

# MAINE STATE LEGISLATURE

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



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

**LEGISLATIVE RECORD**

**OF THE**

*One Hundred and Third  
Legislature*

**OF THE**

**STATE OF MAINE**

**Volume II**

**May 10 to June 15, 1967**

**KENNEBEC JOURNAL  
AUGUSTA, MAINE**

**SENATE**

Friday, June 9, 1967

Senate called to order by the President.

Prayer by Rev. Allen Short of Augusta.

Reading of the Journal of yesterday.

On motion by Mr. Ross of Piscataquis, out of order and under suspension of the rules,

**ORDERED**, the House concurring, that when the Senate and House adjourn they adjourn to meet on Monday, June 12, at one o'clock in the afternoon. (S. P. 679)

Which was Read and Passed and sent forthwith to the House for concurrence.

**House Paper**

**ORDERED**, the Senate concurring, that the Legislative Research Committee is directed to study the practice of transacting insurance in this State, through mail order facilities or organizations, for the purpose of formulating such operating procedures and implementing legislation as may be necessary or desirable: and be it further

**ORDERED**, that the Committee report the results of its study at the next regular session of the Legislature. (H. P. 1198)

Comes from the House Read and Passed.

On motion by Mr. Johnson of Somerset, placed on the Special Legislative Research Table.

**Senate Paper**

Mr. Johnson of Somerset presented the following Joint Resolution and moved its adoption:

WHEREAS, at the commencement of the ninetieth session of the Maine Legislature there came from Portland and from a famous family of shipping agents a gentleman of courage, vision and determination who was destined by his acts to become the principal founder of maritime education in Maine; and

WHEREAS, through his personal leadership and perseverance he secured a \$15,000 appropriation to

provide Maine boys with the opportunity to follow their natural heritage by establishing the "Maine Nautical Training School" which opened its doors October 9, 1941 in a small frame structure called the "Pentagoet Hotel" in the picturesque Town of Castine heading Penobscot Bay; and

WHEREAS, shortly thereafter on June 7, 1942, as President of the board of trustees he seized the opportunity to relocate the school at its present location on the grounds and buildings of the former "Eastern State Normal School" where declining enrollment suggested a better use; and

WHEREAS, under his guiding hand the school, which once offered only a two-year course with no degree to 28 students, was developed into what is now known as the Maine Maritime Academy, the leading institution in the nation for maritime officers training, with an enrollment approaching 500 men, offering an unequalled program leading to a commission license or degree in complete fulfillment in the rich traditions envisioned by the founder; and

WHEREAS, he has made an invaluable contribution to his State as founder of the Maine Maritime Academy and as a conscientious and competent legislator who served honorably, faithfully and with the deepest sense of dedication during the 90th and 91st Legislatures as a Representative and the 92nd, 93rd, 94th and 95th as a Senator; now therefore, be it

**RESOLVED**: That the members of the House of Representatives and the Senate of the 103rd Legislature of the State of Maine by this Joint Resolution wish to make this public tribute in grateful appreciation for the continued and lasting contributions of a true public servant and former colleague, the Honorable RALPH A. LEAVITT of Portland; and be it further

**RESOLVED**: That a copy of this Resolution, signed by the Speaker of the House of Representatives and the President of the Senate, and duly attested by the Clerk of the House and Secretary of the Senate, be transmitted forthwith by the Secretary of the Senate to this

honorable gentleman in recognition of this event. (S. P. 678)

Which was Read and adopted.  
Sent down for concurrence.

**Committee Reports**  
**House**  
**Leave to Withdraw**

The Committee on Business Legislation on Bill "An Act Eliminating Abuses and Excessive Profit in Sale of Credit Life and Credit Accident and Health Insurance by Small Loan Agencies." (H. P. 965) (L. D. 1407)

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

Comes from the House, report Read and Accepted

Which report was Read and accepted in concurrence.

**Ought Not to Pass**

The Committee on State Government on Bill "An Act Relating to Term of Office of Members of the State Liquor Commission." (H. P. 598) (L. D. 827)

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 — As Amended**

The Committee on Towns and Counties on Bill, "An Act Relating to Hours of County Officers of Androscoggin County." (H. P. 1045) (L. D. 1517)

Reported that the same Ought to Pass As Amended by Committee Amendment "A" (H-396)

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

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

Under suspension of the rules Read a Second Time, and the Bill, As Amended, Passed to be Engrossed.

**Divided Report**

Five members of the Committee on Liquor Control on Bill "An Act

Relating to the Sunday Sale of Liquor if January 1st Falls on Sunday or Monday." (H. P. 371) (L. D. 518)

Reported, in Report "A", that the same Ought to Pass.

(Signed)

Senator:

BOISVERT

of Androscoggin

Representatives:

TANGUAY of Lewiston

KYES of Skowhegan

COTE of Lewiston

ROY of Winslow

Five members of the same Committee on the same subject matter reported, in report "B", that the same Ought Not to Pass.

(Signed)

Senators:

BECKETT of Washington

CURTIS of Penobscot

Representatives:

HICHENS of Eliot

SAHAGIAN of Belgrade

MEISNER of

Dover-Foxcroft

Comes from the House  
Indefinitely Postponed.

On motion by Mr. Beckett of Washington, the Senate voted to Indefinitely Postpone the Bill and accompanying papers in concurrence.

**Divided Report**

Five members of the Committee on Liquor Control on Bill "An Act Relating to Business Days and Hours as to Sale of Liquor on Sunday, January 1st." (H. P. 370) (L. D. 517)

Reported, in Report "A", that the same Ought to Pass.

(Signed)

Senator:

BOISVERT

of Androscoggin

Representatives:

TANGUAY of Lewiston

KYES of Skowhegan

COTE of Lewiston

ROY of Winslow

Five members of the same Committee on the same subject matter reported in Report "B" that the same Ought Not to Pass.

(Signed)

Senators:

BECKETT of Washington

CURTIS of Penobscot

Representatives:

HICHENS of Eliot  
SAHAGIAN of Belgrade  
MEISNER

of Dover-Foxcroft

Comes from the House Indefinitely Postponed.

On motion by Mr. Beckett of Washington, the Senate voted to Indefinitely Postpone the Bill and accompanying papers in concurrence.

#### Divided Report

The Majority of the Committee on State Government on Bill "An Act Prohibiting Legislators from Being Liquor Salesmen." (H. P. 425) (L. D. 589)

Reported that the same Ought Not to Pass.

(Signed)

Senators:

WYMAN of Washington

Representatives:

DENNETT of Kittery  
MARTIN

of Eagle Lake

PHILBROOK

of So. Portland

STARBIRD

of Kingman Township

WATTS of Machias

The Minority of the same Committee on the same subject matter reported that the same Ought to Pass.

(Signed)

Senators:

LUND of Kennebec

STERN of Penobscot

Representatives:

CORNELL of Orono

RIDEOUT, Jr.

of Manchester

Comes from the House, Majority — Ought Not to Pass Report Read and Accepted.

On motion by Mr. Wyman of Washington, the Senate voted to accept the Majority Ought Not to Pass Report in concurrence.

#### Divided Report

The Majority of the Committee on State Government on Resolve, Proposing Amendment to the Constitution Relating to Bond Issues to be Voted Upon by the People. (H. P. 1033) (L. D. 1499)

Reported that the same Ought to Pass As Amended by Committee Amendment "A" (H-406)

(Signed)

Senators:

STERN of Penobscot

LUND of Kennebec

Representatives:

MARTIN of Eagle Lake

STARBIRD

of Kingman Township

RIDEOUT of Manchester

CORNELL of Orono

The Minority of the same Committee on the same subject matter reported that the same Ought Not to Pass.

(Signed)

Senators:

WYMAN of Washington

Representatives:

DENNETT of Kittery

WATTS of Machias

PHILBROOK

of So. Portland

Comes from the House Recommended to the Committee on State Government.

On motion by Mr. Wyman of Washington, the Senate voted to Recommit the Bill to the Committee on State Government in concurrence.

#### Senate

#### Leave to Withdraw

Mr. Greeley for the Committee on Health and Institutional Services on Bill "An Act Relating to Eating, Lodging and Related Places." (S. P. 333) (L. D. 867)

Reported that the same should be granted Leave to Withdraw

Which report was Read and Accepted.

Sent down for concurrence.

#### Ought to Pass

Mr. Couturier for the Committee on Towns and Counties on Bill, "An Act Relating to Use of County Surplus Funds." (S. P. 457) (L. D. 1134)

Reported that the same Ought to Pass.

Which report was Read and Accepted and the Bill Read once.

Under suspension of the rules, Read a Second Time and Passed to be Engrossed.

Sent down for concurrence.

**Divided Report**

The Majority of the Committee on Natural Resources on Bill "An Act to Create the Wildlands Use Regulation Commission." (S. P. 506) (L. D. 1260)

Reported that the same Ought to Pass As Amended by Committee Amendment "A" (S-251)

(Signed)

Senators:

FERGUSON of Oxford  
SEWALL of Penobscot

Representatives:

PIKE of Lubec  
BROWN of Augusta  
FULLER of York  
SAHAGIAN of Belgrade  
EUSTIS of Dixfield

The Minority of the same Committee on the same subject matter reported that the same Ought Not to Pass.

(Signed)

Senator:

VILES of Somerset

Representatives:

DICKINSON of Mars Hill  
CURRAN of Bangor

On motion by Mr. Sewall of Penobscot, tabled and specially assigned for Monday, June 12, pending Acceptance of Either Report.

**Divided Report**

The Majority of the Committee on Senatorial Reapportionment on Resolve to Establish Thirty-two Districts for the Election of Senators in the State of Maine. (S. P. 226) (L. D. 551)

Reported that the same Ought to Pass in New Draft under New Title: An Act to Establish Thirty-three Districts for the Election of Senators in the State of Maine, and Report in Support thereof." (S. P. 676) (L. D. 1709).

(Signed)

Senators:

LUND of Kennebec  
ALBAIR of Aroostook  
HILDRETH  
of Cumberland  
MacLEOD of Penobscot

Representatives:

RICHARDSON  
of Stonington  
SUSI of Pittsfield  
LEWIS of Bristol

WOOD of Brooks  
HENLEY of Norway  
DENNETT of Kittery

The Minority of the same Committee on the same subject matter reported that the same Ought to Pass.

(Signed)

Senator:

DUQUETTE of York

Representatives:

BRENNAN of Portland  
BELIVEAU of Rumford  
STARBIRD  
of Kingman Township  
SCOTT of Wilton

On motion by Mr. Lund of Kennebec, tabled and specially assigned for Monday, June 12, pending Acceptance of Either Report.

**Divided Report**

The Majority of the Committee on State Government on Bill "An Act Relating to Salaries of Director of Legislative Research and Legislative Finance Officer." (S. P. 509) (L. D. 1223)

Reported that the same Ought to Pass.

(Signed)

Senators:

WYMAN of Washington  
LUND of Kennebec  
STERN of Penobscot

Representatives:

DENNETT of Kittery  
WATTS of Machias  
CORNELL of Orono  
RIDEOUT of Manchester

The Minority of the same Committee on the same subject matter reported that the same Ought Not to Pass.

(Signed)

Representatives:

STARBIRD of  
Kingman Township  
MARTIN of Eagle Lake  
PHILBROOK  
of So. Portland

In Senate: Voted to accept the Majority Ought to Pass Report of the Committee and the Bill was Read Once. Under suspension of the rules, the Bill was given its Second Reading and Passed to be Engrossed.

Sent down for concurrence.

**Divided Report**

The Majority of the Committee on Towns and Counties on Bill "An Act Relating to County Audits and County Capital Reserve Accounts." (S. P. 460) (L. D. 1136)

Reported that the same Ought Not to Pass.

(Signed)

Senators:

MILLS of Franklin  
 SPROUL of Lincoln  
 COUTURIER of  
 Androscoggin

Representatives:

FARRINGTON of China  
 WIGHT of Presque Isle  
 ROBERTSON of Brewer  
 MEISNER of  
 Dover-Foxcroft

The Minority of the same Committee on the same subject matter reported that the same Ought to Pass.

(Signed)

Representatives:

NADEAU of Sanford  
 CROMMETT  
 of Millinocket  
 SNOWE of Auburn

On motion by Mr. Ferguson of Oxford, tabled and specially assigned for Monday, June 12, pending Acceptance of Either Report.

**Final Reports**

The following Committees submitted their Final Reports:

Committee on Election Laws.  
 Committee on Health and Institutional Services.

Which reports were Read and Accepted.

Sent down for concurrence.

**Second Readers**

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

**House**

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

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

**House — As Amended**

Bill "An Act Appropriating Funds to County of Lincoln, Town of Wiscasset and Town of Westport for Reimbursement of Funds Expended on Westport-Wiscasset Bridge Span." (H. P. 1181) (L. D. 1683)

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

Bill "An Act to Create a Maine State Board of Human Research and Development." (H. P. 75) (L. D. 100)

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

Sent down for concurrence.

Bill "An Act Relating to Publication of Legal Notices." (H. P. 1182) (L. D. 1684)

Which was Read a Second Time.

(On motion by Mr. Brewer of Sagadahoc, tabled and specially assigned for Tuesday, June 13, pending Passage to be Engrossed.)

Bill "An Act to Make Allocations from the General Highway Fund for the Fiscal Years Ending June 30, 1968 and June 30, 1969." (H. P. 1173) (L. D. 1672)

Which was Read a Second Time.

On motion by Mrs. Sproul of Lincoln, the Senate voted to reconsider its action whereby it indefinitely postponed House Amendment "A".

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

Mrs. SPROUL of Lincoln: Mr. President, as I understand it, House Amendment "A" would take out an appropriation of \$1,000,000 for building construction during the years '67 and '68. It is my understanding that this is for a Highway building, and since this was voted against by the people in a recent referendum, and in view of all the talk about necessary funds, I just can't go along with this \$1,000,000 appropriation. Therefore, I would support House Amendment "A" and move its adoption.

The PRESIDENT: The Senator from Lincoln, Mrs. Sproul, now moves that the Senate adopt House Amendment "A".

The Chair recognizes the Senator from Oxford, Senator Ferguson.

Mr. FERGUSON of Oxford: Mr. President and Members of the Senate: I must oppose the motion of the Senator from Lincoln County, Senator Sproul. This building has been referred to many, many times and over and over again as a Highway building. It is going to take care of and relieve the situation on the fifth floor of the State Office Building for other purposes. This has been gone over very carefully by the Committee on Highways, with the Leadership of both Branches and the Governor's office. There seems to be quite a lot of feeling among some of the legislators that we would be passing legislation here that was turned down by the general public last year in referendum.

I will call your attention to some material I put on your desks here a minute ago giving a history of the present office building. In 1941, Chapter 76 of the Private and Special Acts, we created a Maine State Office Building Authority for the purpose of erecting an office building or addition to the State House and gave the Authority authorization to issue bonds, etc.

In 1951, the delay between 1941 and 1951 was occasioned by the war, the proposal was considered to be in violation of the Constitution. This was the opinion of the State Supreme Court.

In 1951 a Resolve was passed in the Legislature for \$3,000,000 for a bond issue with the proceeds to be used for erection of a State Office Building payable within fifteen years at an interest rate not exceeding four per cent per annum. This went to referendum, exactly as happened two years ago when the vote was turned down on the bond issue that was passed at the last session of the Legislature.

At the next regular session of the Legislature in 1953, Chapter 175, Private and Special Acts, provided for \$3,000,000 from Unappropriated Surplus for construction of State Office facilities. This was passed by a two-thirds majority and was signed by the Governor and they started to construct the present State Office Building.

In a special session in 1954, Chapter 213 of the Resolves provided for an additional half a million dollars to complete the construction of the present State Office Building.

We are not setting a precedent by setting up \$1,000,000 out of Unappropriated Surplus. This building is badly needed. All you have to do is to go over in the various departments in the State Office Building, and it is questionable whether we have the space available in the limited space for the state employees.

I remember I was in the Legislature in 1953 when they passed this Act. This was my first year here, and as I stated on the floor here a couple of days ago, it is going to make room for Education, Mental Health and Corrections Agriculture, Forestry, Retirement and Personnel, Parks and Recreation and Taxation. This, of course, will be accomplished by moving the State Highway out of the fifth floor. This is badly needed. This is something that has the support of the leaders of both parties and the Governor endorsed this, and they say so publicly. However, some of us might be a little fearful of the repercussions. I hope that you will not go along with the good Senator's motion to reconsider this item so we could reconsider the amendment.

The PRESIDENT: The pending question is the motion of the Senator from Lincoln, Mrs. Sproul, that we adopt House Amendment "A".

The Chair recognizes the Senator from Knox, Senator Hoffses.

Mr. HOFFSES of Knox: Mr. President and Members of the Senate: I feel somewhat compelled to go on record in favor of the good Senator's motion from Lincoln, that we adopt House Amendment "A". As has been stated, this proposed Highway Office Building was put out in referendum to the people and they overwhelmingly defeated the measure, and I believe that to reinstitute this measure here at this time is an affront to the electorate of the State of Maine when they so decisively turned this building down.



I realize that the Highway Department is very crowded, but we have set up over the state many division offices and drafting rooms and other sundry facilities, and I believe that for the time being, at least, that this Highway Office Building could be deferred because we are, through the need for education and all the other measures, this Legislature is spending a tremendous sum of money. I believe that it is time that we take very careful consideration on some of these measures which I believe personally can be delayed for the time being, at least.

The PRESIDENT: The Chair recognizes the Senator from Piscataquis, Senator Ross.

Mr. ROSS of Piscataquis: Mr. President and Members of the Senate: As a member of the Highway Committee, I have to stand up in opposition to this amendment. In the first place, the people of the State of Maine didn't turn the building down; they turned down a bond issue and there is absolutely no bond issue involved in this present plan as far as the building goes. Any of you who go in the office building will see how crowded it is. It is just as simple as this. If you think that we need more space, vote against the amendment. It is just unfortunate that it is called the Highway Building, because the Highway Building seems to kind of go against a lot of people's grain, but it is not just for the Highway Department. The space is needed by every department over in the office building. If you don't think so, go over there and visit some of them. They have some draftsmen in there who are practically leaning over each other's shoulders and they are not getting a decent job out of them, and I hope that you will defeat the amendment.

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

Mrs. SPROUL of Lincoln: Mr. President, I am told repeatedly that this is not a Highway Building. If it is not a Highway Building, why is it in under the Highway appropriation? Why isn't it in under the budget of the other depart-

ments? I wish somebody would answer my question.

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

Mr. FERGUSON of Oxford: Mr. President and Members of the Senate: I understand that the purpose of setting up the Maine State Office Building Authority back in 1941 was to possibly have the various departments have space right off so they would have the money available for a building. The Highway Department, you might say, has been free-riders on general fund money that built this building. There was no Highway money that went into that building at that time when it was built. It was all out of revenue surplus.

I am more concerned about the other departments, such as Larry Stewart told us the other day that he has men working over there in the Personnel Department, the Allagash Authority coming in and other things that come under his jurisdiction, and federal funds are going to be available for this and that his people just can't do the job, interviewing 8,000 and 10,000 men in the personnel; they are sitting elbow to elbow and when one has an interview he has to stop two or three other people from working while he is doing it. This is the reason for this building. If you don't go along with the building this time, we are going to face the same thing that we faced in 1953, 1951, 1949. You are going to be scattered all over the City of Augusta. When you want to go to some of the other departments, you are going to be traveling to the downtown area to do your business and your errands here, and I think that certainly we have a chance to do something for the people of the State of Maine, so let us face this. Let us have a little courage and face up to this fact, and I think that if the people of the State of Maine, your voters, knew the conditions that existed in the State of Maine when they voted for this bond issue in referendum, they certainly would have approved it. Thank you.

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

Mr. ANDERSON of Hancock: Mr. President and Members of the Senate: At the last session there was testimony submitted in the other body that the Highway Department was so crowded that they had to put their cabinets in the hallways. I was up there shortly after we adjourned, and I found that these cabinets had found their way back to their respective nooks and corners. I certainly go along with Mrs. Sproul.

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 the Senator from Oxford, Senator Ferguson, and the Senator from Piscataquis, Senator Ross, have taken on this matter. I am opposed to the adoption of this amendment which would mean elimination of this building. As a State we try to recruit people to work for us and we want good people. We are in competition with private industry in this regard, and when you consider the amount of salaries that you pay employees over a 40-year period it is a tremendous sum of money. Compare this to what it costs to maintain a building over a 40-year period and it is a very small sum in relation to the total salaries paid.

Now, we know, and the Highway Department has told us this, all of the departments have agreed that the need for space here is desperate. Now, the question is only this: We are going to have to go out and rent some more space if this building isn't built. So the question is only this: whether we are going out and rent space and have these people all over Augusta and try to find them, or whether we are going to do it in a more orderly manner and have a building here in this complex. I know it is said that the voters turned this down, therefore, we shouldn't do it, but I would suggest that the voters depend upon us for our judgment on this. What they did two years ago, they might change their minds now. Many of us who ran for election were elected this time. We are

coming up for re-election two years from now, and perhaps people's minds will be changed. We don't know. So this is a new matter now, and I think the need has been shown for it I think it would be very unfortunate if we went away from here without doing something about this very critical shortage to house our employees. When the vote is taken, I would ask that it be taken by a division.

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

Mr. BERRY of Cumberland: Mr. President and Members of the Senate: The defeat of the bond issue for the State Highway Commission Building may be interpreted in several ways. In our debate here on other matters of this nature such as the Sunday Liquor Bill frequently we have placed different interpretations on it on the result of the voters. The Highway Department has through the years been a controversial one. Its head, Commissioner Stevens, is probably one of the most capable administrators that our state has seen. In the performance of his duty, he has certainly, in accomplishing his ends, not only attracted a lot of attention, but ruffled a few feathers in passing. However, this should not becloud the fact that the operation of the State Highway Commission as presently administered is one of the bright spots of our Maine State Government. I have in the past and will continue in the future to be an objective critic of the State Highway Commission. I find fault where it needs to be found. Accordingly, I think, that praise and justice should be given when those occasions arise.

I think a great deal of credit should go to the Highway Committee under Senator Ferguson and to the Highway Commission under Commissioner Stevens for coming up with one of the gravest problems which faces our house-keeping operation of state government. Many of the members of the Senate who have spoken previously have said that if this building is not constructed, we will be faced with a proliferation of small operations around the Capitol. I will correct

these statements. We have these small operations around Augusta right this minute. They are expensive. They are inefficient, and your Appropriations Committee during its several hearings has received numerous requests from the Bureau of Public Improvements for maintenance money which is absolutely wasted because of this inefficient operation.

We have no alternative. We have insurance problems, i n s u r a n c e costs. We have heating costs. We have plumbing costs. We have all the operational costs that are necessary to run these small, most of them, former residences. I think to find a solution where the shortage of office space will be paid from highway funds is almost a stroke of genius. These funds have historically been unavailable to the Legislature for anything other than pure highway use, and this is true, but right, according to our law. But the construction of 75,000 additional square feet of office space dedicated to Highway Commission use will relieve a great deal of office space which other departments may step into, and I really believe that both the Commission and Committee deserve a great deal of credit for coming up with this. Our Appropriations Committee was thinking that the need was so great that perhaps we should try to generate this money from the general fund, difficult and almost as impossible as it would be. I assure you that the need is tremendous. The waste of money is tremendous.

I would hope that this would be defeated and that ultimately a solution to this disagreement might be found.

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

Mrs. SPROUL of Lincoln: Mr. President, Don't know whether the second time I spoke was classed as a question.

The PRESIDENT: You have two more times.

Mrs. SPROUL: Mr. President, thank you. First, I would as the good Senator from Aroostook how he talks about economy on the one hand, and then talks about this building on the other. As a point

of information, I have been around here now for all this session. So far I haven't found out what becomes of one building now. I understand that Health and Welfare is going into the building where the Internal Revenue office is, and I wish someone would explain to me what becomes of the space that is now used by the Health and Welfare. It seems to me there is an extra building there somewhere.

The PRESIDENT: The Senator from Lincoln, Senator Sproul, has posed a question to any member of the Senate who may answer or not if they desire.

The Chair recognizes the Senator from Oxford, Senator Ferguson.

Mr. FERGUSON of Oxford: Mr. President and Members of the Senate: In answer to Senator Sproul's question: the Education Department is going to take up all the space made available by the Health and Welfare moving down to the Internal Revenue Building, and there are bids out now to provide a little more space for the laboratories for the Water Improvement Commission and other facilities down at the Internal Revenue Building. Education is going over here. That will relieve some space, but not nearly what is needed.

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

Mr. MILLS of Franklin: Mr. President, this has been a very interesting and very informative debate. I have been changing my mind once or twice during the course of it. I think properly so. It struck me that people did turn down the bond issue and I felt at that time and went along with the criticisms that came out in the press at the time that seemed to be a clear statement that the public wanted to go slow on bonding the state for that particular purpose. Now it would seem to me—I would like to put this in the form of a question. Is it not true that this is a completely different question here before us than was put to the people of the State in that referendum, that this is a proposition to finance the con-

struction of a building which should be dedicated to highway uses out of, you might say, gasoline tax money which is the principal source of income to the highway department, and which is entirely different from the question that went to the people. It seems to be the way the question has developed. I wonder if this is the correct interpretation. I would like to make that inquiry of Senator Berry, if I might.

The question is: is this not a completely different question than what the people turned down in the referendum because the source of funds for this construction would be from Highway current revenues and not from a bonding of the whole State of Maine?

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

Mr. BERRY of Cumberland: That is correct, this is an entirely different proposal than the one that was before the people.

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

Mr. JOHNSON of Somerset: Mr. President, a point of information. What is the pending question before this body at this time.

The PRESIDENT: The pending question is on the motion of the Senator from Lincoln, Mrs. Sproul, that we adopt House Amendment "A".

Mr. JOHNSON of Somerset: Mr. President, I would like to speak against House Amendment "A". I think that anyone who has had the time and gone over to the Highway Department, that we see over there a great many qualified, able, highly-paid, highly technical men, engineers working over there, and if you stay there for about twenty minutes or half an hour, you realize that they are actually bumping into each other, elbows in the other one's side, etc., and I think that any business man who is running a profitable well organized operation would certainly, with the amount of money which he has tied up, would certainly provide more space, and I agree with

Senator Berry that we are now faced with not what was turned down at the last election on the bond issue; we are faced now with taking some out of surplus. We are not bonding anything, and we are accomplishing something that will make this department a great deal more efficient and enable us in the long run to save money.

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

Mr. FARLEY of York: Mr. President and Members of the Senate: Having voted for the referendum and having sat here a few times — and the legislators don't come back and kind of give it a boost — in reference to the referendum — we simply pass them back to the people and we don't have the courage of our convictions here of passing them ourselves. I agree with the Senator from Cumberland, Senator Berry, in reference to all that he said in reference to the Mr. Stevens of the Highway Department. I have only been, in all the years that I have been here, once in the Highway Department. This year I haven't been there because I didn't have anything in the line of highways, but there is one thing that bothers me here relative to it, and that is that we are going to use money out of the Highway Department that is dedicated to highways in the State of Maine. Now we are not going to be fooled and we have heard of it before. There are other departments that are objecting to moving in on the Highway Department for funds relative to Education or this or that.

I am going to vote with the Senator from Lincoln County. I did my part. I voted in reference to the bond. I don't think that the Highway Department should be building room for other departments here in the state. I was here when they built the State Building. I know how it was done. It would seem to me that if we are going to build buildings that we should take it in a bond issue recommended in the Capitol improvements. I think that any money that is dedicated to the Highway

Department should remain there for the use of the highway uses of the State of Maine.

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

Mr. FERGUSON of Oxford: Mr. President and Members of the Senate: In answer to the Senator from York, Senator Farley, there have been many buildings building throughout the state, Highway Division buildings, with Highway money. This is permissive under your Constitution and the laws of the State that they can use the money that is going to be wholly used by the Highway Commission. Of course, there is nothing to prevent general fund revenues going into it and have the Highway Department using it. I am sure that this has been studied out and checked with the Attorney General's office and it is perfectly legal, and I hope that you will defeat the motion of the Senator from Lincoln, Senator Sproul.

The PRESIDENT: Is the Senate ready for the question? As many as are in favor of adopting House Amendment "A" will stand and remain standing until counted. Those opposed to the motion will stand and remain standing until counted.

A division was had. 10 Senators having voted in the affirmative, and 24 Senators having voted in the negative, the motion to adopt House Amendment "A" did not prevail.

Thereupon, House Amendment "A" was indefinitely postponed, and the Bill was Passed to be Engrossed in non-concurrence.

Sent down for concurrence.

Bill "An Act Revising the Motor Vehicle Dealer Registration Law." (H. P. 1164) (L. D. 1665)

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

Sent down for concurrence.

#### Senate

Bill "An Act Relating to Executive Reorganization." (S. P. 384) (L. D. 996)

Bill "An Act Relating to Mortgage Insurance Fund Under Maine Industrial Building Authority Act." (S. P. 471) (L. D. 1163)

Bill "An Act Relating to Certain Expenses in the District Court." (S. P. 474) (L. D. 1166)

Bill "An Act to Appropriate Money to Plan and Apply for a Rural Youth Corps for Maine." (S. P. 628) (L. D. 1630)

(On motion by Mr. MacLeod of Penobscot, tabled and specially assigned for Tuesday, June 13, pending Passage to be Engrossed.)

Bill "An Act to Extend the Life of the State Transportation Commission." (S. P. 672) (L. D. 1703)

Bill "An Act Repealing Law Relating to Leases of Right to Take Kelp on Submerged Lands." (S. P. 673) (L. D. 1704)

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

Sent down for concurrence.

#### Enactors

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

An Act Relating to Compensation and Allowances for Members of the Indian Tribes at the Legislature. (H. P. 89) (L. D. 186)

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

An Act Increasing Number of Visitors for Maine Maritime Academy. (H. P. 382) (L. D. 529)

An Act to Change Date of Caucus Election of City of Biddeford. (H. P. 665) (L. D. 920)

An Act Relating to Restoration to Service Under State Retirement Law. (H. P. 1187) (L. D. 1688)

(On motion by Mr. Berry of Cumberland, placed on the Special 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 Continuing Governor's Advisory Council on the Status of Women. (H. P. 766) (L. D. 1113)

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

#### Emergency

An Act Appropriating Moneys for the Continuing Activities of the

Committee on Aging. (H. P. 866) (L. D. 1279)

(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. 33) (L. D. 53) Bill "An Act Relating to Assistant County Attorneys."

Tabled — June 7, 1967 by Senator Lund of Kennebec.

Pending — Enactment.

On motion by Mr. Lund of Kennebec, and under suspension of the rules, the Senate voted to reconsider its action whereby the Bill was Passed to be Engrossed.

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

Senate Amendment "D", Filing No. S-254, was read by the Secretary as follows:

SENATE AMENDMENT "D" to H. P. 33, L. D. 53, Bill, "An Act Relating to Assistant County Attorneys."

Amend said Bill in section 1 by striking out the 3rd line of the 2nd paragraph of that part designated "§553" and inserting in place thereof the following:

**'Arroostook 2'; and by striking out the 5th line of the 2nd paragraph of that part designated "§553" and inserting in place thereof the following:**

**'Kennebec 2'**

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

Mr. MacLEOD of Penobscot: Mr. President, I would like to direct a question through the Chair to the Senator from Kennebec, Senator Lund, who is a member of the State Government Committee. I was just wondering — we have had several of these amendments changing the numbers of assistant county attorneys in several of the counties in the State — I would like to inquire if the number of county attorneys, the ones that are being added here, is consistent with the amount of work load in the various counties? I know in Penobscot County we have two assistant county attorneys, and the

work load is very, very heavy in that county. Has this been taken into consideration in the addition of all these assistants, second assistant county attorneys, in the counties that they have been added to?

The PRESIDENT: The Senator from Penobscot, Senator MacLeod, has directed a question to the Senator from Kennebec, Senator Lund, who may answer or not, as he chooses.

The Chair recognizes the Senator from Kennebec, Senator Lund.

Mr. LUND of Kennebec: Mr. President and Members of the Senate: What I had planned to say in support of this amendment touched upon the question which is asked. It was some 12 years ago in Kennebec County when we first had one assistant county attorney, at least 12 years ago. Since that time, as I am sure the members of the Senate are well aware, the whole nature and complexion of the work of the county attorneys has changed with the emergence of new rules of criminal procedure and new rules of admissibility of evidence.

We are finding that the assistant county attorneys and the county attorneys are spending more and more time in District Courts. Incidentally, District Courts were not in existence 12 years ago. In addition to this, of course, the County of Kennebec is comparable in size to the County of Androscoggin, which had a second assistant established by the last Legislature. It is found now that during a term of Court it poses severe problems where the attendance of the assistant county attorney is required for hearings in District Court, while the Superior Court has a full active schedule of criminal cases to be prepared.

I cannot speak for Arroostook County, but I do feel that at the present time the work load here in Kennebec is as active as that in Androscoggin, and is such that it does make proper the appointment of a second assistant county attorney.

The PRESIDENT: The Senator from Kennebec, Senator Lund, moves that we now adopt Senate Amendment "D".

The Chair recognizes the Senator from Aroostook, Senator Harding.

Mr. HARDING of Aroostook: Mr. President and Members of the Senate: Speaking as an attorney from Aroostook County, I would like to give an explanation in regard to the County and its situation in relation to county attorneys.

I will mention, first of all, that Aroostook County is the largest in area in the State. We have a population of some 110,000, and the mileage between H o u l t o n , which is the southernmost Court, and Fort Kent, which is the northernmost Court, is some 120 miles. We have six courts which the county attorney and his assistant must attend. We do have a very heavy work load. I am not sure that it is as heavy as Penobscot, but I think that when we did our District Court survey that at that time the total work load, as far as criminal cases and civil cases in the District Courts, was nearly as heavy in Aroostook as it was in Penobscot County.

I talked with the County Attorney in regard to this in Aroostook. He pointed out that his salary is \$6,500 which, of course, is not an adequate salary if you want to hire a trial attorney on a full-time basis; it is very modest. Under the existing situation, he tells me that he has to devote practically all of his time to being county attorney. He feels that it is very essential, for him to give the proper protection to the people of Aroostook County, to have a second assistant.

The PRESIDENT: The pending question is the motion of the Senator from Kennebec, Senator Lund, that the Senate now adopt Senate Amendment "D". Is this the pleasure of the Senate?

The motion prevailed.

Mr. Duquette of York then offered Senate Amendment "C" and moved its adoption.

Senate Amendment "C", Filing No. S-252, was read by the Secretary as Follows:

SENATE AMENDMENT "C" to H. P. 33, L. D. 53, Bill "An Act Relating to Assistant County Attorneys."

Amend said Bill in section 1 by striking out the last line (same in

L. D. 53) and inserting in place thereof the following:

'York 2'

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

Mr. DUQUETTE of York: Mr. President and Members of the Senate: May I say that the remarks of the Senator from Kennebec, Senator Lund, and the Senator from Aroostook, Senator Harding, apply to York County.

York County is a growing county. The population in the past six years has increased by 5,000. It is now close to 106,000 in population. During the summer months this population virtually doubles. It is not unusual on weekends during the summer season to have in the Old Orchard- Saco- Biddeford area about 40,000 to 50,000 visitors.

In York County we have four terms of the Superior Court, and since the advent of the District Courts it seems that the number of appeals has increased. For instance, this year at the January Term of Court there were 35 indictments and 82 appeals. At the May Term of Court there were 27 indictments and 109 appeals. The District Court meets at three places in York County: In Saco, Sanford and Kittery, and it works five days a week. We have one assistant now - we have had one assistant for six years - but, as you know in your own counties, the case loads have increased. And where in York County we have the gateway to Maine, the traffic is heavy, so it takes the full time of the county attorney and, as stated by Senator Harding, his salary is \$6,500. He is not asking for an increase in wages, but he would rather have a second assistant. Therefore, in the interest of more efficient law enforcement, I move the adoption of this amendment.

The PRESIDENT: The Senator from York, Senator D u q u e t t e , moves that the Senate now adopt Senate Amendment "C". Is this the pleasure of the Senate?

The motion prevailed.

Thereupon, the Bill, as amended by Committee Amendment "A", Senate Amendment "A", Senate

Amendment "B", Senate Amendment "C" and Senate Amendment "D", was Passed to be Engrossed in non-concurrence.

Sent down for concurrence.

The President laid before the Senate the second tabled and today assigned matter, (S. P. 635) (L. D. 1635) Bill "An Act Relating to the Water and Air Environment Improvement Commission."

Tabled—June 7, 1967 by Senator Hildreth of Cumberland.

Pending—Enactment.

On motion by Mr. Johnson of Somerset, retabled and specially assigned for Tuesday, June 13, pending Enactment.

The President laid before the Senate the third tabled and today assigned matter, (S. P. 87) (L. D. 168) Senate Report—Ought to Pass in New Draft under same Title from the Committee on State Government on Bill "An Act Relating to Membership of the Advisory Council of the Department of Economic Development." (S. P. 671) (L. D. 1702)

Tabled — June 8, 1967 by Senator Berry of Cumberland.

Pending — Acceptance of Report.

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

Mr. BERRY of Cumberland: Mr. President and Members of the Senate: L. D. 168 is extremely brief. It has a tremendous impact. It proposes to change the present membership of the Advisory Council of the Department of Economic Development from seven members appointed by the Governor, with no further qualifications or restrictions, to a board - well, if I read the L. D. correctly, it would consist of a board of four members, and it is these four that concern me: a legislative leader from each House representing both major parties, I see, it is an indeterminate number of people. Well, it is even worse than I thought.

Well, Senator Albair brought me up to date. The new draft, L. D. 1702, provides for nine members, five of whom would represent

all phases of economic activity in the State, appointed by the Governor. But the objectionable feature in the original one, and the objectionable feature in the new draft, is the provision which would have one legislator from the majority party and one legislator from the minority party in the Senate, and one legislator from the majority party and one legislator from the minority party in the House of Representatives; four people from the legislative branch serving ex-officio on an executive commission.

Now, there are instances where we do have such a composition. But I am sure that all of us who have been following State Government for a long time know that the DED has had a rocky road. At present it is serving under a commission headed by Mr. Halsey Smith, a very capable and knowledgeable member of our business community. There is no political complexion to the current DED Advisory Commission.

I think it is safe to predict that if we have four-ninths of a commission composed of politicians, and once in a while all of us in the Legislature are politicians, that we are going to present further obstacles to the smooth functioning of the Department of Economic Development. Lord knows, they need all the help they can get I don't think they are going to get it from such a group. I would see nothing ahead but trouble, inter-party friction, confusion in the Department's operations, if a group such as this were to be their board of directors. I am in complete ignorance of a commission which is formed with such a heavy preponderance. I think legislators can be advisors, they can see that the will of the Legislature is followed. I think this would be a serious practical operating difficulty. Accordingly, I would move, Mr. President, that this bill be indefinitely postponed.

The PRESIDENT: The Senator from Cumberland, Mr. Berry, moves that this bill be indefinitely postponed.

The Chair recognizes the Senator from Aroostook, Senator Harding.



Mr. HARDING of Aroostook: Mr. President and Members of the Senate: This bill was presented as a result of a study which was done by the Legislative Research Committee, and on this subcommittee — I might mention that it was composed of both Republicans and Democrats - and on this subcommittee which made this recommendation were such knowledgeable Legislators as the Speaker of the House, David Kennedy, and Representative Rodney Ross of Bath.

One of the problems that the DED has had is a lack of communication with the Legislature. I would call to your attention that this Advisory Council is advisory only. It has no control over the activities of the Department as such. The advice is offered for whatever it may be worth. It can be received or it can be rejected.

This question was posed to Halsey Smith - his name was mentioned here - as to whether or not it would be helpful for legislative leaders to be on this Advisory Council. I recall very vividly that he said that it would be helpful; that there would be this communication between the Legislature and the DED of some of the problems which exist and, instead of the Legislature being in the position of picking at the DED, as some have suggested that they have been that they would be able to at least offer some constructive suggestions.

Now, whether or not it should be limited to nine members or whether or not we ought to expand it to have some more than nine, this is a question to be debated.

It seems to me that this would be helpful to the Department and it would lend strength to it, and this is the basis of why the Legislative Research Committee unanimously endorsed its proposal and, I believe, this was a unanimous report from the Committee on State Government. Therefore, I would object to the motion which the Senator from Cumberland Senator Berry, has made, and I would ask for a division.

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

Mr. WYMAN of Washington: Mr. President and Members of the Senate: I, too, have to object to the motion of the good Senator from Cumberland, Senator Berry. This was, as Senator Harding remarked, a unanimous Ought to Pass Report of the Committee. It seems to me that having four members of the Legislature would serve a useful purpose in that it would form a liaison group which would come to the Legislature and present the thinking of the DED and, in turn, present to the DED, or to the Advisory Council, some of the thinking that might prevail in the Legislature.

Certainly I cannot envision all the problems which the good Senator from Cumberland feels this would present or bring about. For this reason, I want to oppose his motion.

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

Mr. SNOW of Cumberland: Mr. President and Members of the Senate: I also would rise to oppose the motion of the Senator from Cumberland, Senator Berry.

It has been my privilege, with other members of the Legislature, to serve on several bodies, advisory committees, if you will, which had both lay and political members. One of these is the New England Board of Higher Education. Another was the Transportation Commission. A third has been the Coles' Commission. It has been my observation that, rather than complicate the proceedings of the Commission or the advisory group, the presence of legislators who have some idea of the sentiment of other legislators, and who can bring to the group the broad information which they generally have regarding the operations of State Government, has been useful and helpful. I would hope that the Senate would not support Senator Berry's motion.

The PRESIDENT: The pending question is the motion of the Senator from Cumberland, Senator Berry, that the bill and its accompanying report be indefinitely postponed. As many as are in favor of indefinite postponement will stand and remain

standing until counted. Those opposed will stand and remain standing until counted.

A division was had. Nine Senators having voted in the affirmative, and 20 Senators having voted in the negative, the motion did not prevail.

Thereupon, the Ought to Pass in New Draft Report of the Committee was accepted, the Bill Read Once and tomorrow assigned for Second Reading.

The President laid before the Senate the fourth tabled and today assigned matter, (H. P. 632) (L. D. 888) Bill, "An Act Relating to Municipal Regulation of Community Antennae Television Systems."

Tabled — June 8, 1967 by Senator Harding of Aroostook.

Pending — Passage to be Engrossed.

On motion by Mr. Harding of Aroostook, tabled until later in today's session.

The President laid before the Senate the fifth tabled and today assigned matter, (H. P. 1160) (L. D. 1659) Bill, "An Act to Authorize Construction of Self-Liquidating Student Housing and Dining Facilities for the State Colleges and Southern Maine Vocational Technical Institute and Eastern Maine Vocational Technical Institute and the Issuance of Not Exceeding \$6,712,000 Bonds of the State of Maine for the Financing Thereof."

Tabled — June 8, 1967 by Senator Berry of Cumberland.

Pending — Enactment.

On motion by Mr. Berry of Cumberland, and under suspension of the rules, the Senate voted to reconsider its action whereby the Bill was Passed to be Engrossed.

On further motion by the same Senator, the Senate voted to reconsider its action whereby House Amendment "A" to House Amendment "A" was adopted, and then indefinitely postponed House Amendment "A" to House Amendment "A".

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

Thereupon, the Senate voted to reconsider its action whereby House Amendment "A" was adopted.

Senate Amendment "A", to House Amendment "A", Filing No. S-250, was read by the Secretary as follows:

SENATE AMENDMENT "A" to HOUSE AMENDMENT "A" to H. P. 1160, L. D. 1659, Bill, "An Act to Authorize Construction of Self-Liquidating Student Housing and Dining Facilities for the State Colleges and the Issuance of Not Exceeding \$5,400,000 Bonds of the State of Maine for the Financing Thereof."

Amend said Amendment by inserting after the word "Institute" in the 3rd line the words 'and Eastern Maine Vocational Technical institute'; and by striking out in the 4th line the figure "\$5,977,000" and inserting in place thereof the figure '\$6,715,000'

Further amend said Amendment by inserting after the word "Institute" in the last line of the 2nd paragraph the words 'and Eastern Maine Vocational Technical Institute'

Further amend said Amendment by striking out all of the 14th, 15th, 16th and 17th lines and inserting in place thereof the following:

'At Eastern Maine Vocational Technical Institute Men's Dormitory and Dining facilities	700,000
<hr/>	
Total Housing and Dining Facilities	\$ 6,302,300
Interest Payments — as required until facilities are completed	412,700
<hr/>	
TOTAL	\$ 6,715,000'

Further amend said Amendment by inserting after the word "Institute" in the last line of the 4th paragraph the words 'and Eastern Maine Vocational Technical Institute'

Further amend said Amendment by striking out in the last line of the 5th paragraph the figure "\$5,977,000 and inserting in place thereof the figure '\$6,715,000'

Further amend said Amendment by striking out all of the last para-

graph and inserting in place thereof the following:

“Shall ‘An Act to Authorize Construction of Self-Liquidating Student Housing and Dining Facilities for the State Colleges and Southern Maine Vocational Technical Institute and Eastern Maine Vocational Technical Institute and the Issuance of Not Exceeding \$6,715,000 Bonds of the State of Maine for the Financing Thereof’, passed by the 103rd Legislature, be accepted?”

Senate Amendment “A” to House Amendment “A” was adopted, and House Amendment “A”, as amended by Senate Amendment “A” thereto, was adopted, and the Bill, as Amended, Passed to be Engrossed in non-concurrence.

Sent down for concurrence.

The President laid before the Senate the sixth tabled and today assigned 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—June 8, 1967 by Senator Katz of Kennebec.

Pending—Motion by Senator Mills of Franklin to Reconsider Engrossing.

Mr. Mills of Franklin was unanimously granted leave to withdraw his motion to reconsider.

Thereupon, 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.

The President laid before the Senate the seventh tabled and today assigned matter, (H. P. 511) (L. D. 724) Bill “An Act Relating to Complaints and Violations Under Motor Vehicle Sales Finance Act.”

Tabled—June 8, 1967 by Senator MacLeod of Penobscot.

Pending — Motion by Senator MacLeod of Penobscot to Reconsider Enactment.

On motion by Mr. MacLeod, retabled and specially assigned for Tuesday, June 13, pending motion by that Senator to Reconsider Enactment.

The President laid before the Senate the eighth tabled and today assigned matter, (S. P. 496) (L. D. 1258) Bill “An Act Creating the University of the State of Maine.”

Tabled—June 8, 1967 by Senator Katz of Kennebec.

Pending—Motion by Senator Katz of Kennebec to Reconsider Engrossing.

Mr. Katz of Kennebec was unanimously granted leave to withdraw his motion to reconsider.

The President laid before the Senate the ninth tabled and today assigned matter, (S. P. 126) (L. D. 255) Senate Report — Ought Not to Pass from the Committee on Taxation on Bill “An Act Repealing Application of Sales Tax to Telephone and Telegraph Service.”

Tabled—June 8, 1967 by Senator Farley of York.

Pending—Acceptance of report.

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

Mr. FARLEY of York: Mr. President, I now yield to the Chairman of the Taxation Committee, Senator Wyman.

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

Mr. WYMAN of Washington: Mr. President and Members of the Senate: I like this bill and I would like to see it enacted, except for one reason. It has a price tag of a million dollars on it in the first year of the biennium, and a price tag of a million and a half dollars in the second year of the biennium. In other words, a loss of revenue of two and a half million dollars. As much as I would like to see the bill enacted, I felt obliged to sign the Ought Not to Pass Report for that reason.

Thereupon, the Ought Not to Pass Report of the Committee was accepted.

Sent down for concurrence.

The President laid before the Senate the tenth tabled and today assigned matter, (S. P. 654) (L. D. 1666) Bill “An Act Regulating Snow Traveling Vehicles.”

Tabled—June 8, 1967 by Senator Hoffses of Knox.

Pending—Consideration.

(In Senate—May 24, 1967 Passed to be Engrossed as Amended by Senate Amendment "A"—Filing S-171.)

(In House—June 5, 1967 Passed to be Engrossed as Amended by Senate Amendment "A" — Filing S-171 and as Amended by House Amendment "A"—Filing H-359 as Amended by House Amendment "A" — Filing H-393 thereto in Non-concurrence.)

On motion by Mr. Hoffses of Knox, the Senate voted to Recede and Concur.

The President laid before the Senate the 11th tabled and today assigned matter, (H. P. 645) (L. D. 900) House Report—Ought to Pass in New Draft under same Title (H. P. 1143) (L. D. 1627) from the Committee on Taxation on Bill "An Act Providing for a Tax on Real Estate Transfers."

Tabled—June 8, 1967 by Senator Johnson of Somerset.

Pending—Acceptance of Report.

On motion by Mr. Johnson of Somerset, r e t a b l e d unassigned, pending Acceptance of Report.

The President laid before the Senate the 12th tabled and today assigned matter, (S. P. 550) (L. D. 1447) Senate Reports—from the Committee on Legal Affairs on Bill "An Act Providing for the Registration of Land Surveyors." Majority Report, Ought Not to Pass; Minority Report, Ought to Pass as Amended by Committee Amendment "A" — Filing S-205.

Tabled—June 8, 1967 by Senator Sewall of Penobscot.

Pending—Motion by Senator Good of Cumberland to accept the Minority Ought to Pass Report as Amended by Committee Amendment "A" — Filing S-205.

On motion by Mr. Anderson of Hancock, retabled and specially assigned for Monday, June 12, pending motion by Senator Good of Cumberland to accept the Minority Ought to Pass, as Amended by Committee Amendment "A", Report.

On motion by Mr. Johnson of Somerset, the Senate voted to take

from the table (H. P. 882) (L. D. 1294) Bill, "An Act Providing Vocational Education Loan Funds." Tabled June 8 by Senator Johnson of Somerset, pending passage to be engrossed.

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

Senate Amendment "A", Filing No. S-255, was read by the Secretary as follows:

SENATE AMENDMENT "A" to H. P. 882, L. D. 1294, Bill "An Act Providing Vocational Education Loan Funds."

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

'Sec. 1. R. S., T. 20, c. 307, sub-c. II, additional. Chapter 307 of Title 20 of the Revised Statutes is amended by adding a new subchapter II to read as follows:

#### SUBCHAPTER II LOAN FUNDS

##### §2371. Statement of purpose

The Legislature recognizes that financial assistance to Maine students who wish to attend institutions of higher education has heretofore been available to students attending 4-year colleges of the academic variety to a much greater extent than to those wishing to attend vocational schools, technical schools, junior colleges and similar institutions specializing in career preparation and recognizes that this lack of financial assistance has kept many Maine students from obtaining an education which would be highly valuable to them and to the economy of Maine.

It is the purpose of this subchapter to make loans available to Maine students for the purpose of pursuing programs of vocational or technical education of less than 4 years' duration, in accordance with the National Vocational Student Loan Insurance Act of 1965, through the agency of the Maine Higher Education Assistance Foundation.

##### § 2372. Reserve fund

Funds appropriated under this subchapter shall constitute a reserve fund for the insurance of loans to eligible borrowers.

**Priority shall be given to eligible students for the purpose of pursuing vocational or technical courses as indicated in section 2371.**

**Should the applications from such eligible students not require the commitment of the full reserve fund, the balance in any year up to 50 per cent of the total may be used to support loans for eligible students in 4-year college programs who would not otherwise be able to secure such loans.**

**Sec. 2. Appropriation.** There is appropriated from the Unappropriated Surplus of the General Fund to the Maine Higher Education Assistance Foundation the sum of \$100,000 for the fiscal year ending June 30, 1968 and the sum of \$37,000 for the fiscal year ending June 30, 1969 to carry out the purposes of this Act.

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

Sent down for concurrence.

The President laid before the Senate the fourth tabled and today assigned matter, tabled earlier in today's session by Senator Harding of Aroostook, (H. P. 632) (L. D. 888) Bill "An Act Relating to Municipal Regulation of Community Antennae Television Systems." Tabled June 8 by Senator Harding of Aroostook, pending Passage to be Engrossed.

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

Mr. HARDING of Aroostook: Mr. President and Members of the Senate: The purpose of my tabling this is that the parties that were interested in this bill and that were opposed to this bill have, surprisingly enough, come to an agreement which they are very happy with. An amendment has been proposed, which I would like to introduce. However, it hasn't been distributed yet, and if someone would be good enough to table this until Monday, I think we can dispose of the matter then.

Thereupon, on motion by Mr. Johnson of Somerset, retabled and specially assigned for Monday, June 12, pending Passage to be Engrossed.

On motion by Mr. Johnson of Somerset, the Senate voted to take from the table (S. P. 358) (L. D. 966) Senate Report Ought to Pass as Amended by Committee Amendment "A" Filing S-176, from the Committee on Education on Bill, "An Act to Correct Errors and Inconsistencies in the Education Laws." Tabled May 25 by Senator Johnson of Somerset, pending Acceptance of Report.

Thereupon, on motion by Mr. Katz of Kennebec, the Ought to Pass as Amended Report of the Committee was accepted.

Committee Amendment 'A', Filing No. S-176, was read by the Secretary as follows:

COMMITTEE AMENDMENT  
"A" to S. P. 358, L. D. 966, Bill "An Act to Correct Errors and Inconsistencies in the Education Laws."

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

'Sec. 1. R. S., T. 20, §212, amended. The 3rd paragraph of section 212 of Title 20 of the Revised Statutes, as enacted by chapter 400 of the public laws of 1965, is repealed.

Further amend said Bill by striking out all of section 2 (same in L. D. 966) and inserting in place thereof the following:

'Sec. 2. R. S., T. 20, §222, amended. The 2nd, 3rd and 4th paragraphs of section 222 of Title 20 of the Revised Statutes are amended to read as follows:

Article: Shall the municipality vote to join School Administrative District No.....as a participating municipality of the district **subject to the terms and conditions of the agreement prepared by the State Board of Education dated . . . . .**  
19 . . . Yes . . . No . . . (A copy of the agreement must be posted with each warrant which directs the citizens to vote upon the question)

The town clerk of the municipality desiring admission shall send a certified copy of the results of the vote to the secretary of the School Administrative District. If the board of directors finds that the vote was in the affirmative the directors shall call a district meeting **within 45 days**

in accordance with section 225 to vote upon the following article:

Article: Shall the district vote to admit the municipality of . . . into School Administrative District No. . . . as a participating municipality of the district under the following terms and conditions: **subject to the terms and conditions of the agreement prepared by the State Board of Education dated....., 19 . . . Yes . . . No . . .** (A copy of the agreement must be posted with each warrant which directs the citizens to vote upon the question)

Further amend said Bill by adding after section 5, a new section, as follows:

**'Sec. 5-A. R. S., T. 20, §306, amended.** The last paragraph of section 306 of Title 20 of the Revised Statutes is amended by adding at the end a new sentence as follows:

**The board of directors is authorized to transfer or lease unused school property to nonprofit organizations for educational or cultural purposes.'**

Further amend said Bill by striking out all of section 7 and inserting in place thereof the following:

**'Sec. 7. R. S., T. 20, §855, amended.** Section 855 of Title 20 of the Revised Statutes is amended to read as follows:

**§855. Equal school privileges for all pupils**

The school moneys of every administrative unit shall be so expended as to give as nearly as practicable the same aggregate annual length of terms in all its schools, and every administrative unit shall make provision for the maintenance of all of its schools for not less than 180 days annually of which not less than 175 shall be actual school days and no more than 5 may be devoted to in-service education of teachers. The State Board of Education shall have the right to reduce or waive the minimum number of days required upon application from any school committee or board of directors in the State, such application to be supported in writing with a statement of the reasons for such request. Any administrative unit failing to maintain its schools as

provided in this section shall be debarred from drawing its state school moneys until it shall have made suitable provisions for so maintaining them thereafter.

Further amend said Bill in section 9- A by striking out in the 5th, 6th and 7th lines (5th and 6th lines in L. D. 966) the underlined punctuation and words **"An Act to Strengthen and Expand Food Service Programs for Children"** and inserting in place thereof the underlined punctuation and words **"The Child Nutrition Act"**

Further amend said Bill by adding after section 10, a new section, as follows:

**'Sec. 10-A. R. S., T. 20 §2356-D amended.** Section 2356- D of Title 20 of the Revised Statutes, as enacted by section 3 of chapter 440 of the public laws of 1965, is amended to read as follows:

**§2356-D. Tuition charges paid by an administrative unit credited on foundation program allowance**

Any administrative unit which is required to pay and has paid, or which is a member of a secondary community school district which is required to pay and has paid, tuition charges to another unit for technical and vocational classes through grade 12 in an approved regional technical and vocational center serving the area of which the paying unit is a part shall receive in its foundation program allowance computed under section 3722—credit for the tuition so paid.'

Further amend said Bill by adding at the end (same in L. D. 966) a new section as follows:

**'Sec. 18. Amendatory clause.** Wherever in the Revised Statutes or public laws the words "superintending school committee" or "superintending school committees" appear, they shall mean "school committee" or school "committees"'

Further amend said Bill by renumbering the sections of the Bill to read consecutively.

Committee Amendment "A" was adopted.

On further motion by Mr. Katz, and under suspension of the rules, the Bill as Amended, was given its Second Reading and Passed to be Engrossed.

Sent down for concurrence.

On motion by Mr. Berry of Cumberland, the Senate voted to take from the Special Appropriations Table (S. P. 173) (L. D. 365) Resolve Reimbursing Certain Municipalities on Account of Property Tax Exemptions of Veterans.

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

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

Senate Amendment "A", Filing No. S-253, was read by the Secretary as follows:

SENATE AMENDMENT "A" to S. P. 173, L. D. 365, Resolve, Reimbursing Certain Municipalities on Account of Property Tax Exemptions of Veterans.

Amend said Resolve in the first line (2nd line in L. D. 365) by inserting before the word "General" the words 'Unappropriated Surplus of the'

Senate Amendment "A" was adopted and the Resolve, as Amended, 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. 645) (L. D. 1651) Bill, "An Act Appropriating Funds for the Operation of the Governor's Advisory Committee on Education."

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

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

Senate Amendment "A", Filing No. S-256, was read by the Secretary as follows:

SENATE AMENDMENT "A" to S. P. 645, L. D. 1651, Bill "An Act Appropriating Funds for Operation of the Governor's Advisory Committee on Education."

Amend said Bill in section 1 by inserting after the 2nd sentence (same in L. D. 1651) a new sentence as follows: 'No person shall serve more than 3 consecutive terms.'

Further amend said Bill in section 1 by striking out in the 2nd and 3rd lines of the 2nd paragraph (same in L. D. 1651) the words "as they may be requested to do so by the Governor or the Legislature"

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

Sent down for concurrence.

The adjournment order having been received from the House, on motion by Mr. Ross of Piscataquis, adjourned until Monday, June 12, at one o'clock in the afternoon.