

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

Wednesday, June 14, 1967

Senate called to order by the President.

Prayer by the Rev. Father Lawrence G. De Blois of Gardiner.

Reading of the Journal of yesterday.

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

Bill "An Act Providing for Implied Consent Law for Operators of Motor Vehicles." (S. P. 670) (L. D. 1701)

In Senate, June 8, Passed to be Engrossed.

Comes from the House, Bill and Reports Indefinitely Postponed in non-concurrence.

On motion by Mr. Ross of Piscataquis, the Senate voted to Insist and ask for a Committee of Conference.

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

Senators:

LUND of Kennebec
ROSS of Piscataquis
HARDING of Aroostook

Bill "An Act Relating to the Appointment of Clerks of the Judicial Courts." (H. P. 246) (L. D. 354)

In Senate, June 2, Passed to be Engrossed in concurrence.

Comes from the House, Indefinitely Postponed in non-concurrence.

On motion by Mr. Lund of Kennebec, the Senate voted to Recede. Then the same Senator presented Senate Amendment "A", Filing S-265, and moved its adoption. Senate Amendment "A", Filing S-265, was read by the Secretary as follows:

SENATE AMENDMENT "A" to H. P. 246, L. D. 354, Bill, "An Act Relating to the Appointment of Clerks of the Judicial Courts."

Amend said Bill by inserting at the beginning of the first line the underlined abbreviation and figure 'Sec. 1.'

Further amend said Bill by adding at the end the following: 'It shall not be a requirement for appointment as a clerk of the judi-

cial courts that the appointee be an attorney at law. The clerk shall be a resident of the county served. Salaries of the clerks shall be paid by the county served, in such amount as shall be determined by the Legislature.

Sec. 2. Intent. It is the intent of the Legislature that clerks of the judicial courts shall continue in office until the expiration of their present terms.'

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

Mr. LUND of Kennebec: Mr. President and Members of the Senate: This bill which was Passed to be Engrossed a few days ago encountered some opposition. Objections were raised and, as far as we can tell, the objections have been taken care of in this amendment. The amendment provides that it will not be necessary for a Clerk of a Judicial Court to have been an attorney. However, it shall be required that he shall be a resident of the county served and the salaries shall be determined by the Legislature as they are at the present time.

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

Sent down for concurrence.

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)

In House, June 5, Passed to be Engrossed As Amended by House Amendment "A" (H-350)

In Senate, June 9, Passed to be Engrossed without amendment, in non-concurrence.

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

House Conferees appointed by Speaker:

Messrs. WALTZ of Waldoboro
GILL of South Portland
TRUMAN of Biddeford

On motion by Mr. Wyman of Washington, the Senate voted to Insist and join in a Committee of Conference.

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

Senators:

JOHNSON of Somerset
FERGUSON of Oxford
RENY of York

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

In House, June 6, Passed to be Engrossed As Amended by Committee Amendment "A" (H-64), by Senate Amendment "A" (S-76) and Senate Amendment "B" (S-182) in Concurrence.

In Senate, Passed to be Engrossed As Amended by Committee Amendment "A" (H-64) and as Amended by Senate Amendments "A" (S-76), "B" (S-182), "C" (S-252) and "D" (S-254) in non-concurrence.

Comes from the House, that body having insisted and asked for a Committee of Conference.

House Conferees appointed by Speaker.

Messrs: BERMAN of Houlton
DENNETT of Kittery
NADEAU of Sanford

(On motion by Mr. Johnson of Somerset, tabled and specially assigned for Thursday, June 15, pending further consideration.)

House Paper Joint Resolution

WHEREAS, the General Electric Company has announced the locating of its Heat Transfer Products Business Operation on a peninsula formed by Fore River and Casco Bay at South Portland; and

WHEREAS, company spokesman, impressed by the site's access to water transportation and the availability of skilled personnel within the area, indicated Maine's good fortune to have attractive developed sites, resources and a favorable business climate; and

WHEREAS, upon renovation, the company can ship heat transfer products from South Portland directly to customers for use in electric power generation and process industries; and

WHEREAS, the General Electric Company is a sizable industrial employer and an outstanding source of opportunity for Maine

men and women in a variety of fields; now, therefore, be it

RESOLVED: that the members of the 103rd Legislature of the State of Maine unite in special recognition of the General Electric Company for their many contributions to the growth and progress of the State and a further demonstration of their faith and confidence in the State of Maine and its people by the establishment of facilities at South Portland; and be it further

RESOLVED: that a copy of this resolution be sent to Mr. John A. Spencer, regional vice-president of General Electric and Mr. Paul G. La Haye, manager of the proposed plant. (H. P. 1205)

Comes from the House, Read and Adopted.

Which was Read and Adopted in concurrence.

Communications

State of Maine
House of Representatives
Office of the Clerk

June 13, 1967

Hon. Jerrold B. Speers
Secretary of the Senate
103rd Legislature

Sir:

The Governor of the State having returned to the House:

"An Act relating to Form and Arrangement of Ballots in General Elections." (H. P. 216) (L. D. 306) with his objections to the same, the House proceeded to vote on the question

"Shall the Bill become a law notwithstanding the objections of the Governor?"

A yea and nay vote was taken; 75 members voted in the affirmative and 57 in the negative, and accordingly the Bill failed to become a law and the veto was sustained.

Respectfully,

BERTHA W. JOHNSON
Clerk of the House

Which was Read and, with accompanying papers, Ordered Placed on File.

State of Maine
Senate Chamber
Augusta

June 13, 1967

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

Transmitted herewith is the **Report of Preliminary Analysis of the Feasibility of a Probate District Court System for Maine.**

This report is being submitted in accordance with the request of Rep. Charlotte White and Senator Jon Lund.

Respectfully,
JON A. LUND
(S. P. 685)

Which was Read and Ordered Placed on File.

Sent down for concurrence.

Orders

On motion by Mr. Berry of Cumberland

ORDERED, the House concurring, that the Committee on Appropriations and Financial Affairs report a Bill that will provide additional funds for the expenditures of State Government for the fiscal years ending June 30, 1968 and June 30, 1969. (S. P. 687)

Which was Read and Passed.

Sent down for concurrence.

On motion by Mr. Harding of Aroostook,

WHEREAS, a Bill, "An Act to Establish Thirty-two Districts for the Election of Senators in the State of Maine," (Senate Paper 226, Legislative Document 551) is pending before the 103rd Legislature; and

WHEREAS, it is important that the Legislature be informed as to the legality of the proposed Bill as it is the first time that the Legislature has been required to apportion Senators under Article IV, Part Second, of the Constitution of Maine, as amended by Chapter 87 of the Resolves of Maine, 1965 and

WHEREAS, the Senate has determined, for the purpose of this Order, that the last Federal Census (1960) shows the population of the

respective cities, towns, plantations, townships, gores, wards and precincts, or other designated areas of this State to be as set forth in the Report of the Senatorial Apportionment Commission to the 103rd Legislature, pages 10 to 25 thereof, appended to Senate Paper 226, Legislative Document 551; and

WHEREAS, the Senate has caused the provisions of Senate Paper 226, Legislative Document 551, to be graphically illustrated upon a map of the State of Maine, which is attached to page 11 of the aforementioned report, and incorporated herein and marked Exhibit A, for the assistance of the Justice of the Supreme Judicial Court; and

WHEREAS, it appears to the Members of the Senate of the 103rd Legislature that the constitutionality of the proposed Bill presents an important question of law and the occasion is a solemn one; now therefore, be it

ORDERED, that in accordance with the provisions of the Constitution of the State, the Justices of the Supreme Judicial Court are hereby respectfully requested to give this Legislature their opinion on the following question:

Is the method of creating Senatorial Districts, set forth in Legislative Document 551, constitutional?

Which was Read and Passed.

Mr. Katz of Kennebec was granted unanimous consent to address the Senate.

Mr. KATZ of Kennebec: Mr. President, on my desk this morning I see a letter from the Maine Merchants Association, of which I am a member, and I thought that it might be interesting to the Senate as a little aside to note that this letter, which presumes to speak for the very, very large membership of the Maine Merchants Association, was voted on by eight men at the meeting last Saturday night.

Committee Reports House Ought to Pass

The Committee on State Government on Resolve, Proposing an Amendment to the Constitution

Insuring Payment of industrial Loans to Fisheries and Agriculture. (H. P. 1035) (L. D. 1501)

Reported that the same Ought to Pass.

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

In Senate: Ought to Pass Report of the Committee Read and Accepted, and the Resolve Read Once. Under suspension of the rules, the Resolve was given its Second Reading and Passed to be Engrossed in concurrence.

Ought to Pass As Amended

The Committee on Retirements and Pensions on Bill "An Act Relating to Pensions for Members of the Police Department and Fire Department of the City of Auburn and Their Beneficiaries," (H. P. 925) (L. D. 1357)

Reported that the same Ought to Pass As Amended by Committee Amendment "A" (L. D. 1711)

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

In Senate: Ought To Pass, As Amended, Report of Committee Read and Accepted and the Bill Read Once. Committee Amendment "A" was Read and Adopted.

Thereupon, under suspension of the rules, the Bill was given its Second Reading and Passed to be Engrossed in concurrence.

Ought to Pass in New Draft — As Amended

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

Reported that the same Ought to Pass in New Draft under same title: (H. P. 1127) (L. D. 1600) As Amended by Committee Amendment "A" (H-422)

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

In Senate: Ought to Pass in New Draft Report of the Committee Read and Accepted. Committee Amendment "A" was Read and Adopted.

Thereupon, under suspension of the rules, the Bill was given its Second Reading and Passed to be Engrossed in concurrence.

Divided Report

The Majority of the Committee on Judiciary on Bill "An Act Relating to Period of Real Estate Mortgage Foreclosure." (H. P. 512) (L. D. 725)

Reported that the same Ought Not to Pass.

(Signed)

Senators:

HARDING of Aroostook
MILLS of Franklin

Representatives:

BRENNAN of Portland
BERMAN of Houlton
DAREY

of Livermore Falls

DANTON

of Old Orchard Beach

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

(Signed)

Senator:

HILDRETH

of Cumberland

Representatives:

FOSTER

of Mechanic Falls

HEWES

of Cape Elizabeth

QUINN of Bangor

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

On motion by Mr. Mills of Franklin, the Senate voted to Accept the Majority Ought Not to Pass Report of the Committee in concurrence.

Divided Report

The Majority of the Committee on State Government on Bill "An Act Increasing Salaries of the Several County Attorneys and Their Assistants." (H. P. 700) (L. D. 981)

Reported that the same Ought to Pass.

(Signed)

Senators:

WYMAN of Washington
LUND of Kennebec
STERN of Penobscot

Representatives:

MARTIN of Eagle Lake
CORNELL of Orono
RIDEOUT of Manchester
WATTS of Machias
DENNETT of Kittery
PHILBROOK

of So. Portland

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

(Signed)

Representative:

STARBIRD
of Kingman Township

Comes from the House, Majority Ought to Pass Report Read and Accepted and the Bill Passed to be Engrossed.

On motion by Mr. Wyman of Washington, the Senate voted to Accept the Majority Ought to Pass Report of the Committee, and the Bill was Read Once.

Thereupon, under suspension of the rules, the Bill was given its Second Reading, and Passed to be Engrossed in concurrence.

Divided Report

The Majority of the Committee on Taxation on Bill "An Act Exempting Gas for Cooking and Heating in Homes from Sales Tax." (H. P. 813) (L. D. 1189)

Reported that the same Ought Not to Pass.

(Signed)

Senators:

WYMAN of Washington
FARLEY of York

Representatives:

HANSON of Gardiner
ROBINSON of Carmel
DRIGOTAS of Auburn
HARRIMAN of Hollis
COTTRELL of Portland

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

(Signed)

Senator:

YOUNG of Hancock

Representatives:

ROSS of Bath
SUSI of Pittsfield

Comes from the House, Minority Ought to Pass Report Read and Accepted and the Bill Passed to be Engrossed.

On motion by Mr. Young of Hancock, the Senate voted to Accept the Minority Ought to Pass Report of the Committee and the Bill was Read Once.

(On motion by Mr. Wyman of Washington, tabled until later in today's session pending Second Reading.)

Senate

Leave to Withdraw

Mr. Wyman for the Committee on State Government on Bill "An Act Creating a Second Assistant County Attorney for York County." (S. P. 280) (L. D. 660)

Reported that the same should be granted Leave to Withdraw.

(On motion by Mr. Johnson of Somerset, tabled, unassigned, pending Acceptance of the Committee Report.)

Mr. Wyman for the Committee on State Government on Bill "An Act Relating to the Maine-New Hampshire Compact for Establishing a Bi-State Commission on Oceanography." (S. P. 345) (L. D. 929)

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

Which report was Read and Accepted.

Sent down for concurrence.

Ought to Pass

Mr. Mills for the Committee on Judiciary on Bill "An Act Relating to Compensation of Complaint Justices of the District Court." (S. P. 434) (L. D. 1088)

Reported that the same Ought to Pass.

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

Thereupon, 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 Industrial and Recreational Development on Bill "An Act to Reorganize the Department of Economic Development and to Revise the Maine Industrial Building Authority and Maine Recreation Authority Laws." (S. P. 563) (L. D. 1538)

Reported that the same Ought to Pass in New Draft under a new title: "An Act to Amend the Maine Recreation Authority Law." (S. P. 682) (L. D. 1715)

(Signed)

Senators:

HILDRETH
of Cumberland
SEWALL of Penobscot
HOFFSES of Knox

Representatives:

LITTLEFIELD
of Hampden
PAYSON of Falmouth
PORTER of Lincoln
McMANN of Bath
LEWIS of Bristol

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

(Signed)

Representatives:

TRUMAN of Biddeford
FORTIER of Waterville

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

Mr. HILDRETH of Cumberland: Mr. President, I do move that we accept the Majority Ought to Pass Report, but I think that a brief word of explanation is in order here. The entire, all ten members of the Committee, are very, and have been during the session, very deeply disturbed about the functioning of the Maine Recreation Authority. This group was set up at the last session of the legislature and the people have passed an authority to allow the Maine Recreation Authority to guarantee loans of up to \$10,000,000. I am sure all of you are aware of the fact that having only this \$10,000,000 to work with, the Maine Recreation Authority has committed eight of it to the Bigelow-Flagstaff Development.

At the time of hearings we were told by the Maine Recreation Authority that on April 30, the Flagstaff-Bigelow Development would have to come up with \$4,000,000 of private financing in order to keep the commitment alive. We, therefore, held off taking action on another bill to increase the amount that the state could guarantee the recreational loan to see whether the Flagstaff-Bigelow group would be able to come up with this amount. We were told the day before their period ran out that the Maine Recreation Authority, in exchange for \$20,000, had agreed to extend the commitment for another 90 days, putting it over into the summer. Therefore, the hands of the Industrial and Recreational Development Committee were tied. We could see no way that legally we could break the commitment of the Recreation Authority for the Flagstaff-Bigelow Development even if we had wanted to. I suspect that I am not being inaccurate in speaking for most of the members of the Committee in saying that I think we would have wanted to do this.

Because of what appeared to us to be legislation that was both confusing and loosely drawn, without sufficient guidelines for this group, and because of the track record which they have established, and because of the fact that we knew that they were considering loans for such things as downtown hotels, stock car race tracks and that kind of thing, which the majority of the Committee felt were not proper recreational loans, we decided to try and redraft and tighten up the Maine Recreation Authority law. This bill would do this very briefly by tightening up somewhat on the definition of a recreational project to require better proof of financial ability, and the guts of the bill are in the very last paragraph. We have raised the minimum amount from \$50,000 to \$100,000. In other words, the Authority cannot consider an application that is less than \$100,000 on the theory that there are so many of these things that it would be better for the State of Maine, with a limited amount of money, to

concentrate on larger, more important projects than one which would be as small as \$50,000.

Secondly, we put in a provision which would lift the maximum amount of any loans for any project to avoid the kind of commitment that has been now made for the Flagstaff-Bigelow Project. The way this bill would accomplish this is to limit the maximum to 20 per cent of the total allowable amount that has been authorized as a guarantee. In other words, under the present law, it is \$10,000,000. If this passes, the highest loan they could make would be 33 per cent of \$10,000,000. That would be the maximum.

Another feature that we thought well to put in was to require 33 per cent equity from the borrower in any project. These recreational projects oftentimes are very hard to scrutinize from a financial standpoint. They are apt to be more risky than an industrial loan and we thought that any borrower should be willing to put his money where his mouth is, at least to the extent of 30 per cent of the project. So with that more lengthly than I had hoped explanation, I hope that you will accept the Majority Ought to Pass Report.

The PRESIDENT: The Senator from Cumberland, Senator Hildreth, moves that the Senate accept the Majority Ought to Pass, in New Draft, Report of the Committee.

The Chair recognizes the Senator from Aroostook. Senator Harding.

Mr. HARDING of Aroostook: Mr. President and Members of the Senate: I was somewhat fascinated to hear the good Senator from Cumberland, Senator Hildreth, talk about this bill. This is a redraft of a bill which I put in, and I would say that it has not the faintest, by any stretch of the imagination, relation to the bill which I did put in.

At the hearing on this, these alleged abuses and so on, which he has mentioned, there was not a bit of testimony that I recall regarding them whatsoever, although the Board which we are talking about here, they were represented at the hearing. I don't know whether this is good

or whether it isn't good. I think that the people who are involved in this though, it seems to me that at a public hearing, we should have heard from the people who are involved in the Maine recreation business as to whether this would be good or bad. I do respect the opinions of the good Senator from Cumberland, Senator Hildreth. I am not aware of his experience, however, in the recreation field and as to whether or not this Legislature should adopt these opinions which he has expressed without the benefit of a hearing.

I do want to suggest also that this supposed new draft of my bill, I would suggest to you that it is a sham in order to kill the bill which I submitted to reorganize the Department of Economic Development, and to make it of more assistance to the State of Maine. I also had another bill in which was related and I think was very unfortunate — I tried to get them before the same Committee so that we could have them heard together — this was to give them regional coordinators for the Department of Economic Development, and it would cost something like \$50,000 a year for this. I saw a report that came out that I had granted leave to withdraw the bill, which I never granted, because it was covered by other legislation. I have yet to see the other legislation that it was supposed be drafted under.

I know, from the hearings which we held all over the State of Maine, of the value that the Department of Economic Development has and its potentials. We talked with the people of the Chambers of Commerce to industrial developers and ordinary citizens from all over the State of Maine in regard to this. The department heads have been of immense help. We know, from our own City of Presque Isle, of the good job which they have done assisting us up there. We also know that there are certain improvements which need to be made in the department and they need to have more technical assistance available in the department in order that they can give the data, the information and the help that

these industrial developers need throughout the State of Maine.

These regional coordinators, which I had proposed, would be people who live in these various areas of the state. They would be familiar with what finances could be obtained in Augusta, and also what kind of loans they could get on the federal level. They could go to the communities, to the various Chambers of Commerce, and bring information to them. What we are talking about in this regard is a piddling sum of an additional \$50,000 a year to bring this to the people of the State of Maine. I say it is piddling, and it is, compared to the City of Presque Isle where, on our own industrial and promotional development we spend \$60,000 a year in our own city, and we consider it among the money best spent in the community.

I think this is a very unfortunate thing that this state, when we propose to spend the amount of money which we propose this year, that we reject the possibility of a program which has had success wherever it has been tried and would generate so much more revenue for the State of Maine.

This bill, this sham, which I would say was put in, which is to try to save something about this particular department, I don't know whether it is good or whether it isn't good, to me it's a tragic thing to try to set these standards without having heard from the people involved. I can tell you I was at that hearing and there was nothing said about this whatsoever by the people involved. I think it is a grave risk to do something like this, and I stand in opposition to this Ought to Pass Report, in New Draft, and I would hope that you would vote against it so that we could prepare these amendments which he suggested in the New Draft are valid. I will be glad to include them in my bill so that we could get something before the people of the State of Maine which would generate a little more revenue, so that we wouldn't have to raise the taxes so high as may be necessary in the next biennium.

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 Hildreth.

Mr. HILDRETH of Cumberland: Mr. President, this new draft before you, L. D. 1715, using the bill that Senator Harding talked about part of the time, was used as a vehicle. Senator Harding's bill L. D. 1638, the bill to revise the DED was heard by the Committee. It was violently opposed by the DED itself, as a matter of fact, with the result that Governor Curtis practically threatened, I think he did make plain, that he was going to fire the Commissioner when his appointment expired because of the Commissioner's opposition, but this gives you an indication how strongly the DED felt about the original bill which Senator Harding introduced. The worst feature in the bill was its suggestion that the MRA, which I am talking about, and the MIBA, which I think has been doing an excellent job, be combined, and the majority of the Committee felt that this would be a terrible thing to do and would be very harmful to the proven effectiveness of the MIBA.

In answer to his suggestion that no testimony was given on what has resulted in the redraft, I would say that this is not Senator Harding's fault, but the testimony which became the basis of their bill was given at another hearing on a bill to increase the amount which the MRA could guarantee. It was at that hearing, at which Senator Harding was not present, that the testimony relating to methods of changing the MRA law was given. I do agree with him that the DED should be beefed up, but I do not agree — I can see giving additional funds to the Department of Economic Development — on the other hand, I see absolutely no reason to accept the suggested bill which Senator Harding introduced and which has now become L. D. 1715. I can safely say that all ten members of the Committee had grave reservations as to the bill; that eight of us were very much opposed to it.

I do hope that you will accept this new draft because I think it will really do some good in an area where the State of Maine is potentially putting on the line at this point \$10,000,000 and, if another bill goes through, up to \$17,000,000, and I think it is something that we have got to look very carefully at.

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

Mr. HARDING of Aroostook: Mr. President and Members of the Senate: Not only did the DED not oppose my regional coordinator plan, which was heard before another Committee, but a representative was there and endorsed the regional coordinator plan. The Commissioner of the Department of Economic Development did not feel himself strongly enough opposed to this particular bill which was introduced to appear personally to oppose it. He sent some of his lackies there and, I suggest to you, the only opposition which they voiced was on technicalities of the bill.

Now as far as the combination of the Maine Industrial Building Authority and the Maine Recreational Authority, MIRFAB, which we call them, the good Senator from Cumberland, Senator Hildreth, knows very well that there is no provision in this statute to combine them as such. Each of these three boards would retain their autonomy. They would each retain their own manager. The only thing that was suggested in this bill was that instead of having them strewn around in various parts of the Capitol here, they would be housed in the same office. They would have a common receptionist, because many of these things they have in common, and so that when someone comes in, with the regional coordinator we talked about, to bring a prospect in, that he could be received in one group and have all this information available to him.

I suggested to the Senator from Cumberland, Senator Hildreth, that, if he didn't feel that these should be grouped under DED as such, that is all right, don't group them under DED as such. He can have another

group if he wants, but there is the saving of time and of money and it is more efficient to have them grouped together, because they can exchange information, and also I think it is very bad to have one of these groups that had been supposed to have money available, and represent the State of Maine, not even to have a receptionist and a place where people can be received, but they have to wait out in the corridor in some basement waiting for themselves to be received.

So, I suggest to you that there has been nothing which was proposed at the hearings, and nothing which has been suggested here, to show that the plan which we submitted was not a good plan. It will produce more money for the people of Maine. It will increase our tax base. I recall, as a part of these hearings, a member of the Federal Reserve Bank in Boston, he said "You know, you fellows up there are going to grow in spite of yourselves. But if you would have a little organization to promote your state," he said, "the Lord only knows how far you could go." Well, this is an attempt to do something about it, and I had hoped that we would not fail in this attempt, and I would hope that you would vote against the Senator from Cumberland, Senator Hildreth.

The PRESIDENT: Is the Senate ready for the question?

The Chair recognizes the Senator from Cumberland, Senator Berry.

Mr. BERRY of Cumberland: Apparently, Mr. President and Members of the Senate, we are going to debate two L. D.'s here. I wouldn't want the good Senator from Aroostook to feel that he got the brush-off from anybody. I am trying to follow his reasoning and, in looking at his bill, I don't think he is talking about his bill. I will quote from his bill — and this is the relationship between the Maine Industrial Building Authority and the Maine Recreation Authority:

"The Bureau of Economic Assistance shall serve as the manager and staff of the Maine Industrial Building Authority and the Maine Recreation Authority." I think this concerns more than being under

one roof. It is tying them right together. This is far more than one receptionist and one waiting room. This is destroying the effectiveness of the Maine Industrial Building Authority which is one of the good things that the State of Maine has done in the past few years. We can be very proud of it.

You know here in Maine we have a reputation unjustly for being the last on lists, but I would point out that whatever we do that is of a new nature, we seem to do very well. The University of Maine Law School, one of the top-coming outfits in the country, and the Maine Industrial Building Authority is right in this group, and we can be very proud of what it is doing. I am first and foremost in the ranks of those who want to consolidate and make it more efficient, but this bill won't do it. It is going to drag down an already good institution in an attempt to raise up an untried operation, and this brings me to the excellent work that Senator Hildreth and his group have done in dealing with the problems besetting the Maine Recreational Authority. I think they deserve a great deal of credit, and I hope that one of the pleasant memories that Senator Harding from Aroostook will take back home with him will be that we were able to use his L. D. as a vehicle to accomplish this good.

Now let me dwell for a moment on this matter of regional coordinators, which is a matter which seems to be drawn out of Pandora's Box every now and then. The State of Maine is no longer in the horse and buggy era. Augusta is centrally located and, with our excellent road systems, it is becoming closer and closer to the communities of the State. Even Aroostook County is not more than several hours' drive from Augusta. In Augusta we have the experts. In Augusta we have the coordinators, and this is where it should be located. To establish a bunch of independent regional coordinators, in the opinion of knowledgeable people, will merely be to set up stumbling blocks in the progress of bringing industrial and recreational expansion into the State of Maine.

Now, referring to the New Draft of the bill, and I would agree a hundred per cent with both comments that have been made that it bears no resemblance to the old one, it does however treat with an important problem. The Maine Recreational Authority is a new venture. It must succeed. No authority set up by the state, which has pledged the state's credit, has ever been forced to sell bonds to meet the obligations. This is an important point. We have potential here. If any of these projects don't work, then state bonds will be sold and the proceeds used to pay off sour loans. It never happened in the history of the state. Accordingly, the progress of the Maine Recreation Authority must be carefully nurtured like a tender plant and brought up right.

Senator Hildreth and his Committee have done a most commendable job in not coming in with a broad scythe and cutting everything in the field. They have left standing what should be, and they have planted other plants so that we are going to have a good garden here eventually. Let's not be deceived by saying that this is an extraneous matter and it has no business here. It is an important matter and it has a lot of business here. I would hope that you would go along with Senator Hildreth in the acceptance of the majority report.

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

Mr. MacLEOD of Penobscot: Mr. President and Members of the Senate: The good Senator from Aroostook, Senator Harding, the last time he was on his feet, referred to the personnel of the Department of Economic Development who appeared in opposition to a bill as lackies of the Department or for the Head of the Department. I think this is an insult to all state employees who may be division heads, who may be bureau heads or who may be in a subordinate position, when they appear for any piece of legislation, to be called lackies for the head of that department. Lackies,

is my mind, denotes subserviance, denotes a sense of servitude to someone underneath them or that which is repugnant to me and I think it is an insult to the employees of the State of Maine.

The Senator from Aroostook, Senator Harding referred to the piddling amount of \$50,000 for these regional coordinators. I would like to ask the good Senator where in the Governor's program was there any money provided for any worthwhile L. D.'s, if this should be one, or for the Bureau of Municipal Affairs or for the Maine Rural Youth Corps, or any of the other administration bills that have come before Committees and asking for these piddling amounts of 50, 100 and 150 thousand dollars. There wasn't five cents provided in the executive budget for any of these extra L. D.'s.

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

Mr. SEWALL of Penobscot: Mr. President and Members of the Senate: I don't know of any bill, with which at least I was concerned, on which more homework was done than on this particular document. We met several times with members of the Maine Recreation Authority, and discussed these various restrictions and new requirements at great length, and this bill reflects, to the best of the Committee's ability, well thought out, and thoroughly thought out measures to bring this new concept into a more workable and practical condition. I think in due course Senator Harding will have a step-child of which he may be justifiably proud. Thank you.

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

Mr. SNOW of Cumberland: Mr. President, I would share Senator Harding's disappointment that some features of the bill which he submitted have not been placed before the Legislature. I feel that many of them were the result of some very considered hearings that were held throughout the state, from Presque Isle to Sanford, as I recall. However, in my own case I would have to say that I do not

find that we are considering these things. We are considering something totally different. This may be unfortunate, but having looked over the legislation in front of me, and having heard the remarks of the Senator from Cumberland, Senator Hildreth and the Senator from Penobscot, Senator Sewall, I feel that I must support this document.

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

Mr. HARDING of Aroostook: Mr. President and Members of the Senate: In reply to the remarks of the good Senator from Cumberland, Senator Berry, one of the great risks in this Legislature is to be an expert on all things, or pretend to be. I have spent some time in this field, Economic Development. As the Senator from Cumberland, Senator Hildreth, knows, amendments were presented to the Committee which would do exactly as I suggested, in that these three financing organizations would be housed nearly in the same area and they would have a common receptionist.

As for the regional coordinator, Senator Berry, it is one thing to live in Portland or the suburbs of Portland and come to Augusta. It is another thing to live in the Allagash or Fort Kent and come to Augusta. There is pretty bad weather up there sometimes of the year, and a lot of people are a little reluctant to make the long journey down.

We knew, from regional coordinators, from people who work in Industrial Development, not only in our own area, Senator Berry, but in your area as well, that endorsed this idea of regional coordinators, and they were not pseudo experts. They were people who had worked in the field and had the experience and they knew how you sell industry and how you do not sell industry, and this was their recommendation.

I might mention again, as far as these regional coordinators were concerned, that as a part of the recommendation two of the people who signed this report, who were on the subcommittee, were such men as the Speaker of the House,

David Kennedy and Representative Ross of Bath. As far as the L. D.'s are concerned, in reply to the Senator from Penobscot, Senator MacLeod, I can assure him that the procedures were followed this year, as has been followed in most years, of leaving it to the Legislature or a combination of the Legislature and the Governor of coming up with money for L. D.'s. And I will assure you, Senator MacLeod, the leadership and everybody else involved, that when we get to the point where we want to work together on this, and come out with a program, there will be sufficient money for L. D.'s, this one, if it were to pass, and others.

The PRESIDENT: Is the Senate ready for the question? The pending question is the motion of the Senator from Cumberland, Senator Hildreth, that the Senate accept the Majority Ought to Pass, in New Draft, Report of the Committee.

As many as are in favor of accepting the report, will stand and remain standing until counted. Those opposed?

A division was had. 22 Senators having voted in the affirmative, and 8 Senators having voted in the negative, the motion to accept the Majority Ought to Pass, in New Draft, Report of the Committee prevailed.

The Bill in New Draft was given its First Reading and tomorrow assigned for Second Reading.

Divided Report

The Majority of the Committee on Judiciary on Bill "An Act Providing for a Study for the Creation of a Full-time Prosecuting Attorney System for the State of Maine." (S. P. 329) (L. D. 863)

Reported that the same Ought to Pass in New Draft under the same title: (S. P. 686) (L. D. 1716)

(Signed)

Senators:

HARDING of Aroostook
MILLS of Franklin

Representatives:

FOSTER
of Mechanic Falls

DANTON
of Old Orchard Beach

QUINN of Bangor

DAREY

of Livermore Falls
BERMAN of Houlton

HEWES

of Cape Elizabeth
BRENNAN of Portland

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

Senator:

HILDRETH

of Cumberland

Mr. Mills of Franklin moved that the Senate accept the Majority Ought to Pass, in New Draft, Report of the Committee.

(On motion by Mr. Lund of Kennebec, tabled and specially assigned for Thursday, June 15, pending the motion of the Senator from Franklin, Senator Mills, that the Senate accept the Ought to Pass, in New Draft, Report of the Committee.)

Orders of The Day

The President laid before the Senate the first tabled and today assigned matter, (S. P. 544) (L. D. 1392) Senate Report — from the Committee on Judiciary on Bill, "An Act Creating a District Court Division of Northern Androscoggin and Franklin." Majority Report, Ought to Pass; Minority Report, Ought Not to Pass.

Tabled — June 12, 1967 by Senator Hildreth of Cumberland.

Pending — Motion by Senator Mills of Franklin to Accept the Majority Ought to Pass Report.

On motion by Mr. Johnson of Somerset, retabled and specially assigned for Monday, June 19, pending motion by Senator Mills of Franklin to accept the Majority Ought to Pass Report of the Committee.

The President laid before the Senate the second tabled and today assigned matter, (S. P. 380) (L. D. 993) Senate Report — from the Committee on Judiciary on Bill, "An Act Providing for an Additional District Court Judge at Large." Majority Report, Ought Not to Pass, Minority Report, Ought to Pass.

Tabled — June 12, 1967 by Senator Mills of Franklin.

Pending — Motion by Senator Mills of Franklin to Accept the Majority Ought Not to Pass Report.

On motion by Mr. Johnson of Somerset, retabled and specially assigned, for Monday, June 19, pending motion by Senator Mills of Franklin to accept the Majority Ought Not to Pass Report.

The President laid before the Senate the third tabled and today assigned matter, (H. P. 399) (L. D. 565) House Reports — from the Committee on Appropriations and Financial Affairs on Bill, "An Act to Authorize Bond Issue in the Amount of \$3,000,000 to Provide Funds for the Construction of Regional Technical and Vocational Centers Under the Provisions of Section 2356-B of Title 20, R. S." Report "A", Ought to Pass as Amended by Committee Amendment "A", Filing H-411; Report "B", Ought Not to Pass.

Tabled — June 13, 1967 by Senator Snow of Cumberland.

Pending — Motion by Senator Berry of Cumberland to Accept Report "A" Ought to Pass as Amended by Committee Amendment "A" Filing H-411.

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

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

The PRESIDENT: Is it now the pleasure of the Senate to accept Report "A", Ought to Pass as Amended by Committee Amendment "A"?

The Chair recognizes the Senator from Cumberland, Senator Good.

Mr. GOOD of Cumberland: Mr. President and Members of the Senate: I would like to point out that the study on higher education, for which the State paid \$50,000, made by the Academy for Educational Development, on Page 4, Paragraph 10, said, in reference to these vocational schools to be set up on the high school level, the following, and I quote: "In order to assure the highest quality of offering in the future in vocational and technical education, the State of Maine should plan to develop in the secondary schools preparatory pro-

grams leading to admission to past-secondary vocational and technical programs in preference to establishing at this time a system of high school level area vocational centers. The University of Maine should assist in the development of such a program for the schools and so forth."

I am not entirely convinced in my own mind that we are venturing onto the right program. I am not convinced either that we shouldn't go along with the commitment which has been made to some extent, by past Legislatures.

I have talked with quite a few people concerning this, and a lot of them expressed concern as to whether or not this is the step to be taken at this time. I have talked with Commissioner Logan a couple of times. I talked with him this morning, and he would be in favor of this program, but he did say that the post-vocational schools that we do now have in existence are not being adequately financed, and that we are turning away from these school students who are well qualified to be admitted.

This is a bond issue. I understand there is an amendment to it that will reduce the amount to something over \$200,000, but this commits us to a program for which the State is going to pay 75 per cent of the construction. There are 25 proposed schools now, for a total of, an average of a million dollars for each building, \$25,000,000. The State's share would be approximately \$15,000,000. In addition to this, the State will pay for two-thirds of the maintenance and operation of the schools.

Some of these municipalities are entitled to, under the Sinclair Law, as low as 18 per cent of the cost of the construction. But under this they would be entitled to 75 per cent of the cost of construction. I am wondering if they won't be venturing onto the building of vocational schools rather than the secondary schools.

Some of my questions that I asked yesterday were not answered, and I would hope that when I get through today that someone would table this just for another day to let us think it over.

What are the schools now involved? What is going to be the total amount for the schools that are now involved? What supervision is going to be provided for these schools, if they are constructed? What are the future schools? Why shouldn't they be State owned and operated if we are going to put this amount of money into them?

As I say, I hope that we could think this over for at least another day.

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

Mr. MacLEOD of Penobscot: Mr. President and Members of the Senate: I have long been interested in vocational education. I sponsored a bill four years ago to start a school at Easton, Maine, a post-vocational school. At that same session I supported Representative Jalbert's bill to establish one in the Androscoggin County area. I consistently felt that the State has done too little in this area. However, I share the concern of the Senator from Cumberland, Senator Good, at the secondary level of vocational schools.

We are here violating the concept under the Sinclair Act on construction help based on the towns' ability to pay, as he mentioned, from eighteen percent to sixty odd percent, depending upon the town's wealth. The town is going to get 75 percent of construction costs regardless of its wealth.

Number two, we don't know just where this program is going to lead. It is my understanding that the State Board has already approved three in the general Portland area. One is now in operation at Westbrook, and there has been one approved for Portland and, I believe, one for South Portland. Now, the one at Westbrook, evidence was brought to the Education Committee during questioning that they only have five students from outside the City of Westbrook attending that school. We talked to the Superintendent from Scarborough, and he said he had one student going to this school. So, we kept on questioning and it seems that, even though you have a school at Westbrook, right in the middle of the heaviest populated

complex in the entire State, with five students attending it from outside the Town of Westbrook, the kids themselves just do not want to leave their schools for two or three hours of the day to go to take their vocational courses and then come back. They miss out on extra-curricular activities and they miss out on a sense of belonging to their native hometown school.

This program is committing, even though we are going on the installment method of funding the construction costs, this program is committing the State to large sums of money in the future, both for construction and for operating. I agree with Senator Good. I don't feel we have enough experience yet, based on Westbrook's experience in one year, to justify going into this program to such an extent. Thank you.

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

Mr. SNOW of Cumberland: Mr. President and Members of the Senate: I am not arising in response to Senator Good's request that someone table this bill. I am standing to respond to his quotation from the Academy for Educational Development's comments about vocational education.

The Commission regards the AED Report as a preliminary report, and it did review the findings of the report. Its own recommendations concerning vocational technical education are not precisely the same. I would like to quote from Page 16 of the Commission's own report, Paragraph 9. "The Commission recommends that, in order to assure the highest quality of offerings in the future in vocational and technical education, the State of Maine should plan to develop in the secondary schools preparatory programs leading to admission to post-secondary vocational and technical programs, public or private. For so long as vocational education programs at the high school level remain every effort should be made to insure that students attending area vocational centers or participating in vocational

education programs will have adequate opportunity to prepare themselves for post-secondary education. Careful consideration should be given to the balance between vocational education at the secondary and at the post-secondary levels.

The PRESIDENT: Is the Senate ready for the question?

The Chair recognizes the Senator from Cumberland, Senator Good.

Thereupon, on motion by Mr. Good of Cumberland, retabled and specially assigned for Thursday, June 15, pending the motion by Senator Snow of Cumberland to accept the Ought to Pass Report of the Committee.

The President laid before the Senate the fourth tabled and today assigned matter, (S. P. 680) (L. D. 1710) Bill, "An Act to Abolish Imprisonment for Debt and to Revise the Laws Relating to Disclosure of Debtors."

Tabled — June 13, 1967 by Senator Harding of Aroostook.

Pending — Passage to be Engrossed.

On motion by Mr. Harding of Aroostook, retabled and specially assigned for Thursday, June 15, pending Passage to be Engrossed.

The President laid before the Senate the fifth tabled and today assigned matter, (H. P. 345) (L. D. 493) Bill, "An Act Establishing Maximum Legal Interest Rate on Personal Loans in Excess of One Thousand Dollars."

Tabled — June 13, 1967 by Senator Katz of Kennebec.

Pending — Adoption of Committee Amendment "A", Filing H-317.

On motion by Mr. Mills of Franklin, retabled and specially assigned for Thursday, June 15, pending adoption of Committee Amendment "A".

The President laid before the Senate the sixth tabled and today assigned matter, (H. P. 1185) (L. D. 1685) Bill, "An Act Relating to Additional Appeals Under Liquor Laws."

Tabled — June 13, 1967 by Senator Mills of Franklin.

Pending — Consideration.

(In Senate — June 5, 1967 Passed to be Engrossed in Concurrence.)

(In House — June 12, 1967 indefinitely Postponed in Non-Concurrence.

On motion by Mr. Mills of Franklin, the Senate voted to Insist and Request a Committee of Conference.

The President laid before the Senate the seventh tabled and today assigned matter, (H. P. 116) (L. D. 143) House Reports — from the Committee on State Government on Bill, "An Act to Create a Department of Motor Vehicles." Majority Report, Ought Not to Pass; Minority Report, Ought to Pass.

Tabled — June 13, 1967 by Senator Wyman of Washington.

Pending — Acceptance of Either Report.

On motion by Mr. Wyman of Washington, the Ought Not to Pass Report of the Committee was Accepted in concurrence.

The President laid before the Senate the eighth tabled and today assigned matter, (H. P. 1162) (L. D. 1663) Bill, "An Act Relating to Realty Subdivisions and Dilapidated Buildings in Municipalities."

Tabled — June 13, 1967 by Senator Viles of Somerset.

Pending — Enactment.

On motion by Mr. Viles of Somerset, 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 ninth tabled and unassigned matter, (S. P. 497) (L. D. 1256) Senate Reports—from the Committee on Education on Bill "An Act Relating to Public Higher Education." Majority Report, Ought to Pass as Amended by Committee Amendment "A", Filing S-224; Minority Report, Ought to Pass in New Draft (S. P. 666) (L. D. 1694).

Tabled—June 6, 1967 by Senator Johnson of Somerset.

Pending—Acceptance of Either Report.

On motion by Mr. Katz of Kennebec, the Majority Ought to Pass as Amended Report of the Committee was Accepted and the Bill Read Once.

Committee Amendment ‘‘A’’, Filing S-224, was read by the Secretary as follows:

COMMITTEE AMENDMENT ‘‘A’’ to S. P. 497, L. D. 1256, Bill ‘‘An Act Relating to Public Higher Education.’’

Amend said Bill by striking out all of section 4

Further amend said Bill by striking out in the 8th line of section 16 (6th and 7th lines of L. D. 1256) the underlined words ‘‘of Maine’’

Further amend said Bill by renumbering sections 5 to 44 to be sections 4 to 43.

Committee Amendment ‘‘A’’ was adopted.

Mr. Katz of Kennebec moved that the rules be suspended and the Bill be given its second reading, whereupon, on motion by Mr. MacLeod of Penobscot, retabled and specially assigned for Thursday, June 15, pending Assignment for Second Reading.

The President laid before the Senate the 15th tabled and unassigned matter, (S. P. 422) (L. D. 1076) Bill ‘‘An Act Appropriating Funds for Fort Fairfield Municipal Park.’’

Tabled—June 13, 1967 by Senator Barnes of Aroostook.

Pending—Consideration.

(In Senate—June 7, 1967 Passed to be Engrossed.)

(In House—June 9, 1967 Indefinitely Postponed in Non-concurrence.)

On motion by Mr. Barnes of Aroostook, retabled unassigned, pending consideration.

The President laid before the Senate the matter tabled earlier in today’s session by Senator Wyman of Washington, (H. P. 813) (L. D. 1189) Bill ‘‘An Act Exempting Gas for Cooking and Heating in Homes from Sales Tax.’’

Mr. Wyman of Washington presented Senate Amendment ‘‘A’’ and moved its adoption.

Senate Amendment ‘‘A’’, Filing S-267, was read by the Secretary as follows:

SENATE AMENDMENT ‘‘A’’ to H. P. 813, L. D. 1189, Bill ‘‘An Act Exempting Gas for Cooking and Heating in Homes from Sales Tax.’’

Amend said Bill in the title by adding after the word ‘‘Exempting’’ the word ‘‘Bottled’’

Further amend said Bill in the 4th line (3rd line in L. D. 1189) by adding after the underlined word ‘‘and’’ the underlined word ‘bottled’; and by inserting before the underlined word ‘‘gas’’ in the 4th line (3rd line in L. D. 1189) the underlined word ‘bottled’

The PRESIDENT: The Chair now recognizes the Senator from Androscoggin, Senator Couturier,

Mr. COUTURIER of Androscoggin: Mr. President, I may be mistaken, but as I read this amendment and the bill it seems to me that we have gross discrimination here and perhaps that we are doing an injustice to a lot of people. If I am mistaken I certainly hope that somebody from the Taxation Committee will correct me.

It seems that if we pass this bill we will be exempting those who use bottled gas for the purpose of heating and cooking. In its original form, if we were to defeat the amendment offered by Senator Wyman, we would be exempting those who use gas for cooking and heating. Now, it seems to me, Mr. President, that if we do this for one utility perhaps we should do the same thing for those who use electricity for cooking and heating.

I don’t know—to me, it seems that this is an injustice to a lot of people in this State, and I would certainly appreciate clarification by either Senator Wyman or someone from the Committee on Taxation before we do vote on this matter.

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

Mr. FARLEY of York: Mr. President and Members of the Senate: As a signer of the Ought Not to Pass Report on the Bill,

I oppose the amendment submitted by a member who signed the Majority Ought Not to Pass Report, as I did.

I oppose the amendment moreso because we had talked that situation over amongst the Taxation Committee members, and nobody seemed to agree to go along, with the exception of those who were going to sign for the bill. Bottled gas was talked of amongst the Committee members in that it showed discrimination.

The sponsor of the bill was not there, but it was presented by a member of the Taxation Committee who signed the bill Ought to Pass. If you will read 1189, the bill that was presented by us, in the statement of facts, the loss of revenue would amount to \$100,000 for nine months of the fiscal year ending June 30, 1968, and \$120,000 for the fiscal year ending June 30, 1969.

Now, Members of the Senate, you have noticed that the Taxation Committee has been very fair and has shown no favorites on the exemption line. To my way of thinking, I think that our present Governor should have the use of that revenue that has been coming in and has been used by previous Governors of the State of Maine. Surely, he must have used that amount of money in his budget.

I would like to move, Mr. President and Members of the Senate, that we indefinitely postpone Legislative Document 1189 and its accompanying papers.

The PRESIDENT: The Senator from York, Senator Farley, moves that we indefinitely postpone Item 6-6.

The Chair recognizes the Senator from Piscataquis, Senator Ross.

Mr. ROSS of Piscataquis: Mr. President and Members of the Senate: I have a kitchen range. It is a combination; it has got gas on one side and range oil on the other, and it isn't clear to me why I should have to pay a tax on the gas when I am not paying it on the range oil. I am opposed to the indefinite postponement.

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

Mr. YOUNG of Hancock: Mr. President and Members of the Senate: As a signer of the Ought to Pass Report, I felt that there was some discrimination in this particular bill, and I felt perhaps — and I think we did talk about it in Committee — that oil should be exempt. But there was no bill before us to exempt oil, and I didn't feel, as a member of the committee, that we should come out and exempt oil in particular with no bill and no public hearing on the bill.

I feel that this amended bill will not cost the estimated loss of revenue of \$220,000. If this bill is passed, even without amendment, it would go on the Appropriations Table, and if there isn't more money than the Governor anticipated when he figured his program — as Senator Farley suggested he should have all there was in his program — I think the only way this bill will pass is if we have additional revenue and can take care of some L. D.'s.

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

Mr. JOHNSON of Somerset: Mr. President, when the vote is taken I would request a division.

The PRESIDENT: The Senator from Somerset, Senator Johnson, has moved that the vote be taken by a division.

The Chair recognizes the Senator from Cumberland, Senator Hildreth.

Mr. HILDRETH of Cumberland: Mr. President and Members of the Senate: I was disappointed to see the Majority Ought Not to Pass Report, and I was very pleased to see the report overturned in the House. I was hopeful that perhaps the Senate would do it also.

It seems to me that here we are in the process of trying to raise our sales tax from 4 to 5 per cent, and one of the reasons that we do have and can have a relatively high sales tax in the State of Maine is because we do offer certain exemptions on items of necessity or close to necessity.

I don't see why it doesn't make a great deal of sense, if we are going to pass this sales tax, to put on an entire exemption on gas.

and not have it relate merely to bottled gas. So, I am in favor of the bill, but I am opposed to Senator Wyman's amendment.

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

Mr. LUND of Kennebec: Mr. President and Members of the Senate: One of the difficulties that we encounter when we try to make rhyme or reason out of sales tax exemptions is that we always wind up adding more and more exemptions, because you can always find a logical connection between one exemption and the next.

In view of the argument a short time ago concerning the taxability of bottled gas but not of oil, many of us cook in the kitchen with electricity. Now, unless I am mistaken I believe electricity is taxed. So, if we are going to be logical, we start unraveling the whole thing, and before you wind up you have a very logical program, but one which raises no money.

The PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Couturier.

Mr. COUTURIER of Androscoggin: Mr. President and Members of the Senate: I think Senator Lund from Kennebec has given in very clear language exactly what my objections are to this bill. I feel that it is not fair to those who use gas and electricity for cooking and heating to simply exclude from taxation those who use bottled gas.

I feel that if we are going to give an exemption for bottled gas, or for gas, then we should cover electricity also as utilities being necessary.

Personally, as far as this bill is concerned, I care not whether it is passed or not. I have no strong feelings about exempting the whole group or exempting none at all. But I feel that we have to treat all these utilities, or those who use the utilities, justly. I feel that we can do that by granting an exemption for all, or none at all.

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

Thereupon, on motion by Mr. Wyman of Washington, tabled and specially assigned for Thursday, June 15, pending motion of Senator Farley of York that the Bill and accompanying papers be indefinitely postponed.

On motion by Mr. Berry of Cumberland, the Senate voted to take from the Special Appropriations Table (S. P. 652) (L. D. 1660) Bill, "An Act Relating to Fair Minimum Wages for Construction of Public Improvements by State of Maine."

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

Mr. BERRY of Cumberland: Mr. President and Members of the Senate: I have been subsequently in receipt of information that there is no cost attached to this document. Accordingly, I move it be passed to be enacted.

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.

On motion by Mr. Ross of Piscataquis,

Adjourned until ten o'clock tomorrow morning.