always the possibility of one man being selected by the Governor as Commissioner on the basis of political expediency.

The minority party is advocating that we do away with the executive council; they are also advocating the appointment of the constitutional office by the Governor. If that is the case, then we are driving towards centralized government. Many of the people in my area of the State of Maine object to this philosophy in government. I believe this is sound legislation, and I hope that the members of this august body concur in my thinking, and I humbly request and solicit the support of the members of this Senate.

At this time I request a division when the vote is taken. Thank you, Mr. President.

The PRESIDENT: The pending question is on the motion of the Senator from Cumberland, Senator Snow, that this item be indefinitely postponed.

Mr. HARDING of Aroostook: Mr. President and members of the Senate: It is not easy for me to speak against this bill which is sponsored by the Senator from Aroostook, Senator Barnes. Senator Barnes is not only my seatmate but he is from my own town, Presque Isle, and, not only that, but we live on the same street: Senator Barnes lives on the high side of Hillside and I live on the low side of Hillside, but it is my hope and expectation that, regardless of what happens to this bill

and the other bills that may be pending before this Legislature, that we may continue to go back and forth on Hillside Street and visit with each other.

Seriously though, I think that State Government, if we are to exercise our responsibility, must be efficient and it also must be responsive to the needs of the people. I think it is basic, in our study of State Government in high school and college, that the executive enforces and administers the laws, the legislature makes the laws and the judiciary interprets the laws. Now under this proposed bill, the legislature would, in effect, be administering the laws because we would be selecting the person who would be administering the laws so far as the Department of Agriculture is concerned.

Now to get this right down to the areas where perhaps it is more understandable and specific, I think if we went out and talked with a farmer and said: "Your hired man, sir, do you think he should have two or three bosses?"—he would think I was crazy if I made that suggestion; and yet under this bill as proposed the Commissioner of Agriculture would not have one boss, he would have 185 bosses. But, more than that, he is elected for a four-year period, and no matter how poorly he performs there is no way to remove him unless it were by way of impeachment, which involves the commission of a crime. If you told a farmer he had to hire his men on that basis, I think every farmer would say that would be an intolerable situation. Also, so far as the 185 bosses are concerned who would be hiring the Commissioner of Agriculture, out of the four years the term runs there are 1460 days, approximately, and the bosses would be around some 200 days out of that period of time to see what their hired man was doing.

Now I think we recognize the problem of having too many bosses, and one of them is the loss of a sense of direction. I notice in the papers that some said it would be easier to get the Commissioner of Agriculture's ear insofar as the legislature is

concerned. That may or may not be so, but when I come to the Commissioner of Agriculture, for instance, and ask him to do something, how is he to know that Senator Barnes, for instance, might wish him to do the contrary. So, as a matter of fact we know that historically, the legislature have a caucus to instruct the Commissioner what to do; in fact the Commissioner has not known after he has been elected what the wishes of the legislature were. I think, particularly in the Attorney General's department, who is elected on the same basis — and this is no reflection on the people who have held that office, but certainly there has not been the sense of direction as to what the people would like to do; and I think here there is serious consideration before this legislature to make changes in that regard. And insofar as the Treasury Department is concerned, there has certainly been a loss of sense of direction there, and we know over a period of years what that has meant to the people of the State of Maine, it has meant a loss of some millions of dollars because this treasurer had 185 bosses instead of one.

Some say that if the Governor appoints it may be political. Of course that is so. But I suggest to you that when the legislature appoints it is always political. Never in the history of these appointive offices by the Legislature has a person been elected other than a person of the majority party. Not only that, but he must be a political person to go out and campaign for the job.

Now under the bill as it now is, this Commissioner will serve at the pleasure of the Governor, which means this: that if he performs badly the Governor may fire him; and I think that is the way it ought to be.

But I am not asking that you accept my judgment alone on this; I call your attention to the judgment of a man who is a farmer, and he is from Aroostook County; he served as a member of the House, he served as a member of the Senate, he served as the Senate President, and he served longer as Governor of the State

of Maine than any other man in history. It was his judgment that the bill, when Senator Barnes proposed it, was a bad bill, and that is why he signed the law which now makes it possible for the Commissioner of Agriculture to be appointed by the Governor. So I ask you not only not to repudiate Governor Reed on this particular matter, but I also ask you not to give the Commissioner of Agriculture 185 bosses. I think that is unfair to him. So I join with the Senator from Cumberland, Senator Snow, in support of his motion to indefinitely postpone this bill.

Mr. LUND of Kennebec: Mr. President and members of the Senate: My purpose in rising is to oppose the motion to indefinitely postpone and to explain briefly the thinking of the signers of the majority report of the Committee on State Government.

This bill would reverse a change which was enacted at the last session of the legislature. Prior to the last session of the legislature, for some time the Commissioner of Agriculture was appointed by the Legislature, and in fact the present Commissioner of Agriculture was appointed by the Legislature under the former law and under the law as it would be if this bill passes.

At the hearing there was, as has been indicated, some opposition to the bill. There were two people who appeared in opposition to the bill, including former Senator Ralph Hilton, as has been mentioned. However, of the farmers' organizations that appeared — and there were several that appeared through their spokesmen — they were unanimously in favor of the passage of this legislation, and it was their feeling, and I think the feeling of the committee that the Commissioner of Agriculture is different perhaps from some of the offices that have been spoken of this morning, that his work touched very intimately, not only upon the lives of the citizens of our State but particularly upon the lives of those who live in the rural areas, and even those who opposed the passage of this bill had no fault to find with the old law as it had worked in the ap-

pointment of the present Commissioner.

Mr. BERRY of Cumberland: Mr. President and members of the Senate: I rise with a great deal of reluctance. I feel that every person, every gentleman and lady who speaks from the floor of these august chambers should be an authority on the subject to which they are devoting their attention for the edification of the other members of the body; and, consequently, as I am the Director of Deficit Financing at the present stage of the game, I see little reason for me to stand up and speak on agricultural matters. However, when my confrere from Cumberland County, who has been called "Mr. Education" can stand up and hold forth on the subject I grope for reasons to do it myself; and the reason I find I can stand up is that I think that Cape Elizabeth produces some of the best vegetables and probably has some of the highest value market produce raised by farmers in Cumberland County, and I think probably we produce better vegetables than they do in the town of Falmouth, where my confrere, Senator Snow, comes from.

Now with that strong background, I rise to the bait thrown out by the good Senator from Aroostook, Senator Harding. I may not be an authority on agriculture, but I have a memory, and my memory goes back to the 102nd Legislature. Some of us had the privilege of being in the minority party. It was not earth-shattering but it was educational. And I recall that the hand on the steering wheel of the steam-roller was the good Senator from Aroostook, Senator Harding. This I say in all good bantering, of course. However, I find now, in looking back to what we did in the 102nd Legislature, ladies and gentlemen, on this particular bill, believe me it was partisan politics and don't fool yourselves about it. He says that the Republican Governor signed the bill. Sure he signed it, and, very simply, because of the lopsided majority in the House and the Senate.

I strongly support the motion. I think the bill is a good bill

and I think it should not be indefinitely postponed, but let's not delude ourselves that politics is not involved.

Mr. WYMAN of Washington: Mr. President and members of the Senate: It seems to me it is very simple. We talk a lot about the people, your taxes, and what they want. Your Taxation Committee heard this bill, and agricultural interests were practically one hundred per cent in favor of it. We had the Farm Bureau representative speaking, we had the Maine Pomological Society and we had a representative of the Maine Dairymen, and, while I do not have it in my notes, I think we had a representative from the Maine Potato Growers. It seems to me it is just that simple: This is what agricultural people want and I can see no reason why we should not give it to them.

Mr. HARDING of Aroostook: Mr. President, I feel compelled to respond very briefly to the remarks of the good Senator from Cumberland, Senator Berry, and the good Senator from Washington, Senator Wyman. First of all, I would say that so far as Senator Berry is concerned in his remarks that this is a partisan measure, I would call to his attention the fact that the Democratic Party did not have a two-thirds majority last time in the House, and every single bill which the Governor vetoed his veto was sustained. It was his judgment that this was a good bill when the law was changed and that is why he signed it. If he thought it was a bad bill he certainly would have vetoed it as he did all of the other bills which he vetoed. And so far as the remarks of the good Senator from Washington, Senator Wyman, as to what the farmers want, I can tell the members of this body that I have not received a single letter or a single call from a single farmer saying that he is in favor of this particular bill. I talked to some farmers about it and I did not detect any enthusiasm for this change. I hope, therefore, that the Senate will go along with the motion to indefinitely postpone this bill.

Mr. FARLEY of York: Mr. President, through the Chair, I would like to ask a question. I might have got him wrong, but did Senator Wyman say we heard this through the Taxation Committee?

The PRESIDENT: I will answer for the Senator. I am sure that is what he said, but he didn't mean that, because he too is a member of State Government.

Mr. FARLEY: And so am I.

While I am standing here, I might just as well say a few words. They have been talking about there being no politics in it. Will somebody show me, between these two buildings, where that fellow who talks politics has gone to? I hear it day in and day out. And, while I am standing, I will say that I think the Democrats did a favor to the majority members of this Senate two years ago when they appointed the Commissioner of Agriculture. If you will remember, the majority of those who were elected never had their certificate of election from the Governor or the Secretary of State. I think myself that we as Democrats performed a favor to you because a great many who were here the night before I would think were here illegally.

Mr. STERN of Penobscot: I just want to go on record as supporting Senator Snow's motion to indefinitely postpone this particular bill. I will not go into a long argument as to my reasons for it because if I ever saw a hanging jury — and I have been trying cases for 33 years — I am looking right at them now. So I just want to go on record that I am supporting the motion but I am not going to argue on it.

Mr. ANDERSON of Hancock: Mr. President and members of the Senate, there seems to be a constant whittling away of the constitutional rights of the people, a constant whittling away of the powers of the legislature as set up in the Constitution. I certainly hope that the motion to indefinitely postpone does not prevail.

Mr. CURTIS of Penobscot: Mr. President, I might give a little bit of background, because you

may associate me with a different type of work than agriculture.

I graduated from Freeport High School, I was a leader in 4-H Clubs in high school; I competed in contests; I attended the University of Maine, graduated from Agriculture, majored in Dairying; I later taught at the academy, taught agriculture full time, under the Smith-Hewes Act, later teaching at Caribou High School in Caribou; Farmers Chapter of America. During World War II I had charge of Victory Farm Volunteers of the State of Maine, taking boys out of the cities and putting them on Maine farms. I would like to say that agriculture is in my heart. I feel I am a representative of the people; I feel that in teaching and coaching agricultural courses that I became acquainted with the farmers, that I understood their needs, and I felt sincerely indebted to them. I feel at this time, with agriculture being a hard program for the owners of farms and many people have gone out of the agricultural business due to the labor problems, long hours, no holidays. I could go on to speak of their problems but you all know them. I feel that this is one item that they would like to have as the bill calls for and not an indefinite postponement, and I feel I would not be doing my duty if I did not uphold their wishes. I definitely feel that they want this bill passed and not indefinitely postponed. Thank you.

The PRESIDENT: The pending question is on the motion of the Senator from Cumberland, Senator Snow, that this item be indefinitely postponed. The Senator from Aroostook, Senator Barnes, has asked that when the vote be taken it be taken by a division. As many as are in favor of the motion to indefinitely postpone this bill will rise and stand in their places until counted; those opposed.

A division was had.

22 having voted in the negative and 9 in the affirmative the motion to indefinitely postpone did not prevail. Thereupon the bill was passed to be engrossed.

The President laid before the Senate the second tabled and today assigned matter (H. P. 37) (L. D. 57) House Reports from the Committee on Legal Affairs on Bill, "An Act Relating to Citizenship Requirement for Municipal Assessors." Majority Report, Ought to Pass with Committee Amendment "A" Filing H-10; Minority Report, Ought Not to Pass. Tabled February 14 by Senator Good of Cumberland pending acceptance of either report.

Mr. GOOD of Cumberland: Mr. President and Members of the Senate, I move that the Senate accept the Majority Ought to Pass report. This is an amendment to the law having to do with the election or the appointment of assessors of town and cities. This is permissive legislation. This does not compel a city or a town to do anything. It simply gives them a wider scope of authority in the selection of their assessors in the towns or the cities. It doesn't take anything away from the towns or from the cities. It adds to their ability to obtain qualified assessors. The section of the law that it amends is Title 30, Section 2060, Subsection III which states, and I quote: "Qualifications. In order to hold a municipal office, a person must be a citizen of the United States, a resident of the state, and at least 21 years of age." Now, apparently under the law, the only one that is required to be a voter of the town even, is a selectman because Subsection IIIA states, and I quote: "In order to hold the office of a selectman, a person must be a voter in the town in which he is elected."

Now, in some communities, the assessor is appointed, and in a lot of the cities the charter permits the city to appoint the assessor. In most towns as you know, the selectmen act as assessors. Under this proposed change in the law, if a selectman is also an assessor, then this assessor and selectman would have to be a citizen of the United States. Coming to the essence of this amendment, it is this, that in order to be an assessor, it is not necessary that he be a citizen of the United States.

That's what this particular bill does, but he still has to be a resident of the United States and he still has to be age 21.

Prior to 1957 there was no requirement that an assessor be a citizen of the United States and this country somehow or other survived, and this simply reverts back to 1957. It is no longer necessary that an assessor be a citizen of the United States.

Apparently there is a lack of qualified assessors in the state. For instance, the City of Bath has been hiring qualified assessors who were schooled in the University of New Brunswick, and they valued their services highly, but they discovered that under the law that they had to be citizens of the United States so they had to let them go. Bath would like to use these qualified, trained assessors and that is the reason for the bill, and other municipalities would also like to use qualified assessors who were trained in that type of work.

The reason we reported this bill out with the majority Ought to Pass, there were several reasons. First of all, one, we felt that the state should make use of qualified professional men to help us progress wherever they are available, whether from Massachusetts, or Connecticut or from Canada. Two, we felt that it was a good neighbor policy with Canada to welcome their qualified people into the state and to work here in cooperation with the state.

If we don't pass this bill, you are going to deprive some of your municipalities of the use of this qualified professional help.

This bill was supported by the State Tax Assessor, Ernest Johnson, and finally, we have a letter here from the Attorney General's office signed by Jon R. Doyle, and I will read two paragraphs in part. The first paragraph, "My research indicates that the requirements of citizenship has only been present in the law since 1957 when there was undertaken a general revision of the law relating to municipalities." In another paragraph, "It is safe to assume that there is no Constitutional requirement requiring tax assessors to

be citizens. On the other hand, there seems to be no reason available for the insertion of the requirement in 1957—that tax assessors be United States citizens. In all probability the provision concerning citizenship was copied from some uniform provision available to draftsmen of the Legislature." Thank you.

The PRESIDENT: The Senator from Cumberland, Senator Good moves that the Senate accept the amended Ought to Pass report of the committee in non-concurrence. Is this the pleasure of the Senate.

The Majority Ought to Pass report of the committee was accepted in non-concurrence. The Bill was read the first time. Committee Amendment "A" was read and adopted, and the Bill assigned for second reading the next legislative day.

On motion by Mr. Johnson of Somerset the Senate voted to take from the table the fourth tabled and unassigned matter (S. P. 315) Bill, "An Act Relating to Compensating Counsel for Indigents Ac-

cused of Crime." Tabled February 14, 1967 by the same Senator pending reference.

On further motion by the same Senator, the Bill was referred to the Committee on Judiciary. Sent down for concurrence.

On motion by Mr. Young of Hancock the Senate voted to take from the table the first tabled and unassigned matter (H. P. 456) (L. D. 670) Bill, "An Act Relating to Regulations Regarding Atlantic Sea Run Salmon." Tabled February 9 by the same Senator pending reference.

On further motion by the same Senator, the Bill was referred jointly to the Committee on Sea and Shore Fisheries and Inland Fisheries and Game in nonconcurrency and sent down for concurrence.

On motion by Mr. Ross of Piscataquis,

Adjourned until 1:00 p.m. tomorrow afternoon.