

# 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**

Thursday, April 13, 1967

Senate called to order by the President.

Prayer by the Senator from Piscataquis, Mr. Rodney W. Ross.  
Reading of the Journal of yesterday.

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

Bill "An Act Relating to Licensing of Premises for Dancing Purposes." (S. P. 83) (L. D. 164)

In House, March 31, Passed to be Engrossed As Amended by Committee Amendment "A" (S-8) and House Amendment "A" in non-concurrence.

In Senate, April 7, Passed to be Engrossed As Amended by Committee Amendment "A", by House Amendment "A", and by Senate Amendment "A" (S-64) in non-concurrence.

Comes from the House, that body having Insisted and asked for a Committee on Conference.

(On motion by Mr. Stern of Penobscot, tabled pending further consideration.)

Bill "An Act Relating to Parking Facilities for Handicapped Persons." (H. P. 1062) (L. D. 1388)

In Senate, April 4, Passed to be Enacted in concurrence.

Comes from the House, having been recalled from the Governor by Joint Order H. P. 1105, and the Bill Passed to be Engrossed As Amended by House Amendment "A" (H-159) in non-concurrence.

On motion by Mr. Wyman of Washington, voted to recede and concur with the House.

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

In Senate, March 29, Passed to be Engrossed As Amended by Committee Amendment "A" in concurrence.

Comes from the House, Passed to be Engrossed As Amended by Committee Amendment "A" (H-87) and by House Amendment "A" (H-164) in non-concurrence.

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

**Senate Paper**

The following Bill is approved for appearance on the Senate Calendar, pursuant to Joint Rule No. 10:

Mr. Viles of Somerset presented Bill "An Act Relating to Computation of State Aid for School Administrative District No. 12 (Jackman and Moose River Plt.) (S. P. 598)

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

Sent down for concurrence.

**Committee Reports**

**House**

**Leave to withdraw**

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

Reported that the same should be granted Leave to Withdraw.

Comes from the House, report Read and Accepted.

Which report was Read and Accepted in concurrence.

**Ought Not to Pass**

The Committee on Highways on Bill "An Act Relating to Reimbursement of Fuel Tax for Miles Traveled on Maine Turnpike." (H. P. 29) (L. D. 50)

Reported that the same Ought Not to Pass.

Comes from the House, report Read and Accepted.

The PRESIDENT: The Chair recognizes the Senator from Oxford, Senator Ferguson.

Mr. FERGUSON of Oxford: Mr. President, I hope the Senate will go along with the unanimous "Ought Not to Pass" report of the Committee on Highways. We had very good reasons to report this bill out in that fashion. One of the strong arguments against this Bill is that we had a telegram from the Maine Turnpike Authority who reviewed L. D. 50, "An Act Relating to Reimbursement of Fuel Tax for Miles Traveled on Maine Turnpike." They believe that the passage of this bill would be detrimental to the operation and revenue of the Authority for the

following reasons: It would require a slow-down of traffic at toll gates. Because of slowing of traffic, it would create a hazardous condition, particularly it would involve a possible rear end collision. Now, it went on to such other things as were taken out of the bill, but this is one of the other reasons: the loss of revenue and it wouldn't serve any good purpose at this time, and I hope you will go along with the Committee on Highways and accept the "Ought Not to Pass" report of the Committee.

The PRESIDENT: The Chair recognizes the Senator from York, Senator Reny.

Mr. RENY of York: Mr. President, in reference to item 6-2, L. D. 50, I move that this bill be tabled pending the motion by Mr. Ferguson to Accept the "Ought Not to Pass" Report.

The PRESIDENT: The Senator from York, Senator Reny, moves that Item 6-2 lay on the table.

The Chair recognizes the Senator from Piscataquis, Senator Ross.

Mr. ROSS of Piscataquis: Mr. President, I request a division on the tabling motion.

The PRESIDENT: The Senator from Piscataquis, Senator Ross, has moved that the vote be taken by a division. Is the Senate ready for the question?

As many as are in favor of the motion of the Senator from York, Senator Reny, that Item 6-2 lay on the table will stand and remain in their places until counted. Those opposed to the motion will stand and be counted.

A division was had. 19 Senators having voted in the affirmative and 11 Senators having voted in the negative, the motion prevailed.

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

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 Legal Affairs on Bill "An Act Amending the Charter of the City of Augusta." (H. P. 323) (L. D. 457)

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 Legal Affairs on Bill "An Act Relating to Keeping Dogs within an Enclosure Under Kennel Licenses." (H. P. 610) (L. D. 853)

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 Legal Affairs on 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)

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, the Bills read once and tomorrow assigned for Second Reading.

The Committee on Taxation on Bill "An Act Providing for a Recess Committee to Study the Feasibility for a Severance Tax on Timber Products." (H. P. 921) (L. D. 1330)

Reported that the same Ought to Pass

(On motion by Mr. Wyman of Washington, tabled pending acceptance of report.)

### Ought to Pass — As Amended

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

Reported that the same Ought to Pass As Amended by Committee Amendment "A" (H-156)

Comes from the House, report Read and Accepted and the Bill Passed to be Engrossed, As Amended.

Which report was read and Accepted in concurrence and the

Resolve read once. Committee Amendment "A" was Read and Adopted in concurrence, and the Resolve, As Amended, tomorrow assigned for second reading.

The Committee on Legal Affairs on Bill "An Act Providing for a Council-Manager Charter for the Town of Cape Elizabeth." (H. P. 233) (L. D. 341)

Reported that the same Ought to Pass As Amended by Committee Amendment "A" (H-117).

Comes from the House, report Read and Accepted and the Bill Passed to be Engrossed, As Amended by Committee Amendment "A" (H-117), as amended by House Amendment "A" thereto (H-160)

Which report was Read and Accepted in concurrence and the Bill read once. Committee Amendment "A" was Read and Adopted in concurrence. House Amendment "A" was Read and Adopted in concurrence. Committee Amendment "A" as Amended by House Amendment "A" was adopted, and the Bill, As Amended, tomorrow assigned for second reading.

The Committee on Legal Affairs on Bill "An Act Clarifying the Law Relating to Serving Liquor to Minors in the Homes." (H. P. 527) (L. D. 758)

Reported that the same Ought to Pass As Amended by Committee Amendment "A" (H-157)

Comes from the House, report Read and Accepted and the Bill Passed to be Engrossed, As Amended.

Which report was Read and Accepted in concurrence and the Bill read once. Committee Amendment "A" was Read and Adopted in concurrence, and the Bill, As Amended, tomorrow assigned for second reading.

The Committee on Public Utilities on Bill "An Act to Create the Orrington Water District." (H. P. 913) (L. D. 1336)

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-129), as amended by House Amendment "B" (H-150), thereto.

Which report was Read and Accepted in concurrence and the Bill read once. Committee Amendment "A" was Read and Adopted in concurrence. House Amendment "B" to Committee "A" was Read and Adopted in concurrence.

Committee Amendment "A" as amended by House Amendment "B" thereto was Adopted, and the Bill, As Amended, tomorrow assigned for second reading.

The Committee on Sea and Shore Fisheries on 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)

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-149)

Which report was Read and Accepted in concurrence and the Bill read once. Committee Amendment "A" was Read and Adopted in concurrence, and the Bill As Amended, tomorrow assigned for Second reading.

The Committee on Veterans and Military Affairs on Bill "An Act Relating to Disability Compensation for Members of Maine State Guard." (H. P. 567) (L. D. 799)

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-158)

Which report was Read and Accepted in concurrence and the Bill read once. Committee Amendment "A" was Read and Adopted in concurrence, and the Bill, As Amended, tomorrow assigned for second reading.

**Ought to Pass in New Draft**

The Committee on Veterans and Military Affairs on Bill "An Act Relating to War Orphans." (H. P. 337) (L. D. 471)

Reported that the same Ought to Pass in New Draft under same title: (H. P. 1107) (L. D. 1574)

Comes from the House, report Read and Accepted and the Bill, in New Draft, read once and tomorrow assigned for Second Reading.

Which report was Read and Accepted in concurrence, and the bill in New Draft read once, and tomorrow assigned for Second reading.

### Senate

#### Leave to Withdraw

Mr. Mills for the Committee on Judiciary on Bill "An Act Directing Review of Probate Laws and Method of Choosing Judges and Registers of Probate." (S. P. 216) (L. D. 479)

Reported that the same should be granted Leave to Withdraw.

Mr. Mills for the Committee on Judiciary on Resolve Authorizing Willard F. Libby to Sue the State of Maine." (S. P. 268) (L. D. 649)

Reported that the same should be granted Leave to Withdraw.

Which reports were Read and Accepted.

Sent down for concurrence.

#### Ought Not to Pass

Mr. Hildreth for the Committee on Judiciary on Bill "An Act Relating to False Identification of Minors Under Liquor Law." (S. P. 178) (L. D. 368)

Reported that the same Ought Not to Pass.

Mr. Farley for the Committee on Taxation on Bill, "An Act Relating to Use of Portion of Dog Tax Funds." (S. P. 484) (L. D. 1205)

Reported that the same Ought Not to Pass.

Which reports were Read and Accepted.

Sent down for concurrence.

#### Ought to Pass

Mr. Mills for the Committee on Judiciary on Bill "An Act Relating to Examination to Determine Sanity of Accused in the District Court." (S. P. 191) (L. D. 426)

Reported that the same Ought to Pass.

Mr. Brewer for the Committee on Retirements and Pensions on

Resolve to Increase Retirement Benefit for Susie H. Yeaton of Harrington." (S. P. 278) (L. D. 658)

Reported that the same Ought to Pass.

Mr. Wyman for the Committee on State Government on Bill "An Act Relating to Unindorsed Checks of Recipients of Aid to the Aged, Blind and Disabled." (S. P. 346) (L. D. 930)

Reported that the same Ought to Pass.

Mr. Lund for the Committee on State Government on Bill "An Act Relating to the New England Compact on Radiological Health Protection." (S. P. 482) (L. D. 1203)

Reported that the same Ought to Pass.

Which reports were Read and Accepted and the Bills and Resolve read once and Tomorrow assigned for Second Reading.

#### Ought to Pass As Amended

Mr. Curtis for the Committee on Agriculture on Bill "An Act Revising Laws on Dealers in Poultry." (S. P. 420) (L. D. 1074)

Reported that the same Ought to Pass As Amended by Committee Amendment "A" (S-71)

Which report was Read and Accepted and the Bill read once. Committee Amendment "A" Filing S-71 was read by the Secretary as follows:

COMMITTEE AMENDMENT  
"A" to S. P. 420, L. D. 1074,  
Bill, "An Act Revising Laws on  
Dealers in Poultry."

Amend said Bill in section 1 by striking out the first sentence of subsection 2 of that part designated "Sec. 1302." and inserting in place thereof the following: "Dealer" means any person, copartnership, association or corporation engaged in the business of buying or and selling livestock or poultry, whether such purchase or sale be completed by cash, delayed payment, transfer, exchange, barter or shipment on commission.

Further amend said Bill in section 3 by striking out all of the part designated "§1307." and inserting in place thereof the following: "§1307. Records

The commissioner may require licensed livestock and poultry dealers to keep certain records of transactions in any or all classes of livestock and poultry. The commissioner may require that livestock sold by licensed livestock dealers shall meet certain health requirements established by him.

A licensed dealer shall at all times keep his motor vehicles or trucks and premises in a sanitary condition. No cattle known to be affected with tuberculosis or brucellosis shall be transported in any vehicle with other cattle except those going directly for slaughter.

All motor vehicles, trucks or other conveyances used to transport known reactors to tuberculosis and brucellosis shall be cleaned and disinfected before being used for the transportation of any other livestock.

Committee Amendment 'A' was Adopted, and the Bill, As Amended tomorrow assigned for second reading.

Additional paper from the House, out of order and under suspension of the rules:

#### Committee Report

The Committee on Education on Bill "An Act relating to School Administrative District No. 60 and the Formation of a New District Among the Towns of Berwick, Lebanon and North Berwick. (H. P. 1098) (L. D. 1564)

Reported that the same Ought to Pass.

Comes from the House, report Read and Accepted and the Bill Passed to be Engrossed.

Which report was Read and Accepted in concurrence, The Bill read once. On motion by Mr. MacLeod and under suspension of the rules the bill was given a second reading and Passed to be Engrossed in concurrence.

#### Second Readers

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

#### House

Bill "An Act Relating to Keeping a Live Bear in Captivity." (H. P. 315) (L. D. 449)

Bill "An Act Relating to Closed Season on Bear." (H. P. 355) (L. D. 502)

(On motion by Mr. Wyman of Washington, tabled pending passage to be engrossed.)

Bill "An Act Repealing Bounty on Porcupine." (H. P. 502) (L. D. 715)

(On motion by Mr. Young of Hancock, tabled pending passage to be engrossed.)

Resolve Allocating Money to Rebuild Fish Screen at Outlet of China Lake." (H. P. 936) (L. D. 1352)

Resolve Regulating Ice Fishing on Messalonskee Lake, Kennebec County. (H. P. 937) (L. D. 1353)

Bill "An Act Relating to Use of Otter or Beam Trawls in Washington County." (H. P. 377) (L. D. 524)

Bill "An Act Relating to Exemption from Sales Tax on Materials Used in Repairs of Transient Boats Owned by Non-residents." (H. P. 770) (L. D. 1117)

Which were Read a Second Time and Passed to be Engrossed in concurrence.

#### House — As Amended

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

Which was Read a Second Time and Passed to be Engrossed As Amended, in concurrence.

#### Senate

Bill "An Act Creating a Capitol Planning Commission." (S. P. 520) (L. D. 1340)

Bill "An Act to Appropriate Moneys for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1968 and June 30, 1969. (S. P. 597) (L. D. 1575)

Which were Read a Second time and Passed to be Engrossed.

Sent down for concurrence.

#### Senate — As Amended

Bill "An Act Relating to Clerical Assistance for Clerks of the Law Court." (S. P. 524) (L. D. 1360)

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, the following:

An Act Relating to Definition of Wilderness Area Under State Park and Recreation Laws." (S. P. 453) (L. D. 1132)

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

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) (L. D. 1430)

An Act Authorizing Long Term Semi-permanent Registration Plates for Certain Semi-trailers." (H. P. 1099) (L. D. 1565)

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

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

### Emergency

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

(On motion by Mr. Berry of Cumberland, tabled pending Enactment)

### Emergency

An Act to Reconstitute School Administrative Districts Nos. 54, 56, 57, 58, 59, 62, 63 and 64. (S. P. 398) (L. D. 1070)

Which, being an emergency measure, and having received the affirmative vote of 32 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: The Chair lays before the Senate the first tabled and today assigned matter (S. P. 167) (L. D. 338) Senate Reports — from the Committee on State Government on Bill "An Act Increasing Compensation of Members of the Legislature." Minority Report Ought to Pass as

Amended by Committee Amendment "A" Filing S-60; Majority Report, Ought Not to Pass.

Tabled April 6 by Senator Hoffses of Knox pending Motion by Senator Lund of Kennebec to Accept the Minority Ought to Pass as Amended by Committee Amendment "A" Filing S-60 report.

The Chair recognizes the Senator from Knox, Senator Hoffses.

Mr. HOFFSES of Knox: Mr. President and Members of the Senate: This L. D., as I tabled it the other day, there was the inference that I had shut off one Senator from Washington County, Senator Wyman. I would like now to yield to that good Senator so that he may continue from where he was shut off.

The PRESIDENT: The Chair recognizes the Senator from Washington, Senator Wyman.

Mr. WYMAN of Washington: Mr. President and Members of the Senate: I want to thank the good Senator from Knox, Senator Hoffses. I am very much opposed to this bill. However, the good Senator from Cumberland, Senator Snow, has an amendment he would like to offer, and in deference to Senator Snow I will yield the floor to him and present my opposition later.

The PRESIDENT: The Chair now recognizes the Senator from Cumberland, Senator Snow.

Mr. SNOW of Cumberland: Mr. President and Members of the Senate: I would like to speak in favor of the motion to accept the Minority Report. The other day I discussed the reasons why I believed this was sound legislation. It is my feeling that this will in a sense continue the high caliber of representation which we enjoy in the Senate, including the Senator from Washington, Senator Wyman.

If the Senate accepts the report of Ought to Pass I will subsequently introduce an amendment which provides for an increase in the level of pay at the rate of \$500, for the biennium. The original bill called for a pay level of \$4,500 for the biennium. The Committee Amendment, which is a part of the Minority Report, called for a pay level of \$3,000, for the bien-



nium. The Amendment which I will offer, provided the Senate permits, will increase the pay level from \$2,000, to \$2,500 for the biennium. I would like to remind the Senate that with this modest increase Maine will still be preceded in the compensation to legislators by thirty other states.

The PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Stern.

Mr. STERN of Penobscot: Mr. President and Members of the Senate: I would like to support the amendment proposed by my good friend, Senator Snow, and I will say that, although it is an insult, I will accept it.

The PRESIDENT: Is the Senate ready for the question? The pending question is on the motion of the Senator from K e n n e b e c, Senator Lund, that we accept the Minority Ought to Pass as Amended Report of the Committee.

As many as are in favor of accepting the Ought to Pass Report say "Yes." Those opposed, "No."

A viva voce vote being taken, the motion to accept the Ought to Pass Report of the Committee prevailed. The bill was given its first reading.

Committee Amendment "A" was read by the Secretary as follows: COMMITTEE AMENDMENT "A" to S. P. 167, L. D. 338, Bill, "An Act Increasing Compensation of Members of the Legislature."

Amend said Bill in the 6th line (5th line in L. D. 338) by striking out the underlined figure "\$4,500" and inserting in place thereof the underlined figure '\$3,000'

Further amend said Bill in the 6th line of section 2 (5th line in L. D. 338) by striking out the underlined figure "\$4,800" and inserting in place thereof the underlined figure '\$3,500'

Further amend said Bill in the 2nd line of section 3 (same in L. D. 338) by striking out the figure "\$462,500" and inserting in place thereof the figure '\$185,400'

On motion by Senator Snow of Cumberland, Committee Amendment "A" was indefinitely postponed. Then the same Senator presented Senate Amendment "A" Filing No. S-72, and moved its adoption.

Senate Amendment "A," Filing No. S-72 was read by the Secretary as follows:

SENATE AMENDMENT "A" to S. P. 167, L. D. 338, Bill, "An Act Increasing Compensation of Members of the Legislature."

Amend said Bill in the 6th line (5th line in L. D. 338) by striking out the underlined figure "\$4,500" and inserting in place thereof the underlined figure '\$2,500'

Further amend said Bill in the 6th line of section 2 (5th line in L. D. 338) by striking out the underlined figure "\$4,800" and inserting in place thereof the underlined figure '\$2,800'

Further amend said Bill in the 2nd line of section 3 (same in L. D. 338) by striking out the figure "\$462,500" and inserting in place thereof the figure '\$92,500'

Senate Amendment "A" was adopted, and the Bill assigned for second reading the next legislative day.

The PRESIDENT: For what purpose does the Senator rise?

Mr. WYMAN of Washington: To move indefinite postponement. Now that this bill is in its third form, it was originally \$4,000, then it was \$3,000, and now it is \$2,500. I would move that we reconsider our action so that I may move indefinite postponement.

The PRESIDENT: The Senator from Washington, Senator Wyman, now moves that we reconsider our action whereby we assigned this bill for second reading the next legislative day. Is this the pleasure of the Senate?

The motion prevailed.

The PRESIDENT: The same Senator now moves that the bill be indefinitely postponed.

The Chair recognizes the Senator from Washington, Senator Wyman.

Mr. WYMAN: Mr. President and Members of the Senate: We have increased our legislative pay every year. In 1955 we increased it by \$250. In 1957 we increased it by \$150. In 1959 we increased it by \$200. In 1963 we increased our mileage from 5c to 7c and 9c, and provided \$12 for meals and lodging, which was something we had not had before. And then in 1965 we increased it another \$400. This year we have gone to a

straight 9c in mileage, and we have approximately \$400 in expenses provided in a bill which we have here in the Senate now.

Prior to this bill we have here now we were getting \$2,000 in salary and roughly \$1,000 in expenses, not including our mileage, which is \$3,000. Now, if the bill we have to provide expenses is enacted, and this bill for a legislative pay increase is enacted, then together that will amount to an increase which will bring us close to \$4,000 or an increase of about one-third.

It seems to me that where we are worrying about money matters, and telling the people back home that we don't have enough money and we are putting new taxes upon them, or are proposing to put new taxes upon them, and probably some of our pet L. D.'s, or a good many of them, will go down the drain, it seems to me that this is a poor time to make an increase of one - third over-all in our legislative remuneration. I do propose to support the bill to increase pay for expenses. That is room and board, and it goes from \$8 to \$12 altogether per day. But this particular bill I do oppose and I hope, in view of the situation, that it may be indefinitely postponed, and I so move.

The PRESIDENT: The pending question is on the motion of the Senator from Washington, Senator Wyman, that the bill as amended by Senate Amendment "A" be indefinitely postponed.

The Chair recognizes the Senator from Cumberland, Senator Snow.

Mr. SNOW of Cumberland: Mr. President and Members of the Senate: I would briefly like to remind the members of the Senate that even had we enacted the bill in its original form, which called for an annual pay level of \$4,500, that there still would have been 26 states, or a majority of the states, which compensated their legislators to a greater extent than does the State of Maine. I think, in the interest of the people of Maine, it is a good idea to adequately compensate their legislators to assure that there is broad and equal representation from a broad crosssection of the

citizenry of Maine. I would ask, Mr. President, that when the vote is taken that it be taken by division.

The PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator MacLeod.

Mr. MacLEOD of Penobscot: Mr. President and Members of the Senate: Last week my distinguished colleague and seatmate, Senator Stern, made what I interpreted to be a pledge that if no pay raise were granted to this Legislature he would not run again for this office. As much as I have enjoyed having him in the Senate I have to remind myself that practically every reapportionment plan as outlined by the Reapportionment Committee includes the ward where Senator Stern resides with Brewer, and I would hesitate and very much dislike having to run against him because I am afraid I would know the outcome and I would not be back here. So, with that on one hand, I am against this pay raise. On the other hand, I do feel that the pay that is being given to the Legislators is pitiful, from the standpoint of time spent and it is a tremendous financial sacrifice for many of us, including myself, I don't mind saying, to come down here, because I feel that we should be receiving more compensation.

On the third hand, I have been known in the past to be an advocate of economy in government. So, my brain is telling me in three ways just what to do, and when the vote is taken I may just sit here.

The PRESIDENT: The Chair recognizes the Senator from Hancock, Senator Young.

Mr. YOUNG of Hancock: Mr. President and Members of the Senate: The other day we heard a reference made to my good friend, Senator Wyman, that maybe he didn't need the extra funds; that he had plenty anyway, but I will speak as a member who doesn't have any money and probably never will have any. But I think that the remarks that he made about trying to find new money to pay for the L. D.'s were very fatherly, and I support his motion to indefinitely postpone.

The PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Katz.

Mr. KATZ of Kennebec: Mr. President and Ladies and Gentlemen: I am always interested when the debate gets around to expense money. I want to express my sincere gratitude to the citizen in back here for the check for 90c which was just handed to me this morning. I want to go on record as saying that I think I personally am shockingly underpaid. I think that devotion to duty that is required of me, not only when I am here, but when I am home when the telephone rings, not only during sessions, but after sessions, and on Sundays, any time a constituent wants to know anything, I have got to be there. The current realistic sense of appraisal of this job indicates that I am shockingly underpaid. As a matter of fact, if I paid my employees as poorly as the people in the State of Maine are paying me today I am confident that my business would be in a shambles, and I would certainly oppose the motion to indefinitely postpone.

The PRESIDENT: The Chair recognizes the Senator from Sagadahoc, Senator Brewer.

Mr. BREWER of Sagadahoc: Mr. President and Members of the Senate: The original bill called for \$4,800. I could not support it, and I could not support the amendment for \$3,000. I do feel, however, that the amendment increasing the legislative pay by \$500 is necessary and warranted. I can go back to the time when legislative pay was much lower and the expense money was not forthcoming. We had to pay for our room and meals from our legislative pay, and we went in the red. We would have gone in the red further and been a lot hungrier if we hadn't been able to line up at Senator Wyman's door at the Augusta House for a can of sardines.

The PRESIDENT: Is the Senate ready for the question?

The Chair recognizes the Senator from Oxford, Senator Ferguson.

Mr. FERGUSON of Oxford: Mr. President and Members of the Senate: I rise in support of the motion of the Senator from

Washington, Senator Wyman. When I first came to the Legislature back in 1953 we were getting \$850 per session, and no expenses. The next year I was very willing to be a candidate for the House of Representatives. When it is said that we have no candidates; there certainly are plenty of candidates. I ran for the office of Senator when there were seven of us running, five, four and three, and I still think that it is a service that we should give to the good State of Maine.

I am going to oppose every pay raise for the State officials here this present session. I am also going to oppose the raises for the county officers. I can't very well stand here this morning, or any other morning, and support a raise for the Senators. Certainly it is nothing we are forced into, to run for this office. I certainly believe the friendship and the knowledge you gain down here is worth something. I think the years I have spent down here are worth more to me than four years at Bowdoin. I hope that the Senate will give this motion serious consideration this morning, and I go along with the Senator from Washington, Senator Wyman, in the indefinite postponement of this bill.

The PRESIDENT: The Chair recognizes the Senator from York, Senator Farley.

Mr. FARLEY of York: Mr. President and Members of the Senate: When I arrived here in 1949 we got \$800. At that time it was a lot of money. I think that the President of the Senate was a member of the House at the time that I was. I think we are overlooking something here. We all want to be of service to the State and the citizens of the State of Maine. I would hate to tell you honestly just what it cost me to get down here, but I do know a great many have put a lot more into it. Now they put us in there for us to be nominated and elected and come down here and do something for the citizens of the State of Maine. I think that the increase is moderate — and possibly I won't be here because age is kind of creeping up on me — so I oppose

the motion of the Senator from Washington County, Senator Wyman.

The PRESIDENT: Is the Senate ready for the question? The question is on the motion of the Senator from Washington, Senator Wyman, that the bill be indefinitely postponed. The Senator from Cumberland, Senator Snow, has moved that the vote be taken by a division.

As many as are in favor of the indefinite postponement of the bill will stand and remain standing until counted.

A division was had. 10 Senators having voted in the affirmative, and 22 Senators having voted in the negative, the motion to indefinitely postpone did not prevail. The bill was assigned for second reading the next legislative day.

Mr. Wyman of Washington was granted unanimous consent to address the Senate.

Mr. WYMAN: Mr. President and Members of the Senate: When this bill to raise the legislative salaries was discussed here a week ago it was greatly disturbing to me to hear my colleague on the State Government Committee, the good Senator from Penobscot, Senator Stern, disclose the meagerness of his income, or partially disclose the meagerness of his income. From my own experience with attorneys I have never had anything lead me to believe that they were underpaid. It always seemed to me that they belonged to the higher paid income group. But apparently there is an exception here, of which I was not aware, and this exception distresses me to no end. I have been thinking what I could do about it, and the obvious answer is to share with my good friend some of my abundance of those delicious sardines and blueberries of which he spoke. So, now, Senator Stern, here are a few cans of these delectable food products which I hope in a small measure will alleviate some of your financial worries. To present these to you is a great privilege and a great pleasure, and truly, Senator Stern, it gives me a very warm feeling in my heart.

Mr. Stern of Penobscot was granted unanimous consent to address the Senate.

Mr. STERN: Mr. President and Members of the Senate: I would like to respond to the good Senator from Washington County and say that I am deeply appreciative of this gift because I am certain I can use it, and I intend to use it. And I want to say further that if this becomes public, you know it may help me in my profession because my clients will realize that I am grossly underpaid. I certainly want to thank you again for the gift.

On motion by Mr. Johnson of Somerset, the Senate voted to take from the table the 14th tabled and unassigned matter (S. P. 63) (L. D. 107) Bill, "An Act to Clarify State Aid for School Construction Purposes and Borrowing in Anticipation Thereof." Tabled March 28 by Senator Johnson pending Enactment.

Mr. JOHNSON of Somerset: Mr. President, Members of the Senate: I have an Amendment, in fact, a redraft to present to this Bill, and, therefore, it will be necessary to dispose of four prior amendments, and I would ask that you bear with me as I go through these motions.

On motion by Mr. Johnson and under suspension of the rules, the Senate voted to reconsider its action whereby it passed this bill to be engrossed. On further motion by the same Senator, the Senate voted to reconsider its action whereby it adopted Committee Amendment "A". Then on motion by the same Senator Committee Amendment "A" was Indefinitely Postponed.

Then, on motion by the same Senator, the Senate voted to reconsider its action whereby it adopted Senate Amendment "A" to House Amendment "A," and on motion by the same Senator Senate Amendment "A" to House Amendment "A" was Indefinitely Postponed.

On motion by the same Senator, the Senate voted to reconsider its action whereby it adopted House Amendment "A," and on further motion by that Senator, House

Amendment "A" was Indefinitely Postponed.

On motion by the same Senator, the Senate voted to reconsider its action whereby it adopted House Amendment "B," and on further motion by that Senator, House Amendment "B" was Indefinitely Postponed.

Then the same Senator offered Senate Amendment "A" and moved its adoption. Senate Amendment "A" Filing S-70 was read by the Secretary as follows:

SENATE AMENDMENT "A" to S. P. 63, L. D. 107, Bill, "An Act to Clarify State Aid for School Construction Purposes and Borrowing in Anticipation Thereof."

Amend said Bill by striking out all of the Title and inserting in place thereof the following: 'An Act Relating to State Aid for School Construction.'

Further amend said Bill by striking out all of the emergency preamble and inserting in place thereof the following:

**Emergency preamble.** Whereas, Acts and resolves passed by the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

WHEREAS, the voters of several School Administrative Districts have authorized new school construction and the borrowing in anticipation of state aid for school construction purposes pursuant to Title 20 of the Revised Statutes, as amended by chapters 475 and 493 of the public laws of 1965; and

WHEREAS, it is essential that such districts continue to borrow in anticipation of state aid for school construction so that such construction can proceed without further delay; and

WHEREAS, the Legislature presently authorized method of paying state aid for school construction while honoring commitments made to certain districts pursuant to the present legislation but without extending the authority to incur further obligations or commitments under said legislation; and

WHEREAS, such change in method must become effective immediately in order to avoid

further delay in school construction; and

WHEREAS, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Further amend said Bill by striking out everything after the enacting clause and inserting in place thereof the following:

**Sec. 1. R. S., T. 20, §225, sub-§3 ¶ A amended.** The 2nd paragraph of paragraph A of subsection 3 of section 225 of Title 20 of the Revised Statutes, as amended by section 1 of chapter 493 of the public laws of 1965, is further amended to read as follows:

The following question is to be used where a new school is to be constructed:

"Shall the school directors of School Administrative District No. . . . . be authorized to issue bonds or notes in the name of said district for capital outlay purposes in an amount not to exceed \$. . . . . and be authorized to borrow funds for capital outlay purposes in anticipation of state aid for school construction not to exceed \$. . . . . to construct a (primary or secondary school) to be located at . . . . ? (specifically define lot where school is to be erected)

Yes No"

**Sec. 2. R. S., T. 20, §304, amended.** The first paragraph of section 304 of Title 20 of the Revised Statutes, as amended, is further amended to read as follows:

To procure funds for authorized purposes of the district, the school directors of said district are authorized to borrow funds to pay current operating expenses of the district but said loans must be repaid within one year of the date of said borrowing. To procure funds for capital outlay purposes, as defined in section 3457, the school directors of said district are authorized to issue bonds and notes of the district, not to exceed in the aggregate, at any one time outstanding, the limit of indebtedness of 12 ½ per cent of the total

of the last preceding state valuation of all the participating towns including all outstanding school indebtedness assumed by said district. The school directors of a School Administrative District may be authorized to borrow funds for capital outlay purposes in anticipation of state aid for school construction purposes. Such authorization may be granted by the voters, voting upon an appropriate article under section 225, and any money so borrowed shall not be considered a part of the 12 ½ per cent debt limitation of the district. The issuing of bonds or notes for capital outlay purposes shall first be approved by a majority of those qualified voters of the district voting at an election called by the school directors and held as provided in section 225, except as is otherwise provided in this section. Contracts, leases or agreements with the Maine School Building Authority shall not be debts or liabilities within this section. Each bond or note shall have inscribed upon its face the official name of the School Administrative District and shall be dated at such time or times, shall be in such denomination, shall bear such rate of interest, not exceeding 6 per cent per year, payable semiannually, be in such form subject to this chapter, and be sold in such manner, at public or private sale as the school directors shall determine, provided that in no event shall bonds be sold for less than par. Each issue of said bonds shall mature in substantially equal annual installments, so that the first installment shall be payable not later than 2 years after the date of issue and the last installment not later than 25 years from the date thereof. When an issue of capital outlay bonds or notes has been properly authorized, the board of school directors prior to the issuance of said bonds or notes may borrow in anticipation of their sale by issuing temporary notes and renewal notes, the total face amount of which does not exceed at any one time outstanding the authorized amount of the capital outlay bonds or notes. If the proceeds of an issue of bonds are used in whole or in

part to fund temporary notes of the district or renewals thereof, the period during which such issue of bonds shall be outstanding, plus the period of the loan represented by such temporary notes or renewals thereof, shall not exceed 25 years. All notes or bonds issued by said school directors on behalf of an administrative district shall be signed by the treasurer and countersigned by the chairman of said board of school directors, and if coupons be issued, each coupon shall be attested by a facsimile signature of the treasurer printed thereon. **Any bonds or notes issued on behalf of a School Administrative District may be made subject to call for redemption, with or without premium, at the election of the board of school directors of such district before the date fixed for final payment of such bonds or notes, provided the bonds or notes, when issued, contain provisions setting forth the method by which the option to call may be exercised, the procedure for payment in the event of call and the legal effect of making the call.** Said notes and bonds, and loans to pay current operating expenses, contracts, leases and agreements with the Maine School Building Authority shall be legal obligations of said district, which is declared to be a quasi-municipal corporation within the meaning of Title 30, section 5053, and all the provisions of said section shall be applicable thereto.

**Sec. 3. R. S., T. 20, §304, amended.** Section 304 of Title 20 of the Revised Statutes, as amended, is further amended by adding after the first paragraph the following new paragraph:

**The aggregate principal amount of bonds or notes issued by a School Administrative District for capital outlay purposes shall not exceed, at any one time outstanding, the limit of indebtedness of the sum of 12½% of the total of the last preceding state valuation of all the participating towns and an additional percentage of said total state valuation determined by multiplying 12½% by the applicable percentage for said district as set forth in the third**

column of Table II of section 3457. All outstanding school indebtedness assumed by the district shall be included in its limit of indebtedness but contracts, leases or agreements with the Maine School Building Authority shall be excluded. The limit of indebtedness for bonds or notes for capital outlay purposes authorized after the effective date of this Act shall be fixed as of the time of authorization by the voters or, if no district meeting is held to authorize such bonds or notes, upon the expiration of 35 days following passage of a resolution of the board of school directors as described in the last two paragraphs of this section, provided, that if the issuance of such bonds or notes together with all outstanding indebtedness included within the district's limit of indebtedness would cause the district's indebtedness included within such limit to exceed 12½% of the total of the last preceding state valuation of all the participating towns, the board of school directors shall not issue any of such bonds or notes unless they shall first have received a certificate of approval pursuant to section 3458.

**Sec. 4. R. S., T. 20, §3457, amended.** The 2nd sentence of the first paragraph of section 3457 of Title 20 of the Revised Statutes, as enacted by section 2 of chapter 475 of the public laws of 1965, is amended to read as follows:

The state obligation on assumed debts and Maine School Building Authority leases shall not extend beyond 25 years from the original date of the unit's obligation and shall not apply to obligations made school construction projects approved by the commissioner prior to August 28, 1957.

**Sec. 5. R. S., T. 20, §3457, amended.** The last sentence of the first paragraph of section 3457 of Title 20 of the Revised Statutes, as enacted by section 2 of chapter 475 of the public laws of 1965, is repealed as follows:

The above described methods of subsidizing school construction shall apply to all eligible projects approved and completed prior to July 1, 1967.

**Sec. 6, R. S., T. 20, §3457, amended.** The 4th paragraph of

section 3457 of Title 20 of the Revised Statutes, as enacted by section 2 of chapter 475 of the public laws of 1965, is repealed as follows:

Subsequent to July 1, 1967 school construction aid shall be disbursed on all eligible projects under the following rules.

**Sec. 7. R. S., T. 20, §3457, subsections 1, 2 & 3, repealed.** Subsections 1, 2 and 3 of section 3457 of Title 20 of the Revised Statutes, as enacted by section 2 of chapter 475 of the public laws of 1965, are repealed as follows:

1. Approval prior to July 1, 1967. On any eligible project approved prior to July 1, 1967, and completed subsequent to the same date, the administrative unit shall be reimbursed the eligible amount of its capital outlay expenditure upon filing the necessary reports with the commissioner and submitting proof that the project has been completed in accordance with approved plans.

2. Approval by commissioner. On any eligible project approved by the commissioner on or after July 1, 1967 the following shall apply: One half of the financial assistance due the unit, based upon the total estimated capital outlay expenditures of the project approved by the commissioner shall be paid when evidence is submitted that the appropriate local officials have contracted or arranged for the construction of the facility or facilities. When the project is completed and a full report of the capital outlay expenditures of said project is made to the commissioner and proof has been submitted showing that the project was completed in accordance with approved plans, the eligible unit shall be reimbursed the difference between the total amount of state aid for which the project can qualify and the amount of construction subsidy paid the administrative unit at the start of the project.

3. Reimbursement. The principal amount of indebtedness incurred for school construction and assumed by a School Administrative District which school construction project was completed subsequent to July 1, 1967 shall be reimbursed

to the School Administrative District, as though contracted by the School Administrative District. Payment shall be made upon receipt of the necessary reports filed with the commissioner and proof that the debt has been so assumed together with proof that the project was completed in accordance with approved plans, and subsequent to July 1, 1967.

**Sec. 8. R. S., T. 20, §3457, amended.** The last sentence of the 7th paragraph of section 3457 of Title 20 of the Revised Statutes, as enacted by section 2 of chapter 475 of the public laws of 1965, is repealed as follows:

Financing charges shall not be considered as a part of the cost, for construction subsidy purposes, on projects which are completed on or after July 1, 1967.

**Sec. 9. R. S., T. 20, §3457, amended.** The 11th paragraph of section 3457 of Title 20 of the Revised Statutes, as enacted by section 2 of chapter 475 of the public laws of 1965, is amended to read as follows:

The several administrative units, cities, towns, plantations and School Administrative Districts shall be divided into 21 classifications according to their valuations per resident school child being educated at public expense. The valuation shall be as determined by the Board of Equalization in the statement filed by it, as provided in Title 36, section 381, and the number of children shall be the average of the last 2 enrollment reports of resident pupils being educated at public expense on April 1st annually. Such computation shall be subject to correction in accordance with the final statement filed by the Board of Equalization on December 1st. The commissioner shall establish the applicable percentage for each eligible unit on January 1st of the year in which the Legislature convenes in regular session. The percentage determined from Table II shall be applicable for the next 2 fiscal years of the State, July 1st to June 30th.

**Sec. 10. R. S., T. 20, §3458, additional.** Title 20 of the Revised Statutes is amended by adding a new section 3458 to read as follows:

**§3458. Approval of projects for school construction aid.**

Any eligible administrative unit qualifying for school construction aid under section 3457 which, after the effective date of this Act, has authorized a school construction project and the financing thereof may apply to the State Board of Education for such aid. Such application shall be accompanied by an attested copy of the vote or resolution authorizing such project and financing and by such additional information, drawings, preliminary plans and estimates of cost as the state board may require.

Forthwith upon receipt of such application, the board shall examine the application and any other information required by it relative thereto and shall approve or disapprove the proposed project for such state aid. Before approving the project of any administrative unit for school construction aid, the board shall make the following findings:

1. Eligibility. That the administrative unit and the proposed project are eligible for school construction aid under section 3457;

2. Interest. That the proposed project and the authorized method of financing it are in the best interest of the administrative unit;

3. Estimated cost. The total estimated capital outlay expenditures of the proposed project as approved by the board;

4. Percentage of state aid. The percentage of the total capital outlay expenditures which the administrative unit was qualified to receive in school construction aid for the proposed project at the time when the proposed project and its financing were authorized, as computed from Table II in section 3457.

If the board approves the proposed project for school construction aid, it shall issue a certificate of approval, which certificate shall set forth the findings required by this section and otherwise shall be in such form as the board shall determine. No state aid shall be paid to any administrative unit on any project to which this section is applicable until such certificate of approval



shall have been issued by the board.

Nothing in this section shall affect any state aid payable with respect to school construction projects authorized prior to the effective date of this Act.

Sec. 11. R. S., T. 20, §3459, additional. Title 20 of the Revised Statutes is amended by adding a new section 3459 to read as follows: §3459. Limitation.

Notwithstanding any inconsistent provisions of sections 225, 304, 3457 and 3458, the school directors of any School Administrative District which, between May 11, 1966 and the effective date of this Act, has authorized its school directors to borrow funds in anticipation of state aid for school construction under section 225 as then in effect, may borrow such funds pursuant to section 304 as heretofore in effect and may issue temporary notes and renewal notes therefor, which temporary notes and renewal notes shall be legal obligations of said district and may be issued notwithstanding any debt limitations of the district, but shall thereafter be considered in computing the borrowing capacity of the district except with respect to bonds or notes issued to finance the same school project or projects.

On any eligible project heretofore or hereafter approved by the Commissioner of Education, a School Administrative District to which this section is applicable shall be reimbursed the eligible amount of its capital outlay expenditure upon filing the necessary reports with the commissioner and submitting proof that the project has been completed in accordance with approved plans, provided that the amount of such reimbursement shall not be less than the percentage of the actual capital outlay expenditure for the project applicable to the district at the time the voters of the district authorized the school directors to borrow in anticipation of state aid for school construction.

Not later than 90 days following the filing of a full report of capital expenditures of said project with the commissioner and the submission of proof showing that the proj-

ect has been completed in accordance with approved plans, the commissioner shall notify the school directors if funds are not then available from which to pay all or any specified portion of the total amount of state aid to which the district is entitled for the project. Upon receipt of such notification, the school directors may issue bonds or notes of the district pursuant to this section in order to fund temporary notes or renewal notes issued in anticipation of such state aid or as otherwise may be required to complete the financing of the project not exceeding the total amount of such state aid or as otherwise may be required to complete the financing of the project not exceeding the total amount of such state aid to which the district is entitled for the project as certified by the commissioner, less the amount of such state aid paid or certified to be available for payment to the district. Any such bonds or notes shall be issued not earlier than simultaneously with the issuance of bonds or notes of the same district required to complete the permanent financing of the same school project or projects. The first installment of such bonds or notes shall be payable not later than two years after the date of issue and the last installment shall be payable not later than 25 years from such date, provided, that the maturity schedule for such bonds or notes shall first be approved by the Commissioner of Education. Said bonds or notes shall be legal obligations of the district and may be issued notwithstanding any debt limitation otherwise applicable to the district, but shall thereafter be considered in computing the borrowing capacity of the district. Except as otherwise provided, said bonds or notes shall be issued in accordance with the applicable provisions of section 304. If bonds or notes of the district are issued pursuant to this paragraph, the district shall be reimbursed in each year during which such bonds or notes are outstanding out of moneys appropriated for this purpose, an amount equal to its annual payments of principal and interest on such bonds or notes, which amounts shall be the

only state aid for school construction purposes paid or to be paid to the district for said school project or projects, except for any sums which may be paid or payable pursuant to the last two sentences of section 3457 on account of sums contributed by the district for the project or projects.

If a district to which this section is applicable shall have issued temporary notes or renewal notes in anticipation of state aid to an amount in excess of the amount of state aid to which the district is entitled for its project, any unexpended balance of the proceeds of such temporary notes or renewal notes shall be used for the repayment thereof and the outstanding balance, if any, of such temporary notes or renewal notes shall be repaid from sums which shall be included in the next annual budget of the district and shall not be subject to change at the district budget meeting.

**Sec. 12. Proceedings validated.** All proceedings taken between May 11, 1966 and the effective date of this Act by the voters, school directors or officers of any School Administrative District in connection with the authorization, issuance, sale, execution and delivery of bonds or notes for capital outlay purposes or notes in anticipation of state aid for school construction pursuant to the Revised Statutes then in effect and all such bonds or notes heretofore issued thereunder by School Administrative Districts are hereby validated, confirmed, approved and declared legal in all respects notwithstanding any defect or irregularity therein.

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect when approved.

The PRESIDENT: The Chair recognizes the Senator from Somerset, Senator Johnson.

Mr. JOHNSON: Mr. President and Members of the Senate: To give you a brief rundown of this Amendment, I would like to say this: That Section I will change the question to be voted upon by school administrative district so as to delete references to State Aid for school construction and return

to the system in effect before passage of the present law.

Section II revises Title 20 so as to remove the authority of the school directors to borrow in anticipation of State Aid. It adds authority to the school directors to issue callable bonds, and adds a new second paragraph to Section 304 establishing a more flexible debt limit which is an alternative method of increasing the borrowing capacity of school administrative districts. There is also included a requirement for approval by the State Board of Education before a district may borrow in excess of 12½ per cent of its total state valuation.

Section 4, 5, and 6 delete certain portions of Title 20 in the present law so as to return to the former method of paying State Aid for school construction.

Section 8 adds a new section so as to provide a method for approval by the State Board of Education in the event a district votes to issue bonds and notes in excess of 12½ per cent of its total state valuation, but not in excess of its increased debt.

Section 9 provides that districts which authorized borrowing in anticipation of State Aid after the effective date of the present law, and the effective date of the present new amendment, which I presented, may continue to borrow such funds in excess of the debt limit if necessary, and that the districts will be reimbursed in accordance with the system introduced by the present law in effect at the time the districts authorized the projects. If for some reason, such as the failure of the voters to approve the state bond issue and accelerated State Aid is not paid to the districts, the districts may issue their own bonds or notes to fund temporarily notes in anticipation of State Aid and complete the projects. If they issue bonds or notes, the districts will nevertheless be reimbursed by the State for the amount of their principle and interest payments under the life of these bonds. Approval of any of the schedule of bonds or notes by the Commissioner of Education is required so as to control the possibility that

a district might issue its bonds or notes for a very short period which could increase the State's commitment in a given year to an excessive amount.

Section 10 is a validating section governing districts which have authorized notes in anticipation of State Aid.

I move the adoption of this amendment.

The PRESIDENT: The pending question is the motion of the Senator from Somerset, Senator Johnson that the Senate adopt Senate Amendment "A".

The Chair recognizes the Senator from Cumberland, Senator Snow.

Mr. SNOW of Cumberland: Mr. President. Members of the Senate: I would like to speak briefly on the subject of this amendment. I feel that the Senator from Somerset, Senator Johnson, has done an able job of explaining in simple language what is a very complicated subject. I have spent considerable time studying the proposed amendment. I find that in many ways it lends strength to the original L. D. 107 which was favorably reported from the Education Committee. It lends strength in that it extends the time over which communities may borrow to meet their school construction needs, and it also strengthens the authority of the Commissioner of Education to approve or disapprove those projects which require borrowing in excess of the communities' debt limit. These sections of the amendment are sections which I can wholeheartedly support.

I would like to draw to the attention of the Senate, however, that one provision of the amendment which would change the State, if you will, to the installment method of financing school construction represents a major change in policy. I feel very strongly that this major change in policy should receive public hearing. I have received the assurances of the leadership in the Senate that arrangements will be made for such a public hearing. Then, I think we can look at this major change at some leisure, although it is an emergency meas-

ure, and decide it on the basis of its merits and without haste.

In the interest of expediting the passage of this measure so that it may be heard in accordance with the agreement reached, I intend to support passage of this amendment and I hope that other members of the Senate will do likewise.

The PRESIDENT: The pending question is on the motion of the Senator from Somerset, Senator Johnson, that we adopt Senate Amendment "A."

The Chair recognizes the Senator from Aroostook, Senator Harding.

Mr. HARDING of Aroostook: Mr. President and Members of the Senate: I think that everyone here will recognize from the explanation of the Senator from Somerset, Senator Johnson, that we are talking about a major change in the law. We are also talking about a major change in so far as financing is concerned. I don't know at this point whether I would be in favor of the change in financing or whether I would not. I think it is a matter, however, that certainly is deserving of a public hearing so that we may hear from the municipalities and school districts as to what their thinking is on this. I would like to pose a question, if I may, to the Senator from Somerset, Senator Johnson, as to what vehicle will be used for a public hearing on this bill.

The PRESIDENT: The Senator from Aroostook, Senator Harding, has posed a question through the Chair. The Senator from Somerset, Senator Johnson, may answer if he so desires.

Mr. JOHNSON: We feel that a proper order, a joint order, will be entered in the Senate tomorrow morning possibly, and the hearing will be held by the Educational Committee in public.

The PRESIDENT: Is the Senate ready for the question?

The Chair recognizes the Senator from Cumberland, Senator Good.

Mr. GOOD of Cumberland: Mr. President and Members of the Senate: I agree with the Senator from Aroostook, Senator Harding that this is a major change. It is a major change from the major

change which was made in the special session of the last Legislature. I also agree with the Senator from Aroostook, Senator Harding, that it should have a public hearing. Since the major change that was made in the special session of the last Legislature did not have a public hearing, I think this one should.

The PRESIDENT: Is the Senate ready for the question?

The Chair recognizes the Senator from Aroostook, Senator Harding.

Mr. HARDING: Mr. President, I am sorry, I am not clear on this. I will pose the question again. Do I understand that this bill is to be recommended to the Committee on Education by virtue of the joint order?

The PRESIDENT: The Chair understood the question to be answered that a joint order would be introduced in the Senate tomorrow calling for a hearing on this bill.

Is the Senate ready for the question?

As many as are in favor of the motion of the Senator from Somerset, Senator Johnson, that we adopt Senate Amendment "A" will say "Yes." In the contrary, "No."

A viva voce vote being taken, the motion to adopt Senate Amendment "A" prevailed. Under suspension of the rules, the Bill was passed to be engrossed as amended by Senate Amendment "A" in non-concurrence, and sent down forthwith for concurrence.

On motion by Mr. Lund of Kennebec, the Senate voted to take from the table the 19th tabled and unassigned matter (S. P. 265) (L. D. 646) Bill, "An Act Authorizing One to Two-Year Sentences to Certain County Jails." Tabled March 29 by Senator Lund pending Passage to be Engrossed.

On further motion by the same Senator, the Senate voted to reconsider its action whereby it adopted Committee Amendment "A." Then the same Senator moved the indefinite postponement of Senate Amendment "A."

On motion by Mr. Mills of Franklin, the bill was tabled and specially assigned for Tuesday, April 18 pending the motion by Mr. Lund of Kennebec to indefinitely postpone Committee Amendment "A."

On motion by Mr. Johnson of Somerset, the Senate voted to take from the table the 39th tabled and unassigned matter (S. P. 115) (L. D. 264) Bill, "An Act to Clarify the Motor Vehicle Laws." Tabled April 12 by Senator Johnson pending Passage to be Engrossed.

Mr. JOHNSON of Somerset: Mr. President, I would like to present Senate Amendment "A" and move its adoption.

The PRESIDENT: The Chair would advise the Senate that the amendment presented by the Senator from Somerset, Senator Johnson, not having been produced, this matter will lay on the table until the next legislative day.

On motion by Mr. Wyman of Washington, the Senate voted to take from the table the 18th tabled and unassigned matter (S. P. 586) (L. D. 1544) Bill, "An Act Relating to Housing and Meal Expenses for Legislators." Tabled March 29 by Senator Wyman pending Passage to be Engrossed.

The PRESIDENT: The Chair now recognizes the Senator from Washington, Senator Wyman.

Mr. WYMAN: Mr. President and Members of the Senate: I now move that this be recommitted to the Committee on State Government for some minor changes, and I can assure the members of the Senate, there is no intention to cut down the expenses allowed.

The PRESIDENT: The Senator from Washington, Senator Wyman, moves that we now recommit to the Committee on State Government this bill. Is this the pleasure of the Senate?

The motion prevailed.

On motion by Mr. Ross of Piscataquis,

Adjourned until 9:30 o'clock tomorrow morning.