

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

1967

KENNEBEC JOURNAL
AUGUSTA, MAINE

SENATE

Wednesday, March 8, 1967

Senate called to order by the President.

Prayer by Major William A. Dunstan of Gardiner (Brigadier Chaplain, Maine State Guard).

Reading of the Journal of yesterday.

Papers from the House Non-concurrent matters

Bill "An Act Relating to the Rate of Sardine Tax and Use of Moneys Received." (S. P. 445) (L. D. 1125)

In Senate, February 28, referred to Committee on Agriculture.

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

In the Senate: Voted to recede and concur with the House.

Bill "An Act Relating to Refunding of Unexpended Portion of the Sardine Tax Funds." (S. P. 464) (L. D. 1156)

In Senate, March 1, referred to the Committee on Agriculture.

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

In the Senate: Voted to recede and concur with the House.

Joint Order

ORDERED, the Senate Concurring, that the Joint Select Committee on Senatorial Reapportionment be directed to report out a Bill which will establish single member districts for Representatives to the House whereby each legally qualified elector therein shall be entitled to vote for only one Representative. (H. P. 955)

Comes from the House read and passed.

On motion by Mr. Snow of Cumberland, tabled and especially assigned for Tuesday, March 14 pending further consideration.

Mr. Mills of Franklin, Out of Order and Under Suspension of the Rules was granted unanimous consent to address the Senate.

Mr. MILLS: Mr. President, I am sure that the Senate takes great pleasure in welcoming this

morning to this august body the charming wife of the President of the Senate. (Applause).

Joint Resolution State of Maine

In the Year of Our Lord One Thousand Nine Hundred and Sixty-Seven, Joint Resolution Expressing Sympathy upon the death of Stanley G. McCurdy

WHEREAS, the members of the One Hundred and Third Legislature have learned with great sorrow of the sudden death of the beloved Stanley G. McCurdy, whose good works have been legion in the Capital City of Augusta and elsewhere in the State of Maine; and

WHEREAS, this act has brought to a sudden and untimely end the useful life of a man who devoted his energies to the youth of the State of Maine and to the well-being of the community of mankind; and

WHEREAS, his immediate family stands bereft of a loving husband and father; and

WHEREAS, numerous members of the One Hundred and Third Legislature and of the Government of the State of Maine have experienced his friendship and unflinching help on many occasions; and

WHEREAS, history will record his active leadership in the Boy Scouts of America for more than 30 years, as Scoutmaster at St. Mark's Episcopal Church, as District Commissioner of the Kennebec Valley Boy Scout District, as a leader of many years standing at Boy Scout National Jamborees, and as a member of the National Staff for the Wood Badge Program at the National Boy Scout Schiff Reservation at Mendham, New Jersey; and

WHEREAS, the works of art and displays which he produced for the several Departments of the Government of the State of Maine have contributed greatly to presenting a favorable image of the State of Maine to all manner of people in many parts of our Nation; and

WHEREAS, he has served well his church and a wide variety of charitable and civic causes; and

WHEREAS, his associates and friends in the Government of this State, in his business relationships, and throughout many walks of life are united in expressions of deep sorrow at the loss from their midst of one who was widely popular, genuinely beloved and universally respected; now, therefore, be it

RESOLVED, that the State of Maine mourns the loss of a beloved and valued leader of its youth and the Members of the One Hundred and Third Legislature lament the passing of our most esteemed and outstanding citizen; and be it further

RESOLVED, that these resolutions become a permanent part of our journals and that an engrossed copy be forwarded to the bereaved family of Stanley G. McCurdy.

(H. P. 954)

Comes from the House read and Adopted.

Which was read and adopted in concurrence.

House Papers

Bill "An Act Providing Funds for Relocating of Maine Central Railroad Tracks in Livermore Falls." (H. P. 822) (L. D. 1230)

Bill "An Act to Authorize General Fund Bond Issue in Amount of Six Hundred and Fifty Thousand Dollars and to Appropriate Moneys for Construction, Extension and Improvement for Augusta State Airport." (H. P. 823) (L. D. 1231)

Bill "An Act to Authorize General Fund Bond Issue in Amount of One Million Seven Hundred and Ninety-five Thousand Dollars and to Appropriate Moneys for Construction, Extension and Improvement for Airports." (H. P. 824) (L. D. 1232)

Bill "An Act Providing for Clinical Treatment and Rehabilitation of Alcoholics." (H. P. 868) (L. D. 1280)

Bill "An Act to Authorize Bond Issue in the Amount of Eight Hundred and Fifty Thousand Dollars for Construction of Dormitories at Stevens Training Center." (H. P. 869) (L. D. 1281)

Bill "An Act Appropriating Funds for Rockland Airport." (H. P. 870) (L. D. 1282)

Bill "An Act Appropriating Moneys for the Continuing activities of the Committee on Aging." (Emergency) (H. P. 866) (L. D. 1279)

Bill "An Act to Authorize General Fund Bond Issue in Amount of One Hundred and Twenty Thousand Dollars for Construction at Rockland Airport." (H. P. 871) (L. D. 1283)

Resolve "Appropriating Funds for Regional Airport to Service Augusta, Waterville and Surrounding Areas." (H. P. 872) (L. D. 1284)

Resolve "to Provide Funds for the Purchase of Copies of the "History of the Town of Lisbon." (H. P. 825) (L. D. 1233)

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 Relating to Payment of Bank Deposits and Interest and Loan and Building Shares When Payable to Two or More Names." (H. P. 873) (L. D. 1285)

Bill "An Act Relating to Qualifications of Insurance Brokers and Agents." (H. P. 874) (L. D. 1286)

Bill "An Act Relating to Counter-signing Fees for Insurance Agents and Brokers." (H. P. 875) (L. D. 1287)

Bill "An Act Relating to Insurance Transactions Through Credit Card Facilities." (H. P. 876) (L. D. 1288)

Bill "An Act Relating to Advisory Board of Examinations of Fire, Casualty and Surety Agents." (H. P. 826) (L. D. 1234)

Bill "An Act Repealing Authority of Insurance Commissioner to Restrict Licenses for Certain Kinds of Insurance." (H. P. 827) (L. D. 1235)

Bill "An Act Relating to Assignment of Refunds for Shrinkage Allowance on Motor Fuel for Service Stations." (H. P. 828) (L. D. 1236)

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 Dwight H. Wheeler of Manchester for Payment of Fine in Motor Vehicle Speeding Case." (H. P. 877) (L. D. 1289)

Resolve "In Favor of Town of Greenbush, Penobscot County, for Damage to Bridge." (H. P. 878) (L. D. 1290)

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 Voting Procedures in School Administrative District Formation." (H. P. 879) (L. D. 1291)

Bill "An Act Relating to Free Admission to School Athletic Events for Those Eligible for Medicare." (H. P. 880) (L. D. 1292)

Bill "An Act Providing for a Professional Clearing House Plan for Public School Vacancies." (H. P. 881) (L. D. 1293)

Bill "An Act Providing Vocational Education Loan Funds." (H. P. 882) (L. D. 1294)

Bill "An Act Authorizing the Granting of Associate Degrees by the State Vocational-Technical Institutes." (H. P. 883) (L. D. 1297)

Bill "An Act Adopting a Master Plan as Guide for Forming School Administrative Districts." (H. P. 884) (L. D. 1295)

Bill "An Act Relating to Dedication of Student Payments and Fees at the State Colleges." (H. P. 885) (L. D. 1299)

Resolve "Proposing an Amendment to the Constitution Pledging Credit of State and Providing for the Issuance of Bonds Not Exceeding, at any One Time Issued and Outstanding, Twenty Million Dollars for Loans for Private Secondary Schools for Construction and Expansion of Facilities." (H. P. 886) (L. D. 1300)

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 the Transfer of Incurrigibles from

Training Centers to Reformatories." (H. P. 830) (L. D. 1238)

Bill "An Act Making Mandatory the Reporting of Blindness to the Department of Health and Welfare." (H. P. 887) (L. D. 1301)

Bill "An Act Relating to Rules and Regulations of Department of Health and Welfare Regarding Health of Employees." (H. P. 888) (L. D. 1302)

Bill "An Act Permitting Northern Maine General Hospital of Eagle Lake to Maintain Nursing Home." (H. P. 889) (L. D. 1303)

Bill "An Act Authorizing the Commissioner of Health and Welfare to Accept Federal Funds and Commodities." (H. P. 890) (L. D. 1304)

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

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

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

Bill "An Act Authorizing State Highway Commission to Study Desirability of Bridge Between Bath and Phippsburg." (H. P. 791) (L. D. 1169)

Bill "An Act Increasing Reimbursement to Towns for Snow Removal." (H. P. 891) (L. D. 1305)

Bill "An Act Relating to Sale of Beverages in Returnable Bottles." (H. P. 892) (L. D. 1306)

Bill "An Act Providing for Area Directional Signs for Route 6 and Maritime Provinces." (H. P. 831) (L. D. 1239)

Bill "An Act Granting Knox Agricultural Society Right to Construct Grandstand Across St. George River." (H. P. 832) (L. D. 1240)

Bill "An Act Providing for a Cost-Estimate Study of an East-West Multi-Purpose Highway Through Maine." (H. P. 833) (L. D. 1241)

Resolve "Relating to Resurfacing Smyrna Street in Houlton." (H. P. 834) (L. D. 1242)

Resolve "To Reconstruct Mallison Falls Bridge Between the Towns of Windham and Gorham." (H. P. 792) (L. D. 1170)

Come from the House referred to the Committee on Highways.

Which were referred to the Committee on Highways in concurrence.

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

Come 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 Relating to Dealers in Deer Skins and Heads." (H. P. 836) (L. D. 1244)

Bill "An Act Creating the S.A.D. No. 54 Game Management Area, Somerset County." (H. P. 837) (L. D. 1245)

Bill "An Act Relating to Certificate of Competency for Hunting License for Certain Minors." (H. P. 838) (L. D. 1246)

Bill "An Act Establishing a State-wide Closed Season on Rabbits." (H. P. 839) (L. D. 1247)

Bill "An Act Increasing Penalties for Violation of Fishing Regulations." (H. P. 840) (L. D. 1248)

Bill "An Act Relating to Hunting Waterfowl on Haley Pond, Town of Rangeley and Dallas Plantation, Franklin County." (H. P. 841) (L. D. 1249)

Bill "An Act Relating to Dogs Roaming-at-large in Areas Inhabited by Deer." (H. P. 893) (L. D. 1307)

Bill "An Act Providing Complimentary Hunting and Fishing Licenses to Maine Residents Over Sixty-five Years of Age." (H. P. 894) (L. D. 1308)

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 Relating to Threatening Display of or Carrying Concealed Weapons." (H. P. 793) (L. D. 1171)

Bill "An Act Prohibiting the Acceptance of Payment for Materials Supplied When the Title is

Not Merchantable." (H. P. 842) (L. D. 1250)

Bill "An Act Relating to the Reporting of Traffic Accidents." (H. P. 843) (L. D. 1251)

Bill, "An Act to Amend the Administrative Code." (H. P. 844) (L. D. 1252)

Bill "An Act Clarifying the Offense of Procuring Liquor for Certain Persons." (H. P. 845) (L. D. 1253)

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

Bill "An Act Relating to Compensation for Certain Municipal Officers Who Appear in District Court." (H. P. 896) (L. D. 1309)

Bill "An Act Relating to Signatures of Those Acknowledging Instruments to be Recorded." (H. P. 897) (L. D. 1310)

Bill "An Act Relating to Use of Certain Radio Receiving Sets in Motor Vehicles." (H. P. 898) (L. D. 1311)

Come from the House referred to the Committee on Judiciary.

Which were referred to the Committee on Judiciary in concurrence.

Bill "An Act Relating to Eligibility for Benefits Under Employment Security Law by Those Attending Vocational Training Courses." (H. P. 794) (L. D. 1172)

Bill "An Act Eliminating Waiting Period Under Workmen's Compensation." (H. P. 846) (L. D. 1254)

Bill "An Act Establishing a Grievance Procedure and Appeals Board for State Employees." (H. P. 847) (L. D. 1255)

Come from the House referred to the Committee on Labor.

Which were referred to the Committee on Labor in concurrence.

Bill "An Act Relating to Trespass on Lands Appurtenant to State Colleges." (H. P. 795) (L. D. 1173)

Bill "An Act Relating to the Manufacture of Certain Electronic and Mechanical Devices." (H. P. 796) (L. D. 1174)

Bill "An Act Relating to the Composition of Certain Boards and Commissions of City of Lewiston." (H. P. 797) (L. D. 1175)

Bill "An Act Relating to Political Composition of the Various Boards

and Commissions of City of Lewiston." (H. P. 798) (L. D. 1176)

Bill "An Act Relating to Compensation for Appointive Members of the Various Boards and Commissions in City of Lewiston." (H. P. 799) (L. D. 1177)

Bill "An Act Providing for a Council-Manager Form of Government for Town of Skowhegan." (H. P. 800) (L. D. 1209)

Bill "An Act Relating to Approval of Ward Boundaries of the City of Brewer." (H. P. 801) (L. D. 1178)

Bill "An Act Amending Charter of City of Calais." (H. P. 802) (L. D. 1210)

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

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

On motion by Mr. Viles of Somerset, tabled until the next legislative day.

Bill "An Act Relating to the Retention of Trading Stamps on Retail Purchases." (H. P. 849) (L. D. 1263)

Bill "An Act Relating to Establishment, Prevention and Redemption of Liens." (H. P. 850) (L. D. 1264)

Bill "An Act Revising Laws Relating to Boilers and Unfired Steam Pressure Vessels." (H. P. 851) (L. D. 1265)

Bill "An Act Revising Laws relating to Exemptions and Inspections Under Boiler and Unfired Steam Pressure Vessels Law." (H. P. 852) (L. D. 1266)

Bill "An Act to Make Certain Changes in Government of Town of Sanford." (H. P. 903) (L. D. 1298)

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 Defining Hotel Under Liquor Laws." (H. P. 803) (L. D. 1179)

Bill "An Act Providing Local Option for Sunday Sales of Liquor by Hotels and Restaurants." (H. P. 804) (L. D. 1180)

Bill "An Act Relating to Publication of Notice for Public Hearing for Applications for Liquor Licenses." (H. P. 854) (L. D. 1267)

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 Relating to Board of Trustees of Searsport Water District." (H. P. 805) (L. D. 1181)

Bill "An Act to Increase Borrowing Capacity of the Fort Fairfield Utilities District." (H. P. 806) (L. D. 1182)

Bill "An Act Relating to Municipal Regulation of Rates for Cable Television Services." (H. P. 855) (L. D. 1268)

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 Relating to Disability and Retirement Allowances Under State Retirement System." (H. P. 807) (L. D. 1183)

Resolve "To Provide Retirement Credit for Seth A. Whitcomb of Readfield." (H. P. 808) (L. D. 1184)

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 Enabling Municipalities to Create Historic Districts and to Provide for the Preservation of Historic Buildings and Places." (H. P. 856) (L. D. 1269)

On motion by Mr. Hildreth of Cumberland, tabled pending reference to a committee.

Bill "An Act Requiring Constructed Public Buildings be Made Accessible to the Physically Handicapped." (H. P. 857) (L. D. 1270)

Bill "An Act Permitting Employment of State Prison and Reformatory Inmates on County and Municipal Public Works Projects." (H. P. 858) (L. D. 1271)

Bill "An Act Designating Present State Museum as a Memorial to Klir Beck." (H. P. 859) (L. D. 1272)

Bill "An Act Changing the Name of the Department of Economic Development to the Department of Commerce and Industry." (H. P. 860) (L. D. 1273)

On motion by Mr. Hildreth of Cumberland, tabled pending reference to a committee.

Bill "An Act Creating an Informational Center on the Capitol Grounds in Augusta." (H. P. 861) (L. D. 1274)

On motion by Mr. Hildreth of Cumberland, tabled pending reference to a committee.

Bill "An Act Increasing Salary of Commissioner of Labor and Industry." (H. P. 862) (L. D. 1275)

Resolve "Utilizing Funds from Prison Industries Accounts for Certain Projects at the Maine State Prison." (H. P. 863) (L. D. 1276)

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 Relating to Taxation of Casualty Insurance Companies for Administration of Bureau of Fire Prevention." (H. P. 809) (L. D. 1185)

Bill "An Act Exempting Farm Machinery, Except Tractors, from Personal Property Tax." (H. P. 810) (L. D. 1186)

Bill "An Act Relating to Distribution of Railroad Stock Tax to City of Bangor." (Emergency) (H. P. 811) (L. D. 1187)

Bill "An Act Relating to Refunding Motor Fuel Taxes to Political Subdivisions of the State." (H. P. 812) (L. D. 1188)

Bill "An Act Exempting Gas for Cooking and Heating in Homes from Sales Tax." (H. P. 813) (L. D. 1189)

Come from the House referred to the Committee on Taxation.

Which were referred to the Committee on Taxation in concurrence.

Bill "An Act Relating to Expenses of Chief Administrative

Officer of County Commissioners of Aroostook County." (H. P. 814) (L. D. 1190)

Bill "An Act Increasing Salaries of Judge and Register of Probate and Register of Deeds of Penobscot County." (H. P. 815) (L. D. 1191)

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

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

Bill "An Act Relating to Lights on Motor Vehicles." (H. P. 816) (L. D. 1192)

Bill "An Act Requiring Trucks Carrying Explosive or Inflammable Cargoes to Stop at Railroad Crossings." (H. P. 864) (L. D. 1277)

Bill "An Act Relating to Penalty for Weight Violations of Trucks." (H. P. 865) (L. D. 1278)

Bill "An Act Authorizing Permanent Registration Plates for Fleet Operated Vehicles." (H. P. 817) (L. D. 1193)

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

Bill "An Act Relating to Color of Motor Vehicle Operators' Licenses Issued to Persons Under 21 Years of Age." (H. P. 819) (L. D. 1195)

Bill "An Act Permitting Sheriffs to Issue Permits to Motor Vehicle Owners for Operation to Motor Vehicle Inspection Stations." (H. P. 820) (L. D. 1196)

Come from the House referred to the Committee on Transportation.

Which were referred to the Committee on Transportation in concurrence.

Communications

State of Maine
Office of the Governor
Augusta Maine

March 7, 1967

To the Honorable Senate and House of Representatives of the 103rd Legislature:

Transmitted herewith is the report of the Governor's Planning Committee on Criminal Administration.

This group has done an extraordinary job in assembling a challenging and provocative report which deserves the close attention of all Maine people.

The Committee was appointed following the President's suggestion in March, 1966 that groups such as this be formed in all the states to maintain contact with the President's Commission on Law Enforcement and Administration of Justice and to appraise the needs of our State Criminal system. You will find the membership set out on page 33 of their report.

Legislation has been submitted to this Legislature to make this committee permanent under the name of the Maine Planning Commission on Criminal Law Administration. This report demonstrates the value of such an organization in Maine.

Sincerely,
KENNETH M. CURTIS
 Governor
 (S. P. 572)

Which was read and with the accompanying report, Ordered placed on file.

Sent down for concurrence.

MAINE - NEW
 HAMPSHIRE INTERSTATE
 BRIDGE AUTHORITY

Augusta, Maine
 March 7, 1967

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

Transmitted herewith is the Fourteenth Biennial Report of the Maine-New Hampshire Interstate Bridge Authority which is being presented in accordance with Chapter 18, Article VI, Private and Special Laws of 1937.

Respectfully submitted,
DAVID H. STEVENS,
 Chairman
 Maine-New Hampshire
 Interstate Bridge Authority
 (S. P. 573)

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 Relating to Clerical Assistance for Clerks of the Law Court." (S. P. 524)

The same Senator presented Bill "An Act Providing for Removal of State of Maine Pavilion at 1967 World Exhibition in Canada." (S. P. 525)

Mr. Katz of Kennebec presented Bill "An Act to Authorize Bond Issue in Amount of One Million One Hundred Thousand Dollars for Land and Classroom Building for University of Maine in Augusta." (S. P. 526)

Mrs. Sproul of Lincoln presented Bill "An Act Providing a Bond Issue in the Amount of Seven Hundred and Fifty Thousand Dollars for a Vocational Educational Institute in Lincoln County." (S. P. 527)

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

Sent down for concurrence.

Business Legislation

Mr. Good of Cumberland presented Bill "An Act Relating to Installment Sales and Retail Charge Agreements." (S. P. 528)

Mr. Mills of Franklin presented Bill "An Act to Incorporate the Maine Title Insurance Company." (S. P. 529)

The same Senator presented Bill "An Act Relating to Security for Loans under Small Loan Agency Law." (S. P. 530)

Which were referred to the Committee on Business Legislation and ordered printed.

Sent down for concurrence.

Claims

Mr. Mills of Franklin presented Resolve in Favor of Town of New Sharon for Support of Angie Thompson. (S. P. 531)

Mr. Wyman of Washington presented Resolve in Favor of Alfred Sears of Pembroke. (S. P. 532)

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

Sent down for concurrence.

Education

Mr. MacLeod of Penobscot presented Bill "An Act to Revise the Laws Relating to Authority for Granting Degrees and to Approval of Degree-granting Institutions." (S. P. 533)

Mr. Mills of Franklin presented Bill "An Act Relating to Reports of School Administrative Units." (S. P. 534)

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

Sent down for concurrence.

Highways

Mr. Ross of Piscataquis presented Bill "An Act to Revise Utility Location Permits in Public Highways." (S. P. 535)

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

Sent down for concurrence.

Inland Fisheries and Game

Mr. Johnson of Somerset presented Resolve Regulating Fishing on Part of Moose River, Somerset County. (S. P. 536)

Which was referred to the Committee on Inland Fisheries and Game and ordered printed.

Sent down for concurrence.

Judiciary

Mr. Mills of Franklin presented Bill "An Act Creating the Short Form Deeds Act." (S. P. 537)

The same Senator presented Bill "An Act Relating to Exemption of Property from Attachment and Execution." (S. P. 538)

The same Senator presented Bill "An Act to Correct Errors and Inconsistencies in the Public Laws." (S. P. 543)

The same Senator presented Bill "An Act Creating a District Court Division of Northern Androscoggin and Franklin." (S. P. 544)

The same Senator presented Bill "An Act Creating the Uniform Statutory Construction Act." (S. P. 545)

Mr. Hildreth of Cumberland presented Bill "An Act Relating to Joint Bank Accounts." (S. P. 539)

The same Senator presented Bill "An Act Relating to Property of Survivor on Joint Bank Deposits and Loan and Building Shares." (S. P. 540)

The same Senator presented Bill "An Act to Provide Alternative Method of Appeal from Municipal Assessment on Real Estate." (S. P. 547)

Mr. Ferguson of Oxford presented Bill "An Act Relating to Issuing of Parking System Revenue Bonds and Water and Sewer System Revenue Bonds by Municipalities." (S. P. 541)

Mr. Good of Cumberland presented Bill "An Act Relating to Highway Advertising Control." (S. P. 542)

Mr. Good of Cumberland presented Bill "An Act Creating the Uniform Rendition of Prisoners as Witnesses in Criminal Proceedings Act." (S. P. 546)

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

Sent down for concurrence.

Labor

Mr. Good of Cumberland presented Bill "An Act Relating to Fair Minimum Wages for Construction of Public Improvements by State of Maine." (S. P. 548)

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

Sent down for concurrence.

Legal Affairs

Mr. Hildreth of Cumberland presented Bill "An Act Relating to Number of Officers of Associated Hospital Service of Maine." (S. P. 549)

(This Bill was approved for appearance on the calendar, pursuant to Joint Rule No. 10.

(Signed) Jerrold B. Speers,

The PRESIDENT: Does the Chair hear any objection to the introduction of the bill. The Chair hears none.

Mr. Sewall of Penobscot presented Bill "An Act Providing for the Registration of Land Surveyors." (S. P. 550)

Mr. Lund of Kennebec presented Bill "An Act Revising the Laws Relating to Dentists and Dental Hygienists." (S. P. 551)

Mr. Remy of York presented Bill "An Act Creating a Council-Manager Form of Government for the City of Saco." (S. P. 552)

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

Sent down for concurrence.

Natural Resources

Mr. Lund of Kennebec presented Bill "An Act Relating to Conservation of Natural and Watershed Resources in Municipalities." (S. P. 553)

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

Sent down for concurrence.

Public Utilities

Mr. Mills of Franklin presented Bill "An Act to Clarify the Status of Passenger Tramway Devices." (S. P. 554)

On motion by Mr. Johnson of Somerset, tabled pending reference to a committee.

State Government

Mr. Lund of Kennebec presented Bill "An Act Establishing a State Board of Election Recounts." (S. P. 555)

On motion by Mr. Berry of Cumberland, the Bill was referred to the Committee on Election Laws.

The same Senator presented Bill "An Act Creating a State Employees' Merit Award Board." (S. P. 558)

Mrs. Sproul of Lincoln presented Bill "An Act to Create an Inter-departmental Board on Mental Retardation and an Advisory Council on Mental Retardation." (Emergency) (S. P. 556)

Mr. Wyman of Washington presented Bill "An Act Providing for Group Life Insurance for Justices of the Supreme Judicial and Superior Courts and Judges of the District Court." (S. P. 557)

Mr. Remy of York presented Bill "An Act to Create an Environmental Improvement Administration." (S. P. 559)

Mr. Johnson of Somerset presented Bill "An Act Relating to Leave of Absence for Teachers Serving in the Legislature." (S. P. 560)

Mr. Katz of Kennebec presented Bill "An Act to Extend the Life of the State Transportation Commission." (S. P. 561)

Mr. Harding of Aroostook presented Bill "An Act to Reorganize the Department of Economic Development and to Revise the Maine Industrial Building Authority and Maine Recreation Authority Laws." (S. P. 563)

On motion by Mr. Hildreth of Cumberland, tabled pending reference.

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

Sent down for concurrence.

Judiciary

Mr. Good of Cumberland presented Bill "An Act Relating to Valuation for Inheritance Tax Purposes of Joint Bank Accounts." (S. P. 564)

On motion by Mr. Good of Cumberland, referred to the Committee on Judiciary. Ordered printed and sent down for concurrence.

Towns and Counties

Mr. Boisvert of Androscoggin presented Bill "An Act Relating to Cost of Living Adjustments for Retired Employees of the City of Lewiston and Their Beneficiaries." (S. P. 565)

On motion by Mr. Boisvert of Androscoggin, referred to the Committee on Legal Affairs. Ordered Printed and sent down for concurrence.

The same Senator presented Bill "An Act Relating to Pensions for Members of the Lewiston Police Department, Lewiston Fire Department and Their Beneficiaries." (S. P. 566)

On motion by Mr. Boisvert of Androscoggin, referred to the Committee on Legal Affairs. Ordered printed and sent down for concurrence.

The same Senator presented Bill "An Act Relating to Retirement Benefits for Policemen and Firemen of the Lewiston Police and

Fire Departments Under the State Retirement System." (S. P. 568)

On motion by Mr. Boisvert of Androscoggin, referred to the Committee on Legal Affairs. Ordered printed and sent down for concurrence.

Mr. Mills of Franklin presented Bill "An Act Relating to Line Budgets for All Counties." (S. P. 567)

The same Senator presented Bill "An Act Relating to Expenditure of Assessment for Fire Protection Tax in Certain Townships." (S. P. 571)

Mr. Couturier of Androscoggin presented Bill "An Act Increasing the Salaries of Certain County Officials in Androscoggin County." (S. P. 569)

The same Senator presented Bill "An Act Relating to Clarification of Resident Requirements for Candidates for Aldermen in City of Lewiston." (S. P. 570)

On motion by Mr. Boisvert of Androscoggin, referred to the Committee on Legal Affairs. Ordered printed and sent down for concurrence.

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

Sent down for concurrence.

Committee Reports

House

Leave to Withdraw

The Committee on Election Laws on Bill "An Act Establishing the Closing Time for Polls." (H. P. 347) (L. D. 495)

Reported that the same should be granted Leave to Withdraw, as covered by other Legislation.

Comes from the House read and accepted.

The Committee on Judiciary on Bill "An Act Relating to Jurisdiction of Courts in Child Neglect Cases." (H. P. 410) (L. D. 576)

Reported that the same should be granted leave to withdraw, as covered by other Legislation.

Come from the House read and accepted.

Which were read and accepted in concurrence.

Ought Not to Pass

The Committee on Claims on Resolve To Reimburse Arthur Jackson of North Searmont for Property and Well Damage by Highway Construction. (H. P. 212) (L. D. 302)

Reported that the same Ought not to Pass.

Comes from the House report read and accepted.

The Committee on Election Laws on Bill "An Act Providing for a Second Primary Election for Governor, United States Senator and United States Representative." (H. P. 28) (L. D. 49)

Reported that the same Ought not to Pass.

Comes from the House report read and accepted.

The Committee on Judiciary on Bill "An Act to Prohibit Unauthorized Throwing or Distributing of Handbills in or Upon Vehicles." (H. P. 580) (L. D. 812)

Reported that the same Ought Not to Pass.

Comes from the House report read and accepted.

The Committee on Legal Affairs on Bill "An Act Relating to Ratio Evidence in Appeals for Abatement of Property Taxes." (H. P. 152) (L. D. 216)

Reported that the same Ought not to Pass.

Comes from the House report read and accepted.

The Committee on Transportation on Bill "An Act Requiring Private Motor Vehicle Carriers to Comply with Public Utilities Commission Safety Rules." (Emergency) (H. P. 458) (L. D. 632)

Reported that the same Ought not to Pass.

Comes from the House, report read and accepted.

Which reports were read and accepted in concurrence.

Ought to Pass

The Committee on Education on Bill "An Act Relating to Sick Leave for Teachers." (H. P. 304) (L. D. 438)

Reported that the same Ought to Pass.

Comes from the House, report read and accepted and the bill passed to be engrossed.

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

Reported that the same Ought to Pass.

Comes from the House, report read and accepted and the Resolve passed to be engrossed.

The Committee on Highways on Bill "An Act Relating to Certain Pneumatic Tires for Motor Vehicles." (H. P. 139) (L. D. 203)

Reported that the same Ought to Pass.

Comes from the House, report read and accepted and the bill passed to be engrossed.

The Committee on Taxation on Bill "An Act Relating to Sale from a Distributor to Another of Cigarettes Stamped with Indicia of Another State." (Emergency) (H. P. 601) (L. D. 830)

Reported that the same Ought to Pass.

Comes from the House, report Read and accepted and the Bill passed to be engrossed.

The Committee on Taxation on Bill "An Act Exempting from Excise Tax and Registration, Motor Vehicles Used in Driver Education by Private Schools." (H. P. 600) (L. D. 829)

Reported that the same Ought to Pass.

Comes from the House, report Read and accepted and the Bill passed to be Engrossed.

The Committee on Taxation on Bill "An Act Relating to Exemption of Property Taxes of Post of the American Veterans of World War II." (Emergency) (H. P. 599) (L. D. 828)

Reported that the same Ought to Pass.

Comes from the House, report read and accepted and the Bill passed to be engrossed.

The Committee on Taxation on Bill "An Act Relating to Sales Tax on Sales Between Parent and Subsidiary Corporations." (H. P. 164) (L. D. 227)

Reported that the same Ought to pass.

Comes from the House, report read and accepted, and the Bill passed to be engrossed.

Which reports were read and accepted in concurrence, and the Bills read once and tomorrow assigned for second reading.

Ought to Pass As Amended

The Committee on Highways on Bill "An Act to Authorize the Construction of a Bridge Across the Androscoggin River Between the Cities of Auburn and Lewiston." (H. P. 351) (L. D. 433)

Reported that the same Ought to Pass As Amended by Committee Amendment "A".

On motion by Mr. Lund of Kennebec, tabled pending acceptance.

The Committee on Public Utilities on Bill "An Act Creating the New Sharon Water District." (H. P. 539) (L. D. 771)

Reported that the same Ought to Pass As Amended by Committee Amendment "A".

Comes from the House, report read and Accepted and the Bill passed to be engrossed As Amended by Committee Amendment "A" (H-42).

The Committee on Transportation on Bill "An Act Relating to the Operation of Motorcycles and Motor Driven Cycles." (H. P. 396) (L. D. 543)

Reported that the same Ought to Pass As Amended by Committee Amendment "A".

Comes from the House, report read and accepted and the Bill passed to be engrossed as Amended by Committee Amendment "A" (H-43)

The Committee on Transportation on Bill "An Act Regulating Riding on Motorcycles." (H. P. 433) (L. D. 597)

Reported that the same Ought to Pass as Amended by Committee Amendment "A".

Comes from the House, report read and accepted and the Bill passed to be engrossed As Amended by Committee Amendment "A" (H-44)

Which reports were read and accepted in concurrence, and the bills read once.

Committee Amendments "A" were read and adopted in concurrence, and the Bills, As Amended, tomorrow assigned for Second Reading.

Senate**Ought to Pass**

Mr. Duquette for the Committee on Appropriations and Financial Affairs on Resolve "Appropriating Moneys for Search of Lost Persons in the Woodlands of the State." (S. P. 209) (L. D. 548)

Reported that the same Ought to Pass.

Which report was read and accepted, the Resolve read once and tomorrow assigned for Second Reading.

The same Senator for the same Committee on Bill "An Act Appropriating Funds to Aid in Dredging the Saco River." (S. P. 187) (L. D. 422)

Reported that the same Ought to Pass.

Which report was read and accepted, the Resolve read once and tomorrow assigned for Second Reading.

Ought to Pass As Amended

Mr. Good for the Committee on Legal Affairs on Bill "An Act Relating to Licensing of Elevator Mechanics." (S. P. 109) (L. D. 180)

Reported that the same Ought to Pass As Amended by Committee Amendment "A"

On motion by Mr. Albair of Aroostook, tabled pending acceptance of the report.

Mr. Berry for the Committee on Appropriations and Financial Affairs on Bill "An Act Appropriating Funds to Promote Travel to the State of Maine in Connection with the 1967 World Exhibition in Canada." (Emergency) (S. P. 102) (L. D. 173)

Reported that the same Ought to Pass As Amended by Committee Amendment "A"

Which report was read and accepted and the Bill read once. Committee Amendment "A" (S-14) was read and adopted, and the Bill, As Amended, tomorrow assigned for second reading.

Second Readers

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

House

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 Increasing Number of Medical Examiners in Washington County." (Emergency) (H. P. 393) (L. D. 540)

Which were read a Second Time and passed to be engrossed in concurrence.

House - As Amended

Bill "An Act Relating to Counting of Election Ballots." (H. P. 314) (L. D. 448)

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

Senate

Bill "An Act Relating to Savings Bank Dividends." (S. P. 104) (L. D. 175)

Bill "An Act Repealing the Law Making Prescribing of Contraceptives a Crime." (S. P. 266) (L. D. 647)

Bill "An Act Relating to Audits for Judiciary and Legislature." (S. P. 71) (L. D. 153)

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

Sent down for concurrence.

Bill "An Act to Eliminate the Straight Party Ballot in the Election Laws." (S. P. 1) (L. D. 4)

Mr. COUTURIER of Androscoggin: Mr. President, I move this Bill be tabled pending passage to be engrossed.

Mr. JOHNSON of Somerset: Mr. President, I would debate the time of tabling. I would like to ask the Senator if he will assign a day certain.

Mr. COUTURIER of Androscoggin: I will leave the exact date to the Senator from Somerset if he wishes.

On motion by Mr. Johnson of Somerset, the Bill was tabled until Wednesday, March 15th pending passage to be engrossed.

Senate — As Amended

Bill, "An Act to Revise the Teacher Certification Laws." (S. P. 62) (L. D. 106)

Which was read a second time and passed to be engrossed, As Amended by Committee Amendment "A". (S-11)

Sent down for concurrence.

Bill, "An Act Relating to Breaking and Entering Mobile Home or House and Camp Trailers." S. P. 317) (L. D. 840)

Which was read a second time and passed to be engrossed, As Amended by Committee Amendment "A" (S-12)

Sent down for concurrence.

Enactors

The Committee on Engrossed Bills reported as truly and strictly engrossed, the following Bills and Resolves:

An Act Relating to Definition of Restaurant Under Liquor Laws. (S. P. 113) (L. D. 184)

On motion by Mr. MacLeod of Penobscot, tabled until the next legislative day pending enactment.

An Act Relating to Local Option Questions on Sale of Liquor. (S. P. 218) (L. D. 481)

An Act to Extend the Charter of the Eliot Water District. (H. P. 155) (L. D. 218)

An Act Creating a Sewer District in the Town of Bethel. (H. P. 198) (L. D. 287)

An Act Relating to Restrictions on Power Boats in Ox Brook Lake. (H. P. 222) (L. D. 312)

An Act Relating to Tax Refunds by the State. (H. P. 386) (L. D. 533)

An Act Relating to Sales Tax Exemption for Community Mental Health Facilities. (H. P. 388) (L. D. 535)

An Act Creating the Newport Water District. (H. P. 417) (L. D. 583)

An Act Creating a Sewer District in the Town of Newport. (H. P. 418) (L. D. 600)

An Act Relating to Number of and Compensation for Ballot Clerks During Recounts. (H. P. 648) (L. D. 834)

On motion by Mr. Berry of Cumberland, placed on the Special Appropriations Table pending enactment.

An Act Relating to Expenses of Forest Management on Indian Township. (H. P. 732) (L. D. 968)

Which were Passed to be Enacted and having been signed by the President, were by the Secretary presented to the Governor for his approval.

Resolve, Regulating Fishing in Certain Waters in Franklin County. (H. P. 63) (L. D. 88)

Resolve, in Favor of Oxford County Snow Removal in Unorganized Territory. (H. P. 140) (L. D. 204)

On motion by Mr. Ferguson of Oxford, placed on the Special Highway Appropriations Table pending enactment.

Which were finally passed, and having been signed by the President were by the Secretary presented to the Governor for his approval.

Emergency

An Act Increasing Indebtedness of Dover and Foxcroft Water District. (H. P. 72) (L. D. 97)

This Bill, being an emergency measure and having received the affirmative vote of 33 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.

Emergency

An Act Relating to Citizenship Requirement for Municipal Assessors. (H. P. 37) (L. D. 57)

This Bill, being an emergency measure and having received the affirmative vote of 33 members of the Senate, was passed to be enacted, and having been signed by the Secretary presented to the Governor for his approval.

Orders of the Day

The PRESIDENT: The Chair lays before the Senate the first tabled and especially assigned matter (S. P. 51) (L. D. 41) Bill, "An Act Authorizing Appointment of the Commissioner of Agriculture by the Legislature." Tabled, with the Accompanying Veto Message (S. P. 523) on March 7 pending consideration of the Veto Message. The Veto Message was ordered placed on file. Sent down for concurrence.

The PRESIDENT: The question pending before the Senate is:

Shall this bill be a law notwithstanding the objection of the Governor? According to the constitution, the vote will be taken by the yeas and nays. A vote of "Yes" will be in favor of the bill; a vote of "No" will be in favor of sustaining the veto of the Governor. Is the Senate ready for the question?

Mr. HARDING of Aroostook: Mr. President and members of the Senate: I have been in the legislature long enough to know that at this point there are not many minds changed on matters of this nature. What we say here today does go beyond the halls of this Senate to the people of the State of Maine, and I think it is not only important that the Senators here know but that the people of the State know what is at stake in this matter.

As lawyers, we learn that hard cases make poor law, and in the legislature sometimes good friends make poor law. Now I think all of us here see the inefficiencies in the government about us, both in the executive branch and particularly in our own branch, and many times we would ask how they would occur. I would suggest to you that many times they occur in the same manner they would occur if this bill passed.

You have a distinguished gentleman who sponsored this particular measure, he feels sincerely about it, and I think his support came on the basis of friendship and his personality rather than on the merits of this bill.

The only argument that I have heard for this bill is that the Governor might be, possibly, politically motivated, and if the legislature appoints the Commissioner he would be closer to the farmers.

I tell you, members of the Senate, that I do, of course come from the County of Aroostook, and I have not had a single letter, a single telegram, a single phone call, or a single person approach me and ask for my support of this particular bill.

I would also point out to the members of this Senate that the same arguments which you are hearing for the support of this

measure would apply to the Department of Economic Development, Labor and Industry, the Liquor Commission and Highways. On any of those, you could say that if the Legislature appoints them they will be closer to the people, which would remove any political consideration. I say to you that those are not valid arguments and that we in this legislature, if we do our job here, we have got all that we can attend to without try to manage these various departments; and I throw this out to you, sitting right here, you Senators: Do you have time, as it now is, to read each bill, to give each bill that comes before you the consideration you would like to give it? You could ask that question, but in answering it I ask you if you have time to supervise any of these departments that you suggest appointing the commissioner of? If we were to appoint the commissioners of all these departments, I would suggest that there would be utter chaos in State Government. Someone suggested — I had one Senator approach me today and he said, "What you say is true in that regard, but this is just the Commissioner of Agriculture, and this will create just a little bit of difficulty, if it creates any difficulty at all." I suggest to you that we are here not to create more problems in State government but we are here to make State government more efficient. And the other Senator mentioned to me a quote from Thomas E. Dewey, who said, "The Governors of our states are the only executives in the entire nation who go to bed at night wondering what department head will stab them in the back the next morning."

Now this is not a progressive measure, it is not a reform, it turns the clock back, a long, long ways back. Now no industry in the United States would conceive of a set-up where the stockholders of the company would appoint a department head for a given term and they have no right to fire him and the president has no control over him. And I suggest to you that there is no other State

in the Union that has such a system as this bill would propose to the legislature of electing the Commissioner of Agriculture.

Now the last time there was a suggestion made about Governor Reed's position on this matter. In order to clarify the record, I want to read to you a very short quote from the Kennebec Journal, from the Associated Press. This is the day on which he signed this bill which you are now asked to approve. This is what the news article says:

"Republican Governor John Reed signed into law Friday the only enacted governmental reform bill backed by the Democratic-controlled Legislature. Ninety days after the legislature adjourned, the office of the Agricultural Commissioner will be gubernatorial-appointed. The Commissioner is now elected by the legislature. The bill is amended so that the present Commissioner, Maynard C. Dolloff, can serve out his four-year term ending in 1968. There had been some speculation that Reed would veto the bill, but he said in his statement: 'The people of Maine look to the Governor for Leadership in all respects of State government administration. Obviously a governor does not have effective control when he cannot select the administrator.' He added: 'I realize I differ with certain distinguished members of my party in the legislature by signing this measure. However, I must do what I am convinced will advance good government.'"

The kindest thing I can say about this bill is that its sponsor certainly had good intentions, he is a distinguished gentleman and a good friend of mine, but that does not change my views about the bill. I think it is a most unfortunate one.

Now I do not think that this body ought to leave to the other body the responsibility which is ours. Many here have told me privately, "Where we know it is going to be killed in the House we can go along with it here and we won't upset anybody. But this is not the way that we should meet our responsibilities. So I would ask that when your vote

be recorded that it will be a vote that you will be proud of in years to come, and I suggest that any party or any individual running on their record with a vote for this bill, they cannot pretend that this is a progressive vote. So I would hope that you would vote on the side that is for sound and business-like government and conform to the procedure which all other businesses have in the United States and all other state governments, and that you will vote against this bill. I ask that you vote "No" when the roll call is taken.

Mr. JOHNSON of Somerset: Mr. President and ladies and gentlemen of the Senate: It is not my prerogative here to speak in favor or against this bill as a representative of the Republican Party. I would like to say this, speaking for myself: I would feel that the gentleman who introduced this bill, the good Senator from Aroostook, Senator Barnes — I would feel that this is really a personal tribute to this man in some respects. This gentleman comes from an area that is predominately, in fact really the only area in the State that is predominately an agricultural area. He has, over the years, not only been a part of agriculture but he has been a leader in the field of agriculture. He is representing the people up in his county to an extent that representatives of other areas would not be able to on a bill of this type. He has firm convictions that the people in the agricultural field would like this appointment retained within the legislative body and not by appointment by the Governor.

Speaking for myself, I would say that I believe that the good Senator from Aroostook, Senator Harding, is probably looking at a small part of the picture and we are looking at a big part of the picture. I think all of us here will agree that we have had over the years, a little picking at the Constitution here, a little picking there in the make-up of State government in the bills that have been put in here — we have a bill in here now to create a unicameral system of government and

to change the Constitution to do away with the council, we have a bill for a Department of Transportation and so forth and so on. I think if we look at the whole picture you will see that if we take away different parts of our Constitution we weaken the whole structure, and that the whole structure should be examined and placed in the proper perspective. It is the same as with a building, if you take away a few bricks here and there you weaken the whole structure. I would feel that this is a bill that is requested by the people in the agricultural business.

Mr. RENY of York: Mr. President, I ask the indulgence of the Senate while I read a few paragraphs from an editorial which appeared last night in the Lewiston Evening Journal.

"Curtis made relatively the same major point in explaining his veto as we had made in explaining why we considered the attempt by the 103rd Maine Legislature to regain the appointment power over this office to be unwise and unjustified. The Governor noted the proposal violates the fundamental principal of separation of executive, legislative and judicial powers; that legislative naming of executive officers is contrary to current practice in the United States; that the Governor rightfully should determine who shall serve as his immediate subordinates; that the powers of appointment and removal of Maine governors should be maintained at a level consistent with their responsibility.

These are along the same line in the way of argument as those given in the Public Administration Service study of 1956. The PAS report in essence said that Maine governors should be given more authority. One of the areas emphasized was that over certain appointments, including those of the agriculture commissioner, state treasurer and attorney general."

The Portland Press Herald and many of our leading newspapers have also expressed these same sentiments. I feel that we should not put the clock back. L. D.

41 is progressive legislation and it should be supported by all of us. Thank you.

Mr. STERN of Penobscot: Mr. President, a short while ago when this bill was previously debated I got up and made some remarks that probably indicated that it was an exercise of extreme and utter futility for me to apparently convince some of my Republican colleagues to join with some of us who believe that this is progressive legislation. I have changed my mind since then, I have looked over the members of the Senate and I feel that this should not be a partisan matter. I feel that there are some of us who have the courage of our convictions that we would not and should not consider this a partisan matter. I have seen evidences of my good friend and senatorial colleagues showing indications of extreme courage in proposing matters that they felt were right even though they might be unpopular and they might be criticized for it. I observed this only a short while ago, last week when Senator Sproul got up and proposed a matter that was unpopular and for which I am sure she received a lot of criticism. I joined with her and I received some criticism, but I believe despite the criticism I received it was a good bill and a just bill, and I joined her in proposing and encouraging and trying to promote the liberalization of the abortion laws.

Now I know that a lot of us perhaps will vote with the herd or vote in such a manner that we will not be criticized. I do see a ray of hope, I do feel that there are some of you that have the courage of their convictions and honestly believe that this bill is progressive. I observed in the Governor's communication — I didn't realize it before, but if I had any doubts they have been completely resolved — I notice in the communication by the Governor he says: "The Commissioner of Agriculture is not now elected or appointed by the legislature of a single state of these United States." I assume, since I haven't seen the statement contradicted, that this is so. I sincerely feel

that this is progressive legislation. Usually I do not get up at all to talk about any other areas that I know nothing about; I usually confine my speeches to the law, which I consider myself as knowing something about, but I am breaking away from this and feel that I have been convinced and I suddenly appointed myself a committee of one as a welcoming committee to urge some of you to have the courage of your convictions, and I know that there are some of you who do feel that this is progressive legislation, and I do encourage you and I do welcome you to join with us so that it may be said that the Senate rather than the House was the first to sustain the Governor's veto.

Mrs. SPROUL of Lincoln: Mr. President, I feel I should say something on this bill, especially after Senator Stern's reference a few moments ago. I was delighted to have his help in the bill last week, which certainly has proved controversial. I do hope that I have the courage of my convictions, and I still hope that I can act in that manner, but I have always voted against any measure which would take power away from the legislature, and I still feel that I would do the same thing. So, on that basis, despite Senator Stern's offer to welcome me into the fold, I still feel that the bill is a good one and I must vote on that basis.

Mr. MILLS of Franklin: Mr. President, just in case that the vote I am going to cast is taken as a response to a welcome into the fold, let me say that I certainly was pleased to hear the Republican floor leader say that this was not a party measure. It certainly is not, as it was described very early at the time that I made my decision sometime ago as to how I would vote today. It was in a spasm of regret over the vote that I cast earlier when the bill was going through. I resolved that I would not make that mistake again and vote contrary to my good judgment. My vote today will be "No" and it is not in any way an indication of my leaving the fold. I am so happy that our

distinguished Republican floor-leader has already purged me of any such characterization. I was happy to hear him refer to the Constitution, a document that all of us have the greatest reverence concerning. The bill has not got a thing to do with the Constitution, as you know. The present situation is in keeping with our concept of a strong executive, and we have it in the federal government.

Reference has been made to agriculture and the farmers' opinion in regard to this bill, and I can say that I have been contacted in my home town, Farmington in Franklin County, in regard to various measures before us pertaining to the farmers; Milk Control, Transportation of Live Stock, branding laws in regard to maple syrup, but not one farmer has mentioned this matter, not one farmer has shown any concern whatsoever about whether the legislature determine who shall be the Commissioner of Agriculture or whether the Governor make that determination. My wife comes from Aroostook County and I haven't heard from any of her relatives either. So I can go back home to the farmers of Farmington and Franklin County with a clear conscience and reported that I voted the way I felt I ought to vote. Thank you, Senator Johnson, for not expelling me for voting the way I want to vote.

The PRESIDENT: Is the Senate ready for the question? The question before the Senate is shall this bill become law notwithstanding the objection of the Governor? The Chair will repeat, that a vote of "yes" will be in favor of the Bill and a vote of "no" will be in favor of sustaining the Veto of the Governor. The Secretary will call the roll.

Roll Call

YEAS: Albair, Anderson, Barnes, Beckett, Berry, Brewer, Campbell, Curtis, Ferguson, Good, Greeley, Hildreth, Hoffses, Johnson, Katz, Lund, MacLeod, Ross, Sewall, Sproul, Viles, Wyman, Young.

NAYS: Boisvert, Couturier, Duquette, Farley, Girard, Harding, Mills, Norris, Reny, Snow, Stern.

The PRESIDENT: 23 Senators having voted in the affirmative and 11 in the negative, the Bill is passed despite the veto of the Governor and will be sent to the House.

On motion by Mr. Wyman of Washington, the Senate voted to take from the table the 6th tabled and unassigned matter (H. P. 651) (L. D. 904) Bill, "An Act Appropriating Funds for Overtime Compensation at One and One-half Times the Regular New Rate at Which State Employee is Employed." Tabled February 22 by the same Senator pending reference. On further motion by the same Senator, the Bill was referred to the Committee on Appropriations and Financial Affairs.

On motion by Mr. Wyman of Washington, the Senate voted to take from the Table the 9th tabled and unassigned matter (S. P. 459) Bill, "An Act Requiring Approval of County Commissioners of Court Term Bills." Tabled February 28 by the same Senator pending motion by Senator Mills of Franklin to refer to Judiciary Committee. On further motion by the same Senator, the Bill was referred to the Committee on Judiciary in concurrence.

On motion by Mr. Barnes of Aroostook, the Senate voted to take from the table the 13th tabled and unassigned matter (H. P. 173) (L. D. 236) Bill, "An Act Relating to Inspection Certificates for Mechanics in Motor Vehicle Inspection Stations." Tabled March 2 by the same Senator pending consideration. On further motion by the same Senator, the Senate voted to recede and concur with the House.

On motion by Mr. Hoffses of Knox, the Senate voted to take from the table the 12th tabled and unassigned matter (H. P. 217) (L. D. 307) House Report — Ought to Pass as Amended by Committee Amendment "A" — Filing H-21 from the Committee on Inland Fisheries and Game on Bill, "An Act Relating to Use of Power Boats on Jordan Pond and Eagle Lake, Mount Desert Island, Hancock County." Tabled March 1 by the same Senator pending acceptance of report.

On further motion by the same Senator, the Senate voted to accept the Ought to Pass as amended report of the committee and the Bill was given its first reading. Committee Amendment "A" was read and adopted. On motion by Mr. Hoffses of Knox House Amendment "A" was indefinitely postponed in non-concurrence and the Bill, as amended, was assigned for second reading on the next legislative day.

On motion by Mr. Johnson of Somerset, the Senate voted to take from the table the 17th tabled and unassigned matter (H. P. 97) (L. D. 296) House Report — Ought Not to Pass from the Committee on Education on Bill, "An Act Repealing Prohibition of Use of Certain Names by Institutes Not Given Right to Grant Degrees." Tabled March 7 by that Senator. On further motion by the same Senator, the Senate voted to accept the Ought Not to Pass report of the Committee.

On motion by Mr. Ross of Piscataquis,

Adjourned until one o'clock tomorrow afternoon.