

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**

**OF THE**

*One Hundred and Third  
Legislature*

**OF THE**

**STATE OF MAINE**

**Volume II**

**May 10 to June 15, 1967**

**KENNEBEC JOURNAL  
AUGUSTA, MAINE**

**SENATE**

Tuesday, May 23, 1967

Senate called to order by the President.

Prayer by the Rev. Lawrence E. Merckens of Hallowell.

Reading of the Journal of yesterday.

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

Bill "An Act Relating to Protecting Source of Public Water Supply." (S. P. 435) (L. D. 1154)

In Senate, May 15, Passed to be Engrossed As Amended by Committee Amendment "A" (S-56) and by Senate Amendment "A" (S-130) in non-concurrence.

Comes from the House, Passed to be Engrossed as Amended by Senate Amendment "A" (S-130) and by House Amendment "A" (H-333) in non-concurrence.

In Senate: Voted to Recede and Concur with the House.

Bill "An Act Relating to Chiropractic Services for Injured Employee Under Workmen's Compensation Law." (H. P. 756) (L. D. 1103)

In House, April 19, Minority — Ought to Pass report Accepted.

April 20, Bill Passed to be Engrossed.

In Senate, May 17, Majority Ought Not to Pass report Accepted.

Comes from the House, that body having Adhered.

On motion by Mr. Good of Cumberland, the Senate voted to Adhere.

**Committee Reports****House****Referred to the 104th Legislature**

The Committee on Retirements and Pensions on Bill "An Act Establishing Social Security Benefits for State Classified Service Employees." (H. P. 720) (L. D. 1015)

Reported that the same should be referred to the 104th Legislature.

Comes from the House report Read and Accepted.

The Committee on Retirements and Pensions on Bill "An Act Relating to Retirement Benefits of

State Employees at Correctional and Mental Institutions and Liquor Inspectors." (H. P. 947) (L. D. 1378)

Reported that the same should be referred to the 104th Legislature.

Comes from the House, report Read and Accepted.

The Committee on State Government on Bill "An Act to Provide for Qualification, Certification and Examination of Tax Assessors." (H. P. 1023) (L. D. 1489)

Reported that the same should be referred to the 104th Legislature.

Comes from the House, report Read and Accepted.

Which reports were Read and Accepted in concurrence.

**Ought Not to Pass**

The Committee on State Government on Bill "An Act Providing Free Use of Maine Turnpike for Members of Legislature During Legislative Sessions." (H. P. 1028) (L. D. 1494)

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

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 State Government on Bill "An Act Relating to Legislative Research Committee Printing." (H. P. 916) (L. D. 1325)

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 State Government on Bill "An Act Providing for the Official Observance of the 150th Anniversary of the Formation

of the State of Maine." (H. P. 723) (L. D. 1018)

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 Towns and Counties on Bill "An Act Relating to Tax Collector's Resignation." (H. P. 297) (L. D. 417)

Reported that the same Ought to Pass.

Comes from the House, report Read and Accepted.

Which reports were Read and Accepted in concurrence, the Bills Read Once, and tomorrow assigned for Second Reading.

#### **Ought to Pass — As Amended**

The Committee on Business Legislation on Bill "An Act Establishing Maximum Legal Interest Rate on Personal Loans in Excess of One Thousand Dollars." (H. P. 345) (L. D. 493)

Reported that the same Ought to Pass As Amended by Committee Amendment "A" (H-317)

Comes from the House report Read and Accepted and the Bill Passed to be Engrossed As Amended by Committee Amendment "A".

(On motion by Mr. MacLeod of Penobscot, tabled pending acceptance of the Committee Report.)

The Committee on Judiciary on Bill "An Act Relating to Certificate of Organization of Non-profit Corporations Organized Prior to 1911." (H. P. 150) (L. D. 214)

Reported that the same Ought to Pass As Amended by Committee Amendment "A" (H-319)

Comes from the House, report Read and Accepted and the Bill Passed to be Engrossed As Amended by Committee Amendment "A".

The Committee on Judiciary on Bill "An Act to Allow the Use of Certain Government Bonds in Place of Retention of Payments Due Contractor in State Contracts." (H. P. 631) (L. D. 887)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-320)

Comes from the House, report Read and Accepted and the Bill Passed to be Engrossed As Amended by Committee Amendment "A."

The Committee on Legal Affairs on Bill "An Act Relating to Fees, Compensation, Trust Accounts and Criminal Offenses Under Real Estate Law." (H. P. 714) (L. D. 1009)

Reported that the same Ought to Pass As Amended by Committee Amendment "A" (H-311)

Comes from the House, report Read and Accepted and the Bill Passed to be Engrossed As Amended by Committee Amendment "A"

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

Reported that the same Ought to Pass As Amended by Committee Amendment "A" (H-321)

Comes from the House, report Read and Accepted and the Bill Passed to be Engrossed As Amended by Committee Amendment "A"

The Committee on Towns and Counties on Bill "An Act Relating to Buildings for Education Programs for Retarded Children No Longer Used for the Purpose." (H. P. 431) (L. D. 595)

Reported that the same Ought to Pass As Amended by Committee Amendment "A" (H-324)

Comes from the House, report Read and Accepted and the Bill Passed to be Engrossed As Amended by Committee Amendment "A"

The Committee on Towns and Counties on Bill "An Act Relating to Care of Paupers at Jefferson Men's Camp." (H. P. 951) (L. D. 1382)

Reported that the same Ought to Pass As Amended by Committee Amendment "A" (H-323)

Comes from the House, report Read and Accepted and the Bill Passed to be Engrossed As Amended by Committee Amendment "A"

The Committee on Towns and Counties on Bill "An Act Relating to Acceptance of State and Federal Grants." (H. P. 1046) (L. D. 1518)

Reported that the same Ought to Pass As Amended by Committee Amendment "A" (H-322)

Comes from the House, report Read and Accepted and the Bill

Passed to be Engrossed As Amended by Committee Amendment "A"

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. Ross for the Committee on Highways on Bill "An Act Eliminating Tolls from Bridge Across Jonesport Reach." (S. P. 335) (L. D. 868)

Reported that the same Ought to Pass.

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

Mr. FERGUSON of Oxford: Mr. President, we have four bills on the calendar today in regards to the Highway fund. I would like to say at this time that two of these have been passed in the original form and two have been amended. They are all bills that are going to be costing money in the final stages. It will depend on how much money we are going to have to pay for these items, so I would remind the Senate to be mindful of this fact when we are whittling away at the Highway fund.

The PRESIDENT: Is it now the pleasure of the Senate to Accept the Ought to Pass Report of the Committee?

The motion prevailed.

Mr. Ferguson for the Committee on Highways on Bill "An Act Relating to Reimbursement of Towns for Construction of and Snow Removal from Highways." (S. P. 360) (L. D. 957)

Reported that the same Ought to Pass.

Which report was Read and Accepted and the Bill read once and tomorrow assigned for Second Reading.

#### Ought to Pass — As Amended

Mr. Ferguson for the Committee on Highways on Bill "An Act to Provide a Feasibility Study for Express Highway Through

Washington County." (S. P. 519) (L. D. 1339)

Reported that the same Ought to Pass As Amended by Committee Amendment "A" (S-170)

Which Report was Read and Accepted and the Bill Read Once. Committee Amendment "A", Filing S-170, was read by the Secretary as follows:

COMMITTEE AMENDMENT "A" to S. P. 519, L. D. 1339, Bill "An Act to Provide a Feasibility Study for Express Highway Through Washington County."

Amend said Bill in section 2 by striking out in the 2nd line (same in L. D. 1339) the figure "\$50,000" and inserting in place thereof the figure "\$25,000"

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

#### Ought to Pass in New Draft

Mr. Ross for the Committee on Highways on Bill "An Act Relating to Revisions of Highway Maintenance and Snow Removal Laws." (S. P. 298) (L. D. 737)

Reported that the same Ought to Pass in New Draft, under same title (S. P. 658) (L. D. 1671)

Which report was Read and Accepted and the Bill, in New Draft, read once and tomorrow assigned for Second Reading.

#### Second Readers

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

#### House

Bill "An Act Concerning the Practice of Public Accountancy." (H. P. 1153) (L. D. 1649)

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

(See action later in today's session.)

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

#### House — As Amended

Bill "An Act Relating to the Protection of Trade Secrets." (H. P. 943) (L. D. 1375)

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

#### Senate

Bill "An Act Providing for the Purchase of Land by the Seed Potato Board." (S. P. 640) (L. D. 1646)

(On motion by Mr. Barnes of Aroostook, tabled and specially assigned for Wednesday, May 24, pending passage to be engrossed.)

#### Senate — As Amended

Bill "An Act Providing for Associate Degree in Nursing at Aroostook State College." (S. P. 296) (L. D. 735)

(On motion by Mr. Albair of Aroostook, tabled pending passage to be engrossed.)

Bill "An Act Relating to Pecuniary Injuries in Actions for Injuries Causing Death of a Minor." (S. P. 504) (L. D. 1219)

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 Corporate Sale of Installment Bonds. (S. P. 267) (L. D. 648)

An Act to Provide for a Lien for Hospital Services on Recoveries from Third Persons. (H. P. 901) (L. D. 1314)

(On motion by Mr. Stern of Penobscot, tabled and specially assigned for Thursday, May 25, pending enactment.)

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

#### Emergency

An Act Providing Appropriations for Payment of School Construction Aid to the Cities of Westbrook and South Portland. (H. P. 1124) (L. D. 1601)

(On motion by Mr. Berry of Cumberland, placed on the Special Appropriations Table.)

#### Orders of the Day

The President laid before the Senate the first tabled and today assigned matter (H. P. 339) (L. D. 487) House Report Ought to Pass from the Committee on Agriculture on Bill "An Act Relating to Membership on the Milk Commission." Tabled May 17 by Senator Viles of Somerset, pending Acceptance of Report.

On motion by Mr. Viles of Somerset, the Senate voted to Accept the Ought to Pass Report of the Committee. The Bill was read once and tomorrow assigned for second reading.

The President laid before the Senate the second tabled and today assigned matter (S. P. 456) (L. D. 1133) Bill "An Act Relating to Coverage Under Employment Security Law." Tabled May 17 by Senator Johnson of Somerset, pending Passage to be Engrossed.

Mr. Johnson of Somerset moved the pending question and the bill was Passed to be Engrossed.

Sent down for concurrence.

The President laid before the Senate the third tabled and today assigned matter (H. P. 515) (L. D. 728) Bill "An Act Relating to Wages Paid for Benefits and Eligibility Under Employment Security Law." Tabled May 18 by Senator Good of Cumberland, pending Consideration.

On motion by Mr. Good of Cumberland, retabled and specially assigned for Thursday, May 25, pending further consideration.

The President laid before the Senate the fourth tabled and today assigned matter (H. P. 876) (L. D. 1288) House Reports from the Committee on Business Legislation on Bill "An Act Relating to Insurance Transactions Through Credit Card Facilities." Majority Report, Ought Not to Pass; Minority Report, Ought to Pass. Tabled May 18 by Senator MacLeod of Penobscot, pending Acceptance of Either Report.

On motion by Mr. MacLeod of Penobscot, the Senate voted to Accept the Majority Ought Not to Pass Report of the Committee.

The President laid before the Senate the fifth tabled and today assigned matter (S. P. 488) (L. D. 1211) Senate Report Ought to Pass in New Draft under same Title (S. P. 654) (L. D. 1666) from the Committee on Legal Affairs on Bill "An Act Regulating Snow Traveling Vehicles." Tabled May 18 by Senator Stern of Penobscot, pending Acceptance of Report.

On motion by Mr. Curtis of Penobscot, the Senate voted to Accept the Ought to Pass in New Draft Report of the Committee, and the Bill, in New Draft, was read once.

Then the same Senator presented Senate Amendment "A" and moved its adoption.

Senate Amendment "A", Filing S-171, was read by the Secretary as follows:

SENATE AMENDMENT "A" to S. P. 654, L. D. 1666, Bill, "An Act Regulating Snow Traveling Vehicles."

Amend said Bill in that part designated "§ 2162" of section 1 by inserting after the underlined word "Department" in the 4th line (3rd line in L. D. 1666) the underlined punctuation and words ' and supervisors and rangers of the State Park and Recreation Commission and Allagash Wilderness Waterway'

Senate Amendment "A" was Adopted, and the Bill, as Amended, tomorrow assigned for second reading.

The President laid before the Senate the sixth tabled and today assigned matter (H. P. 1147) (L. D. 1638) Bill, "An Act Relating to the Financing of the State Liquor Commission." Tabled May 18 by Senator Johnson of Somerset, pending Passage to be Engrossed.

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

Mr. JOHNSON of Somerset: Mr. President, I would like to yield on this to the Senator from Washington, Senator Wyman.

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

Mr. WYMAN of Washington: Mr. President and Members of the Senate: This bill came out of State

Government unanimously Ought Not to Pass, and I think the principle involved in the bill is excellent: the theory that the people have a right to know and should have an advance notice on these bills. However, we are giving them a four weeks' notice on bills heard Tuesday and nine days on bills which are heard on Thursday as we have all our notices of hearings in the office on Tuesday of the prior week. Now, I think to go further with that would only —

The PRESIDENT: The Chair would interrupt the Senator only to be sure that he is talking about the bill which is before the Senate. The bill is the sixth tabled and specially assigned matter appearing on Page 6 of the calendar and the title is "An Act Relating to the Financing of the State Liquor Commission." Would the Senator like to table this matter to the next legislative day?

On motion by Mr. Wyman of Washington, retabled and specially assigned for Wednesday, May 24, pending Passage to be Engrossed.

The President laid before the Senate the seventh tabled and today assigned matter (H. P. 1118) (L. D. 1595) House Report Ought Not to Pass from the Committee on Legal Affairs on Bill "An Act Clarifying the Location of Town Line Between China and Winslow." Tabled May 18 by Senator Johnson of Somerset, pending Acceptance of Report.

On motion by Mr. Johnson of Somerset, retabled and specially assigned for Wednesday, May 31, pending acceptance of Report.

The President laid before the Senate the eighth tabled and today assigned matter, (S. P. 347) (L. D. 931) Bill, "An Act Relating to Notice of Legislative Hearings." Tabled on May 19, 1967 by Senator Snow of Cumberland, pending acceptance of the ought not to pass report of the committee.

The Chair recognizes Senator Snow.

Mr. SNOW of Cumberland: Mr. President, I believe this is the item to which Senator Wyman was referring a little earlier. I would move that the bill be substituted

for the report, and I have an amendment which I will offer if this motion prevails.

The PRESIDENT: The Senator from Cumberland, Senator Snow, moves that the bill be substituted for the Ought Not to Pass report of the committee. Is this the pleasure of the Senate?

The motion prevailed and the bill was read once.

The same Senator then presented Senate Amendment 'A' and moved its adoption.

Senate Amendment "A," Filing S-172, was read by the Secretary as follows:

SENATE AMENDMENT "A" to S. P. 347, L. D. 931, Bill "An Act Relating to Notice of Legislative Hearings."

Amend said Bill by striking out all of that part designated "§ 4," and inserting in place thereof the following:

'§ 4. Notices of legislative hearings.

Notice of hearings on bills and resolves, except for new drafts of the same, to be heard by committees of the Legislature during a regular session after February 15th of any year shall be given by publishing the title of the bill or resolve and the time and place of the hearing in the state paper, and such other newspapers as may be designated by the President of the Senate and the Speaker of the House of Representatives, at least 7 days before the hearing. Failure to give sufficient notice shall not invalidate any action taken by the Legislature.'

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

Mr. SNOW of Cumberland: Mr. President, this item would call for advertising the notice of hearing seven days in advance of hearing instead of the customary three days which the legislature has been doing for the past number of years. I have discussed this measure with the publishers of the Maine daily and weekly newspapers. The weekly newspapers have a particular interest in this measure. They feel that the three-day notice is not always sufficient to arouse the interest of the people who would like

to come to Augusta and to attend the hearings. They also feel that it does not give them sufficient time to prepare articles to discuss bills which will be heard perhaps the following week.

I think the Senate is an appropriate place to discuss this bill because most of us are or have been committee chairmen. I realize that this would present some difficulties to those of us with particularly busy committees in the scheduling of hearings. I also have some concern as to how many papers will take advantage of this should it be enacted.

As you know, the President of the Senate has been making available for the past several years notices of the hearings to Maine's 45 newspapers. He reports to me that about 11 of them have taken advantage of this. Now the amendment itself does two things to the original bill. It sets February 15th during the legislative session as the date when this would become effective. In other words, there would be requirement for seven-day notice prior to February 15th. It also eliminates the advertising of redrafts. It further provides that the failure to advertise a bill will not impair the value of any legislation which is enacted without it. I feel that this is perhaps in the interest of the public and perhaps in the interest of giving them as much advance notice as we are able to of our hearings. I would urge adoption of the amendment.

The PRESIDENT: The pending question is the adoption of the motion by the Senator from Cumberland, Senator Snow, that we accept Senate Amendment 'A.'

The Chair recognizes the Senator from Washington, Senator Wyman.

Mr. WYMAN of Washington: Mr. President, and Members of the Senate: I want to apologize because what I have to say now will be a rerun of when I moved that this bill and accompanying papers be indefinitely postponed. It did come out of the Committee on State Government unanimously, o u g h t not to pass. I think the theory behind it is excellent, and this amendment boils it down to the point where it is not very much different from the present situa-



tion. We give the notice on Tuesday which is seven days in advance and on bills which are heard Thursday by nine days, and I think that the only thing this could possibly accomplish is that it might slow down the legislative procedure some. But after considering it carefully the committee did vote on it unanimously ought not to pass.

The PRESIDENT: The Senator from Washington, Senator Wyman, moves that the bill and accompanying papers be indefinitely postponed.

The Chair recognizes the Senator from Cumberland, Senator Snow.

Mr. SNOW of Cumberland: Mr. President, I ask that when the vote is taken it be taken by division.

The PRESIDENT: Is the Senate ready for the question?

The Chair recognizes the Senator from Lincoln, Mrs. Sproul.

Mrs. SPROUL of Lincoln: Mr. President and Members of the Senate: I would like to support the motion of Senator Snow. For several terms now the Editor of the Lincoln County News has been very interested in having some sort of notice sent out to their paper and to the other papers so that she could get it in the weekly. She says that is the problem. I know that the Lincoln County News has been taking advantage this time of the notices that have come out a little ahead of time and while she hasn't published all of them, she has picked out the particular items that would be of interest in the County. I would strongly support the motion of the Senator from Cumberland.

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

Mr. ANDERSON of Hancock: Mr. President and members of the Senate, I want to heartily concur with the remarks of the Senator from Cumberland, Senator Snow. I really think this is one of the best pieces of legislation that we have had before us, and I would certainly hope that this honorable body gives this unanimous support. Thank you.

The PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Berry.

Mr. BERRY of Cumberland: Mr. President, I would support very strongly the position of Senator Wyman in his motion which is before the House. I think once again we have here some legislation which is admirable in its objective, but from a practical nature I see real serious problems. Actually, I think this could result very easily in delay of our procedure.

As the process now of advertising goes, all the committee clerks send in to a central collecting office their notices of hearings, and this results in approximately nine days planning in advance as things stand right now. If we are going to increase this by three or four more days, I think we are going to end up by slowing down the process and also probably end up with mistakes and cancelled hearings. Now, to a certain extent we have these now. If we are going to increase the time between the required time of notification on the part of our committee clerks, which is way in advance of the current three days, we are really going to run into road blocks. I think the effect of advance notification now is at least really a week. If we are going to increase this by, as I say, three or four more days, I believe we are going to get into some unworkable and untenable situations. I think, to repeat, it is highly desirable in objective; extremely difficult in accomplishment.

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 want to oppose the motion of the good Senator from Washington County, Senator Wyman. I proposed this piece of legislation. I think that it is something that is needed. I understand this would give the weeklies a chance to get notices in on local legislation that would be of local interest.

You must remember that it is small communities such as we have in Oxford County and many of the other counties that a lot of

the people do not get a daily paper; they just depend on the weeklies. If we had a seven-day notice, possibly they would buy a paper on pay day and this is about the only time they can afford to buy a paper. So certainly I don't want to go along with the motion by Senator Wyman from Washington County. Therefore, I would support the good Senator from Cumberland, Senator Snow.

The PRESIDENT: The Chair recognizes the Senator from Franklin, Senator Mills.

Mr. MILLS of Franklin: Mr. President and Members of the Senate: I think the subject matter before us is much broader than the legislation. It brings to our attention and our notice and for our necessary action, you might say, the right to know on the part of the public about what we are doing or what we are proposing to do at various committee hearings.

I think that it is rather common knowledge that our notice procedures are woefully inadequate at this time. Many concerns that even have lobbyists here are combing the bills as they are coming along, and watching the notices miss out on some of the hearings because of the obtuseness and many of our notices you have to have a magnifying glass, pretty nearly, to read it in the press, and the fact that there are so many of them coming along. We had in Judiciary this winter a very important piece of legislation concerning a large segment of Maine industry, and they were completely oblivious of the hearing, although the adequate notice according to our regulations was given. They missed the hearing, and the fact that it was of so much consequence to quite a segment of industry, with letters to make inquiry to find out if they in fact did know the bill was being heard, we found that although they were represented, they hadn't had any notice. They had the legal notice, of course, from the running in the newspaper of the minute sized type of the ad. But they missed it so we readvertised and had a hearing.

To borrow a phrase from my neighbor, perhaps I don't support this as written, but I think that the

subject matter is well worth our thinking in order to keep it alive. I could certainly vote for this amendment. I hope that, perhaps, we could give this subject matter consideration. Also, despite this legislation, if it is enacted, I still think there are areas of improvement to be made in the notice procedures of this legislature. I think it is a matter well worth the study by the Research Committee in its research. We can't give too much notice about what we are doing here. And then notice that we are giving now is pretty inadequate. I think it has been demonstrated that way many times. It will be improved, perhaps, by this legislation, but it should be improved even more.

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

Mr. WYMAN of Washington: Mr. President, it seems to me that this could be corrected largely by having the notices published a week before in the daily, which we don't do. They are published, as I recall, on weekends and the first of the following week, and furthermore, this bill isn't going to correct the size of the type in which they are printed. Possibly we should have a regulation that the notice should be printed in larger type.

The PRESIDENT: Is the Senate ready for the question?

The Chair recognizes the Senator from Hancock, Senator Young.

Mr. YOUNG of Hancock: I disagree with the Senator from Washington, Senator Wyman. I have had calls from two weekly papers in regard to this bill, and it isn't so much that they don't like the size of the print and one thing and another; it is a matter of the time of the week that their paper comes out. Why they would like this is so they could have a summary of the bill and perhaps make some notes on it in their own way. I don't think they expect the legislature to advertise them in each weekly; I think they just want to do it themselves, and that is the reason they would like to have more notice. And I go along with Senator Snow and oppose the motion of indefinite postponement.

The PRESIDENT: Is the Senate ready for the question? As many as are in favor of the motion that the bill be indefinitely postponed will please stand and be counted. Those opposed to the motion will please stand and be counted.

A division was had. Seven Senators having voted in the affirmative, and 22 Senators having voted in the negative, the motion to indefinitely postpone did not prevail.

Thereupon, Senate Amendment "A" was Adopted, and the Bill, As Amended, tomorrow assigned for second reading.

The President laid before the Senate the ninth tabled and today assigned matter (S. P. 86) (L. D. 167) Senate Report Ought to Pass from the Committee on State Government on Bill, "An Act Relating to Meetings of the Advisory Council Department of Economic Development." Tabled May 19, by Senator Stern of Penobscot, pending Acceptance of Report.

On motion by Mr. Stern of Penobscot, the Senate voted to Accept the Ought to Pass Report of the Committee. The Bill was read once and tomorrow assigned for second reading.

The President laid before the Senate the tenth tabled and today assigned matter (H. P. 216) (L. D. 306) Bill "An Act Relating to Form and Arrangement of Ballots in General Elections." Tabled May 19 by Senator Anderson of Hancock, pending Enactment.

On motion by Mr. Anderson of Hancock, and under suspension of the rules, the Senate voted to reconsider its action whereby it passed this bill to be engrossed.

Then the same Senator offered Senate Amendment "A" and moved its adoption.

Senate Amendment "A," Filing S-166, was read by the Secretary as follows:

**SENATE AMENDMENT "A" to H. P. 216, L. D. 306, Bill "An Act Relating to Form and Arrangement of Ballots in General Elections."**

Amend said Bill in section 3 by striking out all of the 4th and 5th lines (Same in L. D. 306) and

inserting in place thereof the following lines:

**'C. Further instructions.** The following instructions must be printed in bold type at the top of the ballot.'

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

**'Referendum for ratification.** The aldermen of cities, the selectmen of towns and the assessors of the several plantations of this State are empowered and directed to notify the inhabitants of their respective cities, towns and plantations to meet in the manner prescribed by law for calling and holding biennial meetings of said inhabitants for the election of Senators and Representatives, at the next general or special state-wide election, to give in their votes upon the acceptance or rejection of the foregoing Act, and the question shall be:

"Shall 'An Act Relating to Form and Arrangement of Ballots in General Elections,' passed by the 103rd Legislature, be accepted?"

The inhabitants of said cities, towns and plantations shall vote by ballot on said question and shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same. The ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings and return made to the office of the Secretary of State in the same manner as votes for Governor and Members of the Legislature, and the Governor and Council shall review the same, and if it shall appear that a majority of the inhabitants voting on the question are in favor of the Act, the Governor shall forthwith make known the fact by his proclamation, and the Act shall become effective in 30 days after the date of said proclamation.

**Secretary of State shall prepare ballots.** The Secretary of State shall prepare and furnish to the several cities, towns and plantations ballots and blank returns in conformity with the foregoing Act, accompanied by a copy thereof.'

Senate Amendment "A" was Adopted, and under suspension of the rules the Bill, As Amended,

was Passed to be Engrossed in non-concurrence.

Sent down for concurrence.

The President laid before the Senate the eleventh tabled and today assigned matter (H. P. 626) (L. D. 882) Bill, "An Act Providing an Education Loan Fund for the Higher Education of Teachers." Tabled May 22 by Senator Snow of Cumberland, pending Consideration.

On motion by Mr. Snow of Cumberland, the Senate voted to insist on its former action and join in a Committee of Conference.

The President appointed the following Conferees on the part of the Senate:

Senators:

BERRY of Cumberland  
HOFFSES of Knox  
DUQUETTE of York

The President laid before the Senate the twelfth tabled and today assigned matter (H. P. 1169) Joint Resolution Relating to Expressing Legislative opinion to Congress Concerning Federal Grant-in-Aid Programs. Tabled May 22 by Senator Hildreth of Cumberland, pending Adoption.

On motion by Mr. Hildreth of Cumberland, retabled unassigned, pending Adoption.

The President laid before the Senate the thirteenth tabled and today assigned matter (H. P. 1021) (L. D. 1509) House Reports from the Committee on State Government on Bill, "An Act Creating the Maine Board of Auctioneers." Majority Report, Ought Not to Pass, Minority Report, Ought to Pass. Tabled May 22 by Senator Katz of Kennebec, pending Acceptance of Either Report.

On motion by Mr. Katz of Kennebec, retabled and specially assigned for Wednesday, May 24.

On motion by Mr. Wyman of Washington, the Senate voted to take from the table Item 17 (H. P. 355) (L. D. 502) Bill, "An Act Relating to Closed Season on Bear." Tabled April 12 by Senator Wyman of Washington, pending Passage to be Engrossed.

The same Senator presented Senate Amendment "A" and moved its adoption.

Senate Amendment "A", Filing S-173, was read by the Secretary as follows:

SENATE AMENDMENT "A" to H. P. 355, L. D. 502, Bill, "An Act Relating to Closed Season on Bear."

Amend said Bill by inserting after the enacting clause the following section:

'Sec. 1. R. S., T. 12. §2355-A, amended. Section 2355-A of Title 12 of the Revised Statutes, as revised, is amended to read as follows:

**§2355-A. Closed time on bear**

There shall be a closed season on bear from January 1st to June 1st in each calendar year, **except that this section shall not apply to the hunting of bear on an owner's land by the owner of such land or his agent.'**

Further amend said Bill by inserting at the beginning of the first line the underlined abbreviation and figure 'Sec. 2.'

Further amend said Bill by adding at the end, before the period, the following: '**except that this sentence shall not apply to the trapping of bear on an owner's land by the owner of such land or his agent'**

Senate Amendment "A" was Adopted, and the Bill, As Amended, was Passed to be Engrossed in non-concurrence.

Sent down for concurrence.

On motion by Mr. Katz of Kennebec, the Senate voted to reconsider its action earlier in today's session whereby it Passed to be Engrossed Bill, "An Act Providing Vocational Education Loan Funds." (H. P. 882) (L. D. 1294).

On further motion by the same Senator, tabled pending Passage to be Engrossed.

On motion by Mr. Wyman of Washington, the Senate voted to take from the table Item 19 (S. P. 522) (L. D. 1342) Senate Report Leave to Withdraw from the Committee on Transportation on Bill, "An Act Relating to Movement of Contractor's Equipment Over State Highways." T a b l e d

April 21 by Senator Wyman of Washington, pending Acceptance of Report.

On further motion by the same Senator, the Senate voted to Accept the Leave to Withdraw Report of the Committee.

Sent down for concurrence.

On motion by Mr. Greeley of Waldo, the Senate voted to take from the table Item 25 (H. P. 470) (L. D. 683) Bill, "An Act Relating to Fees for Handling Insurance Papers by those Who Loan on Property." Tabled May 2 by Senator Greeley of Waldo, pending Passage to be Engrossed.

Mr. MacLeod of Penobscot presented Senate Amendment "A" and moved its adoption.

Senate Amendment "A", Filing, S-169 was read by the secretary as follows:

**SENATE AMENDMENT "A" to H. P. 470, L. D. 683, Bill "An Act Relating to Fees for Handling Insurance Papers by Those Who Loan on Property."**

Amend said Bill in the 9th line (7th line in L. D. 683) by striking out the underlined words "**papers by**" and inserting in place thereof the underlined words '**papers for**'

Further amend said Bill in that part designated "**§ 2915-A**" by inserting after the 2nd underlined sentence (same in L. D. 683) the following underlined sentence: '**This section shall not prohibit fees paid to a lender for handling or processing credit accident and health or credit life insurance not exceeding 10 per cent of premiums.**'

Further amend said Bill by adding after the underlined word "**agreement**" in the last line (same in L. D. 683) the underlined punctuation and words '**, nor dividends to group policyholders**'

Senate Amendment "A" was Adopted, and the Bill, As Amended, Passed to be Engrossed in non-concurrence.

Sent down for concurrence.

On motion by Mr. Lund of Kennebec, the Senate voted to take from the table Item 6 (H. P. 317) (L. D. 451) Bill "An Act Regulating the Daily Limit of Certain Fish Taken from Inland Waters of the

State." Tabled March 29 by Senator Lund of Kennebec, pending Enactment.

On further motion by the same Senator, the Senate voted to reconsider its action whereby it Passed this Bill to be Engrossed.

The same Senator presented Senate Amendment "B" and moved its Adoption.

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

Mr. LUND of Kennebec: Mr. President, Members of the Senate: I am sure that when all of us were at one time or another elected to this body we received good advice from friends, political and otherwise, and one of the items of advice I received, and have attempted to follow, was to steer clear of fish and game matters, because they seem to be inevitable meat choppers that are difficult to get untangled with once you begin to tangle with them.

However, on this bill I was concerned about some features of the bill on which I was unable to successfully follow the advice to stay clear of fish and game matters. In its original form this bill reduced the limit for game fish taken within the State, and as it is applied it reduced the limit from 12 fish to 8 fish, with an exception applicable to Aroostook County. By an amendment already in effect, the amendment which would affect Aroostook County is 12 fish, so it would be a 12-fish possession limit in Aroostook County and an eight-fish limit here. There are two features of the bill that give me cause for concern in its present form.

In the first place, our Fish and Game Commissioner has very broad powers, and he has used these broad powers by and large, very intelligently, I think. And as you go over the better trout fishing waters of the State you find most of the ponds have a five-fish limit applicable to them, so that in ponds and streams where the commissioner finds there is a lot of fishing pressure and good fishing available, he can and does reduce the limit so that the takes in these waters will not be too heavy.

What concerns me is that we have many other waters in the

State which this would apply to and particularly as it applies to brook trout. It seems to me that it is pretty restrictive. In other words, eight 6 to 7-inch brook trout is not really a very heavy bag limit, and a person who would like to have 12 brook trout of that size, I think, should not really be classed as a fish hog.

The second feature of the bill that concerns me is that, and I am not sure whether this feature was considered by the Fish and Game Committee, that under our present law the daily limit is also the possession limit. That means that if you go fishing in a remote country for a weekend or for a week, you cannot have in your possession at any one time more than the daily limit. For instance, if you caught your eight fish in one day and you have them cooling off to take home, you better not catch any more fish and keep them, even if you intend to put them in the frying pan, because if you are caught with more than eight fish in your possession you are in violation of the law. And again, as applied to the small trout that you see in many of our waters, I think with an eight fish limit it is pretty restrictive.

This amendment, if adopted, would broaden the exception so that it would not be limited to Aroostook County, but would include the Northern Deer Hunting Zone. And under the other amendment it would mean that the possession of the daily limit in the Northern Deer Hunting Zone would be 12 fish rather than eight. I think this makes good sense because a good deal of remote territory, which is not easily accessible, is within the Northern Deer Hunting Zone, and I hope that you will support the amendment.

The PRESIDENT: The Chair recognizes the Senator from Knox, Senator Hoffses.

Mr. HOFFSES of Knox: Mr. President and Members of the Senate: This particular amendment to L. D. 451 is of quite some concern to me, and it is likewise of some concern to the entire membership of the Inland Fish and Game Committee.

I discussed this matter with the good Senator from Kennebec when he tabled this item, and we discussed it to some extent and he requested that I take the matter up again with the Committee to see what their feeling was on the fish limit. I did that very thing and the opinion of the Committee was unanimous that we bide by the Committee amendment which was an eight fish limit in all sections of the State except Aroostook County, together with the Senate amendment which changed the limit from 10 to 12 fish in Aroostook County.

Now, the good Senator from Kennebec feels that a daily limit of eight brook trout is rather small to be in possession. I could only say to the good Senator that if anyone is fortunate enough to be able to get the limit, I would warn him that he must remain strictly silent as to where he had the good fortune of being able to catch eight brook trout, because if he does disclose it I am sure that there will certainly be an avalanche of fishermen upon that brook or stream to catch those remaining fish.

The Committee and the Department feel that unless we begin to take very definite conservation measures that this legislature or some legislature, rather, in the future, is going to be required to reduce this limit to six or five or four, and with the pressure which is being exerted more and more each year it may come to the point that we will be making a reward to someone who is fortunate enough to find a brook trout.

Now, I am somewhat concerned about the good Senator from Kennebec whom I know at heart is a real conservationist. This particular amendment which he poses is contrary to his convictions of conservation and I know that his heart certainly cannot be in this amendment which he has offered for your consideration. This bill, as it was amended by the Committee and subsequently amended by Senate amendment of a 12 fish limit in Aroostook County, and an 8 fish limit in the rest of the State, has passed through both of these legislative halls and has finally reached the enactment stage. I believe that

this bill that has been amended and has reached the enactment stage is very definitely a conservation measure, and I would urge that the members of this Senate vote to indefinitely postpone Senate Amendment, Filing Number S-175, and that this bill be finally passed to be enacted. I certainly hope that you will vote the indefinite postponement of the Senate Amendment so that we can launch on a program of conservation measures for our children, and those of us who have grandchildren, that they may sometime in the future be able to enjoy the sport of fishing in this State of ours as we have been able to enjoy it in the years past. I would urge you to vote indefinite postponement of Senate Amendment S-175.

The PRESIDENT: Does the Senator make the motion that Senate Amendment "B" be indefinitely postponed?

Mr. HOFFSES: Yes.

The PRESIDENT: The Senator from Knox, Senator Hoffses, moves that the Senate now indefinitely postpone Senate Amendment "B".

The Chair recognizes the Senator from Hancock, Senator Anderson.

Mr. ANDERSON of Hancock: Mr. President and Members of the Senate: to avoid repetition, I want to corroborate everything that the Senator from Knox, Senator Hoffses, has said, and I certainly hope that you indefinitely postpone this amendment.

The PRESIDENT: Is the Senate ready for the question?

The Chair recognizes the Senator from Kennebec, Senator Lund.

Mr. LUND of Kennebec: Mr. President and Members of the Senate: I would request a division on the motion to indefinitely postpone, and speak very briefly again. I thank the good Senator from Knox that at least as a result of this amendment he does not regard me as an anti-conservationist. I would further suggest that I do not offer this amendment as something contrary to my convictions but, quite on the other hand, would suggest that this makes infinitely better sense to use a line in the State which has already been recognized as one which divides the

State geographically to separate the two different sized bag limits, rather than to use a purely political line, and I intend no derogation to the gentlemen from the County. After all, a line that goes roughly east-west across the State and does leave a good deal of the remote territory in the second or northern zone would make a good deal better sense. I urge that you vote against the motion to indefinitely postpone.

I would also point out that the Commissioner has ample powers to set special bag limits on any brook or stream where he feels there is undue fishing pressure, and in some places it has been quite properly set to as low a limit as one fish per day at certain times. So I don't think this amendment is a boogeyman; I think it makes good sense, and I hope you keep it alive.

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

Mr. JOHNSON of Somerset: Mr. President and Members of the Senate: I would like to ask a question through the Chair, if I may? The Senator from Kennebec, Senator Lund, made an interesting observation. He said that the daily limit is also the possession limit. What I would like to know is if I took a fishing or camping trip and caught my limit for four days, would I be in violation when I came home with those 27 or 28 fish?

The PRESIDENT: The Senator from Somerset, Senator Johnson, has asked a question through the Chair and any member of the Senate may answer if he so desires.

The Chair recognizes the Senator from Kennebec, Senator Lund.

Mr. LUND of Kennebec: The answer is most assuredly yes. The possession limit under the law today is 12 trout, and every trout that you have in your possession above 12 is an illegal trout, which subjects you to a fine of so much per fish.

The PRESIDENT: Is the Senate ready for the question?

The Chair recognizes the Senator from Knox, Senator Hoffses.

Mr. HOFFSES of Knox: Mr. President and Members of the Senate: I would only point out a state-

ment which the good Senator from Kennebec made, and that is the line of the fish limit. We have had, prior to this legislature, we have had a limit of 15 fish in Aroostook County and 12 fish in the rest of the State. Now I believe that this line which has been said is a political line could still be established under a 12-fish limit in Aroostook County and 8-fish limit in the rest of the State.

Now, as for the good Senator from Somerset, if he has a ravenous appetite, which after fishing all day and obtaining his eight trout, if he goes back to camp and eats those eight trout, he could again the next day go out and if he is real fortunate he could catch another eight trout, and he might or might not want to eat those, or he could take them home to his wife and family.

The PRESIDENT: Is the Senate ready for the question?

The Chair recognizes the Senator from York, Senator Farley.

Mr. FARLEY of York: Mr. President and Members of the Senate: Nobody got a better drilling on a committee than I did during the winter. I never fished, I never hunted. We started with the bobcats, now we have ended up with the fish. I'd like to say this on behalf of the Chairman of the Committee: that he was fair, clean and above the board relative to this bill. One bill that we had before us, if you got caught with an extra fish it was \$10.00; we finally cut that down. And in the last executive session we went through this bill that the Chairman has been talking about, and took about an hour so everybody got a fair and a square deal. At one point in a question, I wanted to know, where Senator Johnson presented a bill, as to whether or not he found a lake with fish or a river in the County, and at the hearing he didn't really know just where it was, but we came up with something. I think you should go along with us on this bill.

The PRESIDENT: Is the Senate ready for the question? The question before the Senate is that Senate Amendment "B" be indefinitely postponed. The Senator from

Kennebec, Senator Lund, has requested that the vote be taken by division.

As many as are in favor of indefinite postponement of the Senate Amendment "B" will stand and remain standing until counted. Those opposed to the motion will stand and remain standing until counted.

A division was had. 17 Senators having voted in the affirmative, and 12 Senators having voted in the negative, Senate Amendment "B" was indefinitely postponed.

Thereupon, the bill was passed to be Engrossed in concurrence.

Then the Bill was Passed to be Enacted and, having been signed by the President, was by the Secretary presented to the Governor for his approval.

On motion by Mr. Berry of Cumberland, the Senate voted to take from the Special Appropriations Table (H. P. 1114) (L. D. 1583) Bill, "An Act Requiring Constructed Buildings to be made Accessible to the Physically Handicapped."

On further motion by the same Senator, and under suspension of the rules, the Senate voted to reconsider its action whereby this bill was Passed to be Engrossed.

The same Senator presented Senate Amendment "A" and moved its adoption.

Senate Amendment "A," Filing S-174, was read by the Secretary as follows:

SENATE AMENDMENT "A" to H. P. 1114, L. D. 1583, Bill "An Act Requiring Constructed Public Buildings be Made Accessible to the Physically Handicapped."

Amend said Bill by striking out all of subsections 1 and 2 of that part designated "\$2703." and inserting in place thereof the following:

**'1. State. Where state funds are used, the Director of Public Improvements; except in respect to elementary and secondary school buildings it shall be the Commissioner of Education;**

**2. Counties and municipalities. Where funds for counties and municipalities are used, except school buildings, the governing bodies thereof;**



The PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Berry.

Mr. BERRY of Cumberland: Mr. President and Members of the Senate: This amendment would take the enforcement of the provisions of the bill, which provide for facilities of physically handicapped in entrance and egress to public buildings, take the enforcement from the Insurance Department and give it to the Bureau of Public Works who say they can do this at no cost. It might be interesting to the Senate to note that the estimated cost if this was done by the Insurance Department was \$100,000, so we save quite a lot of money here.

Thereupon, Senate Amendment "A" was Adopted, and the Bill, As Amended, was Passed to be Engrossed in non-concurrence.

Sent down for concurrence.

On motion by Mr. Berry of Cumberland, the Senate voted to take from the Special Appropriations Table (S. P. 637) (L. D. 1641) An Act to Revise the Laws Relating to Authority for Granting Degrees and to Approval of Degree Granting Institutions.

On further motion by the same Senator, and under suspension of the rules, the Senate voted to reconsider its action whereby this bill was Passed to be Engrossed.

Mr. MacLeod of Penobscot, presented Senate Amendment "A" and moved its adoption.

Senate Amendment "A", Filing S-168, was read by the Secretary as follows:

SENATE AMENDMENT "A" to S. P. 637, L. D. 1641, Bill "An Act to Revise the Laws Relating to Authority for Granting Degrees and to Approval of Degree Granting Institutions."

Amend said Bill by inserting at the beginning of the first line (same in L. D. 1641) the underlined abbreviation and figure 'Sec. 1.'

Further amend said Bill in subsection 4 of that part designated "§2202" by adding at the end (same in L. D. 1641) the following underlined sentence: **"This section shall not apply to any person, school, board, association or corporation which was using any**

**said term or terms in connection with any educational institution operated prior to January 1, 1957.'**

Further amend said Bill by adding at the end (same in L. D. 1641) the following:

**'Sec. 2. Effective date. This Act shall become effective 91 days after the adjournment of the Legislature.'**

Senate Amendment "A" was Adopted, and the Bill, As Amended, Passed to be Engrossed in non-concurrence.

Sent down for concurrence.

On motion by Mr. Couturier of Androscoggin, the Senate voted to take from the table Item 13 (S. P. 565) (L. D. 1435) Bill "An Act Relating to Cost of Living Adjustments for Retired Employees of the City of Lewiston and Their Beneficiaries." Tabled April 12 by Senator Couturier of Androscoggin, pending Passage to be Engrossed.

On further motion by the same Senator, the Bill was Passed to be Engrossed, and sent down for concurrence.

On motion by Mr. Couturier of Androscoggin, the Senate voted to take from the table Item 14 (S. P. 566) (L. D. 1436) Bill "An Act Relating to Pensions for Members of the Lewiston Police Department, Lewiston Fire Department and Their Beneficiaries." Tabled April 12 by Senator Couturier of Androscoggin, pending Passage to be Engrossed.

On further motion by the same Senator, the Bill was Passed to be Engrossed, and sent down for concurrence.

The President laid before the Senate the first tabled and unassigned matter (H. P. 192) (L. D. 281) HOUSE REPORT OUGHT NOT TO PASS from the Committee on Judiciary on Bill "An Act Prohibiting the Destruction of Political Posters and Signs." Tabled February 23 by Senator Wyman of Washington, pending Acceptance of Report.

On motion by Mr. Mills of Franklin, tabled and specially assigned for Wednesday, May 24, pending Acceptance of Report.

The President laid before the Senate the second tabled and unassigned matter (S. P. 106) (L. D. 177) Senate Report Ought Not to Pass from the Committee on Election Laws on Bill "An Act Relating to Nomination of Primary Candidates at State Conventions." Tabled February 28 by Senator Viles of Somerset, pending Acceptance of Report.

On motion by Mr. Viles of Somerset, the Senate voted to Accept the Ought Not to Pass Report of the Committee.

Sent down for concurrence.

The President laid before the Senate the third tabled and unassigned matter (H. P. 33) (L. D. 53) Bill "An Act Relating to Assistant County Attorneys." Tabled March 17 by Senator Duquette of York, pending Passage to be Engrossed.

On motion by Mr. Johnson of Somerset, tabled and s p e c i a l l y assigned for Wednesday, May 24, pending Passage to be Engrossed.

The President laid before the Senate the fourth tabled and unassigned matter (S. P. 140) (L. D. 268) Bill, "An Act Classifying Certain Inland Waters of the Androscoggin River Basin." Tabled March 28 by Senator Ferguson of Oxford, pending Passage to be Engrossed.

On motion by Mr. Johnson of Somerset, retabled, unassigned, pending passage to be engrossed.

The President laid before the Senate the fifth tabled and unassigned matter (S. P. 228) (L. D. 553) Senate Report Ought Not to Pass from the Committee on Education on Bill "An Act Establishing a Commuter College of the University of Maine in Aroostook County." Tabled March 29 by Senator Albair of Aroostook, pending Acceptance of Report.

The PRESIDENT: The Chair recognizes the Senator from Aroostook, Senator Albair.

Mr. ALBAIR of Aroostook: Mr. President and Members of the Senate: I am sure that most members in this body are all aware of various proposals as far as the University of Maine is concerned.

The proposal to establish a branch of the University of Maine in Aroostook, I am sure, some day will become a reality. It isn't anything new in past sessions or in the immediate session. The report of the Committee on Higher Education has recognized the need for this type of facility in Aroostook. Whether or not it becomes a reality in this session or in forthcoming sessions, I am sure some day it is going to be right around us. Presently, you have still in the Appropriations Committee an L. D. for \$1,100,000 to establish a branch of the University of Maine in Augusta, and you have also proposals to enlarge the present University of Maine in Portland, a building down there for \$1,100,000 which will be before you shortly.

I agree with Senator Katz's wonderful support of education in this session and in his positions. I was reading last evening in the Portland Evening Express where it said that Senator Katz is a prime mover in the establishment of the community branch of the University of Maine in Augusta and urges that the state stress community colleges.

I would feel at this time, Senator Katz, maybe in good jest, I know that we change our minds quite often in votes, that this might be the appropriate time to substitute this bill for the report. I am sure that the people in Aroostook would be very grateful and we would remember you for the long coming years ahead.

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

Mr. KATZ of Kennebec: Mr. President, to clear the air, I would move the pending question and speak a little bit further on the bill.

The PRESIDENT: The Senator from Kennebec, Senator Katz, moves that we now Accept the Ought Not to Pass Report of the Committee.

The Chair recognizes the Senator from Kennebec, Senator Katz.

Mr. KATZ: Mr. President and Members of the Senate: This is the easy way out, to kill off this bill and, hopefully, not to turn our

backs on the problem because saying to such a hardworking Senator such as Sam Albair that this is not the time and place to open up a branch of the University isn't enough. The facts remain—I think you will remember that I said that if there is any section of the State that needs substantially increased educational opportunities, it is Aroostook, and, in that respect, I guess I meant just exactly what I said. Later this week, hopefully, you will get a chance to fill the needs of Aroostook County through the adoption of a plan that would seek to unify all public higher education under the University of the State of Maine.

If you do this in one fell wonderful swoop, you will solve all the commuter problems of Aroostook County and our good Senator, Senator Sam Albair, because at that time Aroostook State College and Fort Kent State College will become divisions of the University of the State of Maine. Then I think we ought to really merchandise, encourage and urge rapid expansion of other commuter students at the other institutions.

The PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Berry.

Mr. BERRY of Cumberland: Mr. President, I am going to oppose the prevailing motion here. I think that commuter education is something which opens up and has opened up, and has proven in its applicability in the last two years here in Augusta the answer to a great many of our problems. I would support this bill in the end if it were changed. It unfortunately has an appropriation on it of \$1,000,000, and I think this is a giant step. We have to creep first in any place where commuter education starts. We didn't start the University of Maine in Augusta with a \$1,000,000 appropriation.

We proved in Augusta that the people in the Augusta area are wholeheartedly in need and wholeheartedly support commuter education, and the enrollment figures here in Augusta are almost amazing to the extent in which they are above and beyond the figures that Senator Katz gave here two years ago when this was started.

I would hope that in due time, this present bill would survive and be amended. There are educational facilities in Aroostook County, where continuing education can be set up without this high cost. I would point out that Senator Albair made reference of almost a regional appeal to us. This I don't go along with. The building which I have requested in an L. D. through the Legislature is for \$1,800,000. It is a research and advance study building which will serve 60 per cent of the population of the State of Maine. I see no connection between the two. I do, however, wholeheartedly support this. I would hope that the Senate would vote against the motion, and that ultimately there will be a change here for a smaller operating fund provision which would permit the institution of commuter education in Aroostook County.

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

Mr. KATZ of Kennebec: Mr. President and Ladies and Gentlemen: Let me make my position quite clear. I would very strongly support increased funds for increased emphasis of commuter education in Aroostook County. I think perhaps all of us would, but what we are trying to do here is to build a fourth higher educational facility in Aroostook County. I think very probably in all justice to all the other needs of the State, that if we do increase commuter opportunities, and we should, that it be done at an existing institution in the County.

The PRESIDENT: The Chair recognizes the Senator from Aroostook, Senator Harding.

Mr. HARDING of Aroostook: Mr. President and Members of the Senate: I rise in support of the position which has been taken on this by the Senator from Aroostook, Senator Albair. I would say also that if you will vote against the motion of the Senator from Kennebec, Senator Katz, I assure you that this bill will be amended so that there will be a much more modest appropriation which will go with it.

I don't share the thought that we will be setting up a fourth

college in Aroostook County. I am sure that this commuter college would be affiliated with one of the State Colleges in the County, and while we do always appreciate promises in the County, it's a long ways from here to the County and we do enjoy performance better than we do the promises. So if we can make even a modest beginning this time toward establishing this commuter program in the County, we would be grateful.

I have noted with some concern the repeated allegations which the good Senator from Kennebec, Senator Katz, made about how much there is need for education among us poor folks in Aroostook County, and I am sure that is so, and you probably have made the same observation that the Senator had made. I would hope that you would go along with us on this, this modest attempt to improve our education up there that we all need so badly, and would vote against the motion which the Senator from Kennebec, Senator Katz, has made.

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

Mr. MacLEOD of Penobscot: Mr. President and Members of the Senate: I would just like to remind the Senate that this bill came out of Education ten to nothing Ought Not to Pass, and I would also remind the Senate that there are now three State supported institutions in Aroostook County. Many of the students attending these institutions are in fact commuter students at the present time. There are two in Presque Isle and there is one in Fort Kent that are public supported institutions. The commuter facility that was started in Augusta two years ago partially filled the void in the Central part of the State where there were no facilities available for higher education, at least with public tax money support.

I would also concur with what Senator Katz has said about if the higher education act is passed that there certainly would be coordination of all these facilities and further facilities for commuter students. I would hope the motion of the Senator from Kennebec, Sena-

tor Katz, to accept the Ought Not to Pass Report would prevail.

The PRESIDENT: The Chair recognizes the Senator from Aroostook, Senator Albair.

Mr. ALBAIR of Aroostook: Mr. President, I would request a division and I would hope you would vote against the motion of Senator Katz.

The PRESIDENT: The pending question is on the motion of the Senator from Kennebec, Senator Katz, that the Senate accept the Ought Not to Pass Report of the Committee.

As many as are in favor of accepting the Ought Not to Pass Report of the Committee will please stand and remain standing until counted. Those opposed to the motion will please stand and be counted.

A division was had. 17 Senators having voted in the affirmative, and 11 Senators having voted in the negative, the motion to accept the Ought Not to Pass Report prevailed.

Sent down for concurrence.

The President laid before the Senate the seventh tabled and unassigned matter (S. P. 219) (L. D. 482) Bill "An Act Reclassifying Certain Tidal Waters of Cumberland County." Tabled April 5 by Senator Viles of Somerset, pending Enactment.

On motion by Mr. Johnson of Somerset, retabled, unassigned, pending Enactment.

The President laid before the Senate the eighth tabled and unassigned matter (H. P. 280) (L. D. 400) Bill, "An Act Classifying Certain Inland Waters of the Presumpscot River Basin." Tabled April 5 by Senator Viles of Somerset, pending Enactment.

On motion by Mr. Johnson of Somerset, retabled, unassigned, pending Enactment.

The President laid before the Senate the ninth tabled and unassigned matter (H. P. 215) (L. D. 305) House Reports from the Committee on Election Laws on Bill "An Act Relating to Applications for the Marking of Absentee Ballots." Majority Report Ought to

Pass as Amended by Committee Amendment "A" Filing H-108; Minority Report, Ought Not to Pass. Tabled April 7 by Senator Ferguson of Oxford, pending motion by Senator Anderson of Hancock to Indefinitely Postpone Bill and Reports.

Mr. Ferguson of Oxford moved that the bill be retabled and specially assigned for Thursday, June 1st.

Mr. Johnson of Somerset requested a division on the tabling motion.

The PRESIDENT: The Senator from Oxford moved that this item be retabled and specially assigned for June 1st. The Senator from Somerset, Senator Johnson, has requested a division.

As many as are in favor of this matter being tabled and specially assigned to June 1st will stand and remain standing until counted. Those opposed to the motion will please stand and be counted.

A division was had. Two Senators having voted in the affirmative, and 18 Senators having voted in the negative, the motion to table until June 1st did not prevail.

On further motion by Mr. Ferguson of Oxford, tabled and specially assigned for Wednesday, May 24.

The President laid before the Senate the tenth tabled and unassigned matter (S. P. 157) (L. D. 328) Senate Reports from the Committee on Highways on Bill "An Act Relating to Tandem Trailers." Majority Report, Ought Not to Pass, Minority Report, Ought to Pass in New Draft (S. P. 595) (L. D. 1573). Tabled April 7 by Senator Brewer of Sagadahoc, pending Motion by Senator Ferguson of Oxford to Accept Majority Ought Not to Pass Report.

On motion by Mr. Johnson of Somerset, retabled and specially assigned for Wednesday, May 24, pending the motion to Accept the Majority Ought Not to Pass Report.

The President laid before the Senate the eleventh tabled and unassigned matter (S. P. 257) (L. D. 637) Bill "An Act to Permit State Employees and Teachers to

Insure Spouse and Children Under the Group Life Insurance Program." Tabled April 7 by Senator MacLeod of Penobscot pending Passage to be Engrossed.

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

Mr. MacLEOD of Somerset: Mr. President and Members of the Senate: I would just like to make a couple of comments of this bill. This is going to remove from the individual market of insurance some 16 to 20 thousand people in the State of Maine who have adequate available service to them by some 1200 life insurance people throughout the state. They can now buy these so-called family plans which are these term insurance plans for as little as \$18 to \$20 a year added to the policy by the wage earner. I realize this is going to be paid for by the employees, but I did want to call your attention to the fact that this is a radical departure from general life insurance group coverage where you insure the wage earner and not his family.

I have here a statement from Mr. Trahey, Deputy Commissioner of Insurance, and I would like to put this on the record.

"The Maine Insurance Law in Title 24, Sections 1751 to 1755 provides the issuance of group life coverage of qualified individuals only. By not providing for coverage of dependents of these insured persons specifically in the insurance laws, it must be assumed that dependent group life contracts would be in violation of our group life laws as specified above."

I did want to get that in the record because I am a life insurance agent. I guess that is all I have to say. Thank you.

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

Mr. KATZ of Kennebec: Mr. President, I wonder if the Secretary would read the Committee Report on this legislation.

The PRESIDENT: Unanimous Ought to Pass.

Mr. KATZ: Thank you Mr. President. Mr. President, this is really a small package for the State Employees and the Teachers. Actually

what is involved is \$100 of life insurance for youngsters under six months, \$500 for youngsters up to age 19, and a maximum of \$2,000 of insurance for the spouse. It's nothing new. It is done in 23 other states. Eleven others do not define the eligible groups. The premiums involved are under a dollar a week. I think they are something like 75 cents a week. It's pointed mainly toward the lower income group, those who traditionally don't carry any insurance, whether it's available or not, on their dependents, and essentially it is a question of burial expenses in most cases. I don't think it's a tremendous loss to the insurance industry and I hope you accept the unanimous Ought to Pass Report.

Thereupon, the Ought to Pass Report of the Committee was accepted and the Bill Passed to be Engrossed.

Sent down for concurrence.

The President laid before the Senate the twelfth tabled and unassigned matter (S. P. 400) (L. D. 1031) Bill, "An Act to Provide for Practical Nursing Course at Central Maine Vocational-Technical Institute." Tabled April 11 by Senator MacLeod of Penobscot, pending Passage to be Engrossed.

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

Mr. MacLEOD of Penobscot: Mr. President, I tabled this at the request of the President and there was supposed to be an amendment offered by somebody. It's not my bill and I have no knowledge of the Bill; I just tabled it.

On motion by Mr. Johnson of Somerset, retabled and specially assigned for Wednesday, May 24, pending Passage to be Engrossed.

The President laid before the Senate the fifteenth tabled and unassigned matter (S. P. 568) (L. D. 1438) Bill, "An Act Relating to Retirement Benefits for Policemen and Firemen of the Lewiston Police and Fire Departments Under the State Retirement System." Tabled April 12 by Senator Couturier of Androscoggin, pending Passage to be Engrossed.

On motion by Mr. Good of

Cumberland, tabled and specially assigned for Thursday, May 25, pending Passage to be Engrossed.

The President laid before the Senate the sixteenth tabled and unassigned matter (H. P. 29) (L. D. 50) House Report Ought Not to Pass from the Committee on Highways on Bill, "An Act Relating to Reimbursement of Fuel Tax for Miles traveled on Maine Turnpike." Tabled April 13 by Senator Remy of York, pending Motion by Senator Ferguson of Oxford to Accept the Ought Not to Pass Report.

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

Mr. Remy of York; Mr. President, I move this be retabled until the next legislative day.

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

Mr. JOHNSON of Somerset: Mr. President, I move that we now accept the Ought Not to Pass Report of the Committee and I would like to speak briefly.

The PRESIDENT: The Chair would rule that the motion to table has precedence. The pending question is on the motion of the Senator from York, Senator Remy, that this matter be retabled and specially assigned to the next legislative day.

The Senator from Piscataquis, Senator Ross, has asked for a division.

As many as are in favor of the motion that this item be retabled and specially assigned until the next legislative day will stand and remain standing until counted. Those opposed to the motion will please stand and be counted.

A division was had. 18 Senators having voted in the affirmative, and four Senators having voted in the negative, the motion to table prevailed.

The President laid before the Senate the eighteenth tabled and unassigned matter (H. P. 76) (L. D. 101) House Report Ought to Pass in New Draft under same title, (H. P. 1110) (L. D. 1577) from the Committee on Taxation on Bill, "An Act Relating to Disposition of Tax on Transient

Rentals Under Sales Tax Law." Tabled April 18 by Senator Albair of Aroostook, pending Acceptance of Report.

On motion by Mr. Albair of Aroostook, retabled and specially assigned for Wednesday, May 24, pending Acceptance of Report.

The President laid before the Senate the twentieth tabled and unassigned matter (H. P. 392) (L. D. 539) Bill, "An Act Providing for Paid Holidays for Municipal Employees of the City of Lewiston." Tabled April 21 by Senator Couturier of Androscoggin, pending Passage to be Engrossed.

On motion by Mr. Girard of Androscoggin, retabled and specially assigned for Wednesday, May 24, pending Passage to be Engrossed.

The President laid before the Senate the twenty-first tabled and unassigned matter (H. P. 124) (L. D. 150) Bill "An Act Relating to Use of Dealer Registration Plates." Tabled April 24 by Senator Reny of York, pending Consideration.

On motion by Mr. Reny of York, retabled and specially assigned for Wednesday, May 24, pending Consideration.

The President laid before the Senate the twenty-third tabled and unassigned matter (S. P. 175) (L. D. 366) Senate Report Ought Not to Pass from the Committee on Appropriations and Financial Affairs on Bill "An Act Providing Funds to Supplement Vocational Rehabilitation Programs." Tabled April 23 by Senator Katz of Kennebec, pending Acceptance of Report.

On motion by Mr. Katz of Kennebec, the Senate voted to Accept the Ought Not to Pass Report of the Committee.

Sent down for concurrence.

The President laid before the Senate the twenty-fourth tabled and unassigned matter (H. P. 89) (L. D. 186) House Report Ought to Pass from the Committee on Indian Affairs on Bill "An Act Relating to Compensation and Allowance for Members of the Indian Tribes at the Legislature."

Tabled May 2 by Senator Curtis of Penobscot, pending Acceptance of Report.

On motion by Mr. Curtis of Penobscot, retabled and specially assigned for Wednesday, May 24, pending Acceptance of Report.

The President laid before the Senate the twenty-sixth tabled and unassigned matter, (H. P. 667) (L. D. 922) Bill, "An Act Relating to Appropriation to Maine Institution for the Blind." Tabled May 4 by Senator Hildreth of Cumberland, pending Assignment for Second Reading.

On motion by Mr. Hildreth of Cumberland, the bill was tomorrow assigned for second reading.

The President laid before the Senate the twenty-seventh tabled and unassigned matter (S. P. 541) (L. D. 1398) Bill "An Act Relating to Issuing of Parking System Revenue Bonds and Water and Sewer System Revenue Bonds by Municipalities." Tabled May 4 by Senator Hildreth of Cumberland, pending Assignment for Second Reading.

On motion by Mr. Hildreth of Cumberland, the bill was tomorrow assigned for second reading.

The President laid before the Senate the twenty-eighth tabled and unassigned matter (H. P. 946) (L. D. 1377) Bill "An Act to Enable City of Portland to Establish Sewer Service Charges." Tabled May 4 by Senator Hildreth of Cumberland, pending Passage to be Engrossed.

The PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Hildreth.

Mr. HILDRETH of Cumberland: Mr. President, I move the pending question.

Mr. President and Members of the Senate: This item and the previous items are City of Portland matters which I tabled pending the answer by the Law Court of certain questions, I would therefore hope that someone would table it unassigned.

On motion by Mr. Johnson of Somerset, tabled, unassigned, pending Passage to be Engrossed.

The President laid before the Senate the twenty-ninth tabled and unassigned matter (S. P. 498) (L. D. 1259) Bill "An Act Relating to Public Policy on Higher Education." Tabled May 9 by Senator Katz of Kennebec, pending Enactment.

On motion by Mr. Johnson of Somerset, retabled, unassigned, pending Enactment.

The President laid before the Senate the thirtieth tabled and unassigned matter (H. P. 1132) (L. D. 1608) Bill "An Act Relating to Weight and Weight Tolerance of Vehicles." Tabled by Senator Lund of Kennebec, pending Enactment.

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

Mr. LUND of Kennebec: Mr. President, I move indefinite postponement of this bill and all of its accompanying papers.

The PRESIDENT: The Senator from Kennebec, Senator Lund, moves that this bill and accompanying papers be indefinitely postponed.

The Chair recognizes the Senator from Washington, Senator Beckett.

Mr. BECKETT of Washington: Mr. President, I want to oppose this motion and ask that this bill be tabled until Thursday, May 25.

Thereupon, the bill was retabled and specially assigned for Thursday, May 25, pending the motion of Senator Lund of Kennebec that the bill and its accompanying papers be indefinitely postponed.

The President laid before the Senate the thirty-first tabled and unassigned matter (H. P. 650) (L. D. 903) Bill "An Act Clarifying Compensation for Occupational Disease Under Workmen's Compensation Act." Tabled May 10 by Senator Good of Cumberland, pending Adoption of Committee Amendment "A", Filing H-217.

On motion by Mr. Good of Cumberland, retabled and specially assigned for Wednesday, May 24, pending the Adoption of Committee Amendment "A."

The President laid before the Senate the thirty-second tabled and unassigned matter (H. P. 511) (L. D. 724) House Report Ought to Pass as Amended by Committee Amendment "A", Filing H-267, from the Committee on Judiciary on Bill "An Act Relating to Complaints and Violations Under Motor Vehicle Sales Finance Act." Tabled May 11 by Senator MacLeod of Penobscot pending Acceptance of Report.

On motion by Mr. Mills of Franklin, the Senate voted to Accept the Ought to Pass, as Amended, Report of the Committee. The bill was read once.

Committee Amendment "A" was read and adopted, and the Bill, as Amended, tomorrow assigned for second reading.

On motion by Mr. Ross of Piscataquis,

Adjourned until 10 o'clock tomorrow morning.