

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Fourth
Legislature*

OF THE

STATE OF MAINE

Volume III

June 17, 1969 to July 2, 1969

Index

1st Special Session

January 6, 1970 to February 7, 1970

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KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Thursday, January 15, 1970

The House met according to adjournment and was called to order by the Speaker.

Prayer by the Rev. Mr. Richard Cleaves of Augusta.

The journal of yesterday was read and approved.

Papers from the Senate

From the Senate: The following communication: (S. P. 621)

STATE OF MAINE
LEGISLATIVE RESEARCH
COMMITTEE
STATE HOUSE
AUGUSTA

January, 1970

To the Members of the First Special Session of the 104th Legislature:

The Legislative Research Committee is pleased to transmit herewith a report on the Coastal Conveyance of Petroleum pursuant to Senate Paper 524.

In light of a great concern and urgency for the preservation and best use of the territorial waters and coast of this State, this report, designated as Committee Publication 104:24, presents a means to protect such interests and the citizens of Maine from the hazards of transferring petroleum and its byproducts without jeopardizing the many economic benefits accruing to the State from an expanding oil industry.

It is the hope of the Committee that the information contained in this report will be of lasting benefit to the Members of the Legislature and the people of the State of Maine.

Respectfully submitted,
(Signed)

William E. DENNETT,
Chairman

Legislative Research Committee
Came from the Senate read and with accompanying Report ordered placed on file.

In the House, the Communication was read and with accompanying Report ordered placed on file in concurrence.

From the Senate: The following Communication: (S. P. 623)

STATE OF MAINE
LEGISLATIVE RESEARCH
COMMITTEE
STATE HOUSE
AUGUSTA

January, 1970

To the Members of the First Special Session of the 104th Legislature:

I have the honor to transmit herewith a report on the impact of Parochial school closings on the economy of the State of Maine.

This report, designated as Committee Publication 104-22, presents as accurately as possible conditions as they exist today on the National, State and Local levels along with all the necessary background information to support the Committee findings and recommendations.

The Committee sincerely hopes that the information contained herein will prove of benefit to the members of the Legislature and the people of the State of Maine.

Respectfully submitted,
(Signed)

William E. DENNETT,
Chairman

Legislative Research Committee
Came from the Senate read and with accompanying Report ordered placed on file.

In the House, the Communication was read and with accompanying Report ordered placed on file in concurrence.

Non-Concurrent Matter

Bill "An Act to Repeal the Law Providing a Uniform Fiscal Year for Municipalities" (H. P. 1424) (L. D. 1794) which was passed to be engrossed in the House on January 9.

Came from the Senate passed to be engrossed as amended by Senate Amendment "A" (S-365) in non-concurrence.

In the House: The House voted to recede and concur.

Non-Concurrent Matter

Bill "An Act relating to Bag Limit on Bears" (H. P. 1374) (L. D. 1723) which was passed to be engrossed as amended by Committee Amendment "B" in the House on January 9.

Came from the Senate passed to be engrossed as amended by Com-

mittee Amendment "B" (H-623) and Senate Amendment "A" (S-361) in non-concurrence.

In the House: The House voted to recede and concur.

Non-Concurrent Matter

Report of the Committee on Liquor Control on Bill "An Act relating to Hours of Sale in Retail Stores under Liquor Laws" (S. P. 575) (L. D. 1702) reporting same in a new draft (S. P. 618) (L. D. 1793) under title of "An Act relating to Hours of Sale under Liquor Laws" and that it "Ought to pass" which Report and Bill were indefinitely postponed in non-concurrence in the House on January 13.

Came from the Senate with that body voting to insist on its former action whereby the Report was accepted and the Bill passed to be engrossed with the following Conferees appointed on its part: Messrs. BERRY

of Cumberland
BOISVERT
of Androscoggin
CONLEY of Cumberland

In the House: On motion of Mr. Hichens of Eliot, the House voted to insist and join in a Committee of Conference.

On the part of the House, the Speaker appointed the following Conferees:

Messrs. HICHENS of Eliot
FINEMORE
of Bridgewater
HAWKENS of Farmington

Messages and Documents

The following Communication:

STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA

January 14, 1970

To the Honorable Members of the House of Representatives of the 104th Legislature

I am transmitting, for your consideration, the report and recommendations of the Task Force on Government Reorganization, a bi-partisan citizens committee which has submitted a number of proposals for making Maine State Government more responsive and effective. Several of the Task Force proposals have

been incorporated in L. D. 1792 which is now before the Special Session. I am also enclosing an itemized explanation of each part of this Legislative Document.

I believe you will find the discussion contained in the report useful in your deliberations on the pending legislation and in considering future steps toward government reorganization in Maine.

Respectfully,
(Signed) KENNETH M. CURTIS
Governor

The Communication was read and with accompanying Report ordered placed on file.

House Reports of Committee Ought Not to Pass

Mr. Richardson from the Committee on Education reported "Ought not to pass" on Bill "An Act relating to Definition of School Bus" (H. P. 1373) (L. D. 1722)

Report was read and accepted and sent up for concurrence

Ought to Pass in New Draft New Draft Printed Passed to Be Engrossed

Mr. Williams from the Committee on Public Utilities on Bill "An Act Enabling Municipalities to Charge for the Readiness to Serve of Their Municipal Sewer Systems" (H. P. 1350) (L. D. 1679) reported same in a new draft (H. P. 1428) (L. D. 1797) under title of "An Act to Enable the Town of Falmouth to Establish Sewer Service Charges" and that it "Ought to pass"

Report was read and accepted and the New Draft read twice. Under suspension of the rules, the New Draft was read the third time passed to be engrossed and sent to the Senate.

Ought to Pass with Committee Amendment Passed to Be Engrossed

Mr. Allen from the Committee on Education on Bill "An Act Increasing Interest Rates on Maine School Building Authority Bonds" (H. P. 1324) (L. D. 1653) reported "Ought to pass" as amended by Committee Amendment "A" (H-637) submitted therewith.

Mrs. Baker from the Committee on Legal Affairs on Bill "An Act to Clarify Inconsistent Laws Relating to Harness Racing" (H. P. 1378) (L. D. 1727) reported "Ought to pass" as amended by Committee Amendment "A" (H-635) submitted therewith.

Reports were read and accepted and the Bills read twice. Committee Amendment "A" to each was read and adopted. Under suspension of the rules, the Bills were read the third time, passed to be engrossed as amended by Committee Amendment "A" and sent to the Senate.

Tabled and Assigned

Mr. Williams from the Committee on Public Utilities on Bill "An Act to Incorporate the Mapleton Water District" (H. P. 1347) (L. D. 1676) reported "Ought to pass" as amended by Committee Amendment "A" (H-636) submitted therewith.

Report was read.

(On motion of Mr. Bragdon of Perham, tabled pending acceptance of Report and specially assigned for tomorrow.)

The following papers appearing on Supplement No. 1 were taken up.

**Passed to Be Enacted
Emergency Measure**

An Act Imposing a Tax on the Unorganized Territory Within the Maine Forestry District for Spruce Budworm Control (H. P. 1317) (L. D. 1646)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken, 113 voted in favor of same and 6 against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act Clarifying and Correcting an Omission in the Charter of the Town of Gorham, and the Town of Winslow (H. P. 1345) (L. D. 1674)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken, 124 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Passed to Be Enacted

An Act to Extend the Period During Which the Trustees of Harrison Water District Have to Acquire Properties Owned by Harrison Water Company (S. P. 567) (L. D. 1694)

An Act Appropriating Funds for Grants by the Maine School Building Authority (H. P. 1313) (L. D. 1642)

An Act Authorizing the State Board of Education to Lease a Section of Property at Southern Maine Vocational-Technical Institute to the Research Institute of the Gulf of Maine (H. P. 1327) (L. D. 1656)

An Act relating to Municipal Zoning Ordinance Affecting Indian Lands (H. P. 1426) (L. D. 1795)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, passed to be enacted, signed by the Speaker and sent to the Senate.

By unanimous consent, the foregoing papers were ordered sent forthwith to the Senate.

Orders of the Day

The Chair laid before the House the first tabled and today assigned matter:

REPORT "A" (5) — "Ought to pass" — Committee on Taxation on Bill "An Act relating to Property Tax Exemption for Nature Conservancy" (H. P. 1372) (L. D. 1721) — REPORT "B" (5) — "Ought not to pass"

Tabled—January 14, by Mr. Hardy of Hope.

Pending—Motion of Mr. Susi of Pittsfield to accept Report "A".

On motion of Mr. Susi of Pittsfield, retabled pending his motion to accept Report "A" and specially assigned for tomorrow.

The Chair laid before the House the second tabled and today assigned matter:

SENATE REPORT — Committee on Education on Bill “An Act relating to Difference of Student Tuition Between University of Maine and the State Colleges” (S. P. 596) (L. D. 1767) reporting “Ought not to pass” as covered by other legislation. (In Senate - accepted)

Tabled—January 14, by Mr. Levesque of Madawaska.

Pending—Acceptance in concurrence.

On motion of Mr. Levesque of Madawaska, retabled pending acceptance in concurrence and specially assigned for tomorrow.

The Chair laid before the House the third tabled and today assigned matter:

HOUSE REPORT — “Ought not to pass” — Committee on Education on Bill “An Act to Create a School Administrative District in the Town of Madawaska” (H. P. 1403) (L. D. 1759)

Tabled—January 14, by Mr. Levesque of Madawaska.

Pending—Acceptance.

The SPEAKER: The Chair recognizes the gentleman from Madawaska, Mr. Levesque.

Mr. LEVESQUE: Mr. Speaker, I would like to move that we substitute the Bill for the Report and would like to speak briefly on the motion.

The SPEAKER: The gentleman from Madawaska, Mr. Levesque moves that the House substitute the Bill for the Report.

The gentleman may proceed.

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: I thought in a brief explanation to the members of the House, the reason why this legislative document is before a special session.

I think first I should start by explaining to the members of the House that Madawaska is in a position that surrounding the Madawaska area is completely by SAD's. And the reason for that has been established for a number of years now, and all the other areas surrounding Madawaska have now got their established high schools and elementary schools, and it makes it relatively impos-

sible for Madawaska to join in with any of the other school districts. And another reason probably, the school officials in Madawaska feel that should mandatory districting ever become a reality in the State of Maine, there is relatively no way that Madawaska can assimilate its school system with another one on a relatively fair basis — now I say relatively fair basis.

The estimate now, and for the last six years, has been that if Madawaska would join in any of these surrounding communities, assuming the burden of Madawaska now that is committed to the school, and also picking up the cost and expenses that are presently involved in the surrounding school districts, Madawaska would be paying approximately 94 per cent of the cost of educating all the students in the area, and Madawaska only representing approximately 50 per cent of the student body. So this is a few of the reasons that Madawaska, at this point, would like to form a school administrative district as a single town district.

Economically the amount of money to be received from the state, if it is given the right to become a school district, will be approximately \$20,000, or between \$18,000 and \$20,000, on a budget now that the Madawaska system involves approximately three quarters of a million dollars annually. So it is one of these things that we will be criticized if we do, and we will be criticized if we don't.

And in the provision of this bill, before it becomes law, would be referred to the people on a referendum for the members of the community to vote upon. So this is the avenue that we are trying to pursue to inform the people of the community, and give them the information as to what degree our school system is presently involved, and the possible future of the school system.

So I only urge you to try to help us in solving a problem that we are trying to avoid, the possibility that there will be mandatory districting, and we will not be any better off than we are now.

The only thing, we are trying to help ourselves by forming a single town district, so that the

people will know what it is before they enter into a school district. And this is the reason why the referendum that the people themselves will vote on this before it becomes a school district. And then we will have to let the chips fall where they may if they want to form a single town district. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the gentleman from Skowhegan, Mr. Dam.

Mr. DAM: Mr. Speaker and Members of the House: I would like to say that I agree with my Minority Floor Leader, but I can't. At the regular session, for quite a few days, we hassled with this same problem with the City of Portland. I do not think at this time that we should change the law in regard to SAD's. I can readily appreciate the gentleman from Madawaska, Mr. Levesque's concern about the cost of Madawaska paying 90 percent and having 50 percent of the pupils in a district, should this become a mandatory law. Even today, not having a law stating that all towns shall be in a district, my Town of Skowhegan pays 75 percent of the cost of operating a district, with 50 percent of the pupils. So I don't think the cost has anything to do with the argument here this morning.

The original intent of the Sinclair Act was to put the greater part of the burden and the cost of education for our youngsters on the towns that could afford to pay. Unfortunately, even though my town is a poor town, it happened to be one of the bigger towns in the district, so we got the lion's share of the cost. Now the same thing holds true in Madawaska. If they were going to join with other towns they would be paying the lion's share of the cost. But this is the way the law is written, and I cannot see any sense today to make any exception, to make a single town district, or an SAD for a single town. And I hope this is not allowed to pass.

The SPEAKER: The Chair recognizes the gentleman from Kingman Township, Mr. Starbird.

Mr. STARBIRD: Mr. Speaker and Members of the House: I might remind the gentleman from

Skowhegan that there were two bills, I believe, concerning single districts in this Legislature during the regular session. One concerned Sanford, and if my memory serves me correctly we passed that one.

The difficulty with the Portland District it seems, was not with the fact of forming a single city district, but in the manner of issuing bonds. Madawaska's situation is entirely different. There is no difficulty with bonds. It simply wants to become a regular SAD district. The only difference is, it wants to be a single town district.

Mr. Levesque has pretty well covered the difficulties. Madawaska wants to avoid the problem which may arise in the future, if future legislatures decide to reverse the stands of past ones and vote for mandatory districts. This House, in the regular session, rejected mandatory districts overwhelmingly. But this is no sure sign that future Houses, future legislatures might do the same.

So I think that Madawaska is looking ahead, as other towns are looking ahead, when this might be a possibility. They are trying to retain as much control over their own affairs as possible. The mistake, of course, was not made this session or last session. The mistake was made 13 or 14 years ago, when the Sinclair Act was passed in the first place, without people looking far enough ahead to see the difficulties that might arise, and without the proper solutions along the way.

The thinking of many today is that we may have gone too far too fast with the Sinclair Act. And I think we should give Madawaska a chance today. This is one way we can partially remedy some of the Sinclair Act's defects.

The SPEAKER: The Chair recognizes the gentleman from Stonington, Mr. Richardson.

Mr. RICHARDSON: Mr. Speaker and Members of the House: I have a great deal of sympathy for my friend from Madawaska, Mr. Levesque, and I can assure you that I listened very carefully when the Superintendent of Schools in Madawaska and Mr. Levesque presented

the proposition to the Education Committee.

The State Board was, is, and I guess intends to be for the foreseeable future, committed to be opposed to single town districts. There are, in certain circumstances, extenuating circumstances which would override this objection. But they are few and far between.

Frankly, it won't be long before, because of size, Madawaska will be eligible for state construction aid, at least, and I feel, for one, that an equitable formula can be worked out for the combination of towns up in the area. I would therefore urge you to vote against the motion to substitute the bill for the report.

The SPEAKER: The Chair recognizes the gentleman from Madawaska, Mr. Levesque.

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: I beg of your indulgence for a few more moments of comments as the reasons why we think that —. This is not going to solve all of our problems, not by any means. And this is only the type of legislation similar to what was passed in the last regular session for Sanford, which I understand the municipality of Sanford, or the voters of Sanford, have turned down already. But this would afford the population of Madawaska to assemble together and have the school officials explain what may happen.

One of the reasons for it is that at a town meeting, when a warrant is issued, and 40 or 50 items on the town's warrant, some of the municipalities, townspeople will attach more significance to an item on the warrant of \$2,000, and probably debate that for an hour, or an hour and a half, where it involves \$2,000, and then most likely will knock off a thousand dollars off the \$2,000, in an hour and a half of debate.

When it comes to a school budget of pretty close to three-quarters of a million dollars, in a space of five minutes, with very little explanation being afforded to the people of the community, in a matter of five minutes they have

expended three-quarters of a million dollars.

Now, I think probably the reason why that has come about, those of you that are familiar with town meetings, is that most of the people, if not all of the people, are able to understand \$2,000. But fail to be able to grasp the significance of where the money is being expended in the school system to the tune of three-quarters of a million dollars.

And Madawaska is in this position, that there are school districts to the west of us and to the south and east of us, but to the north is Canada. And there's no way, even a suggestion was made that if we could have a contract with the province of New Brunswick to join in with Madawaska. Of course, there might be a very good thought on the part of some people, but that does not afford us any opportunity to get in and branch in with Canada.

So again, I beg of your indulgence this morning to see if we can possibly, by a vote of the people, help themselves have a better school system by being able to have that as a separate item for the school-interested people to go and find out where this money is being expended, and have a better explanation of their school system as a whole. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Eagle Lake, Mr. Martin.

Mr. MARTIN: Mr. Speaker and Ladies and Gentlemen of the House: Very few comments, but I thought a couple of which you might find interesting. As the gentleman from Madawaska, Mr. Levesque, has pointed out, the only place Madawaska, at the present time, could go if they were to form an SAD would be with Edmundston.

I happen to be in favor of schools joining together into SAD's to provide better education for the people of this state. I would point out that two days ago I had ten friends when we were discussing building a two classroom building in Somerville Plantation. And as you know, we enacted that measure this morning. We therefore are allowing that plantation, in effect, to build a school for its own pur-

pose, and in effect, we are allowing them to have an SAD, even though we are not going to call it that. But we are going to give them a \$25,000 grant with no strings attached, with no requirements of any kind. And if I am not mistaken, since I had so few, I would guess that the members of the Education Committee were not with me on that one. I would suggest, therefore, if we believe that way on Somerville Plantation, then we should perhaps feel the same way about other communities around the state.

The SPEAKER: The Chair recognizes the gentleman from Monmouth, Mr. Chick.

Mr. CHICK: Mr. Speaker and Members of the House: I would like to make just a few remarks on this bill. I think all of the members know that I am opposed to mandatory districts. However, there was evidence presented at the meeting to indicate unquestionably that Madawaska, if they wanted to join an SAD, could have joined with some of the neighboring towns some time ago. They didn't elect to do that, which I have no objection to, if they so decide. But their objections were due to the fact that they had property within their own town, and they didn't want to share the tax returns with some of their neighboring communities.

Although I think the record would also indicate that they have to depend on some of the surrounding towns for employees at their mill.

Now the last speaker indicated that there was no place for Madawaska to go now. I haven't the least doubt but what, if one of the neighboring SAD's were approached that they could join an existing SAD. So they wouldn't have to go with Edmundston or any other new situation.

Now in my opinion, and I think it was brought out at the hearing, that there is just one reason why they want to set up a single town district, and that's to take advantage of the increased subsidy from the state. Now I think that Madawaska should either join an SAD that's in existence, if they want to get in an SAD, or else continue as

they are at present, on their own, which I think they have a perfect right to do. But I do not think it is right to allow Madawaska to form an SAD by itself.

The SPEAKER: The Chair recognizes the gentleman from Stonington, Mr. Richardson.

Mr. RICHARDSON: Mr. Speaker and Members of the House: I think perhaps my very good friend, Mr. Martin, has overlooked a point in L. D. 1642. I was under the impression from the way he just spoke that L. D. 1642 made a grant directly to the Town of Somerville. L. D. 1642 makes a grant to the Maine School Building Authority, which in its wisdom, if it feels that the school is justified, can make the grant then to the plantation.

And I can also assure you that the Maine School Building Authority does have very definite rules, regulations, and requirements so far as construction, buildings and justification of buildings are concerned that we passed in the last Legislature, in the Errors and Inconsistencies, a requirement that schools now justify to the Department of Education their construction.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker and Members of the House: Lewiston is a long way from Madawaska, and very rarely do I rise to say I did not intend to get into a debate. And in this occasion I did not. But the good gentleman, Mr. Richardson, forces me on my feet this morning.

Two points: One of them is the Maine School Building Authority grant. I was one of those who halfheartedly signed the report "ought not to pass", and when I found out that this would directly benefit the Somerville area, because of their plight, I quickly joined them. It is my very definite understanding that that's the reason why the people in this House overwhelmingly, by 116 or 117 to some 14 or 15, changed their thinking a couple of days ago.

Speaking of grants, I will also state that the City of Lewiston, which is the second largest city in the state, certainly, years ago, and is continuing by the adoption

of the Sinclair Act, made a very definite grant at the cost of three dollars per pupil, as many other areas in the state did, by the adoption, at a loss that is, by the adoption of the Sinclair Act. We were one of the areas that were hit very, very hard. Our area, continuing from the Sinclair Act, and its inception years ago, right up to the famous 5-A Program that I voted for, along with my colleagues from the City of Lewiston, which meant not one added penny for such cities, as far as my area is concerned.

So that the smaller communities have benefitted by the willingness for better education of some of the so-called wealthier communities, and the larger communities, to help them along.

And finally, I might state that somewhere along the line the task of a Floor Leader is somewhat difficult, regardless of what party he may belong to. But it behooves me that Floor Leaders, regardless of party, are also human. And one of the major reasons why I would join my colleague from Madawaska, Mr. Levesque, coupled with the fact that I have heard so much about home rule that I'm broken down to it. And I am sure that Madawaska and the representative from Madawaska, Mr. Levesque, knows the pulse of the people in his area more than I do. Consequently, because I have become a convert to home rule, I shall go along with Mr. Levesque.

The SPEAKER: The Chair recognizes the gentleman from Dixmont, Mr. Millett.

Mr. MILLETT: Mr. Speaker and Ladies and Gentlemen of the House: I think in the ensuing debate we have this morning lost track entirely of the main purpose of L. D. 1759. As I see it, the question which you, in your own minds, must resolve this morning is this, and only this: Is there, or is there not at this time an emergency within the Town of Madawaska, financial or educational, which would warrant the bypassing of provisions which are already established, whereby a town or city may apply to the State Board of Education for a study to be made recommending whether or not that

situation warrants a single town district?

I might just remark that in reference to the position taken by the gentleman from Madawaska, the Superintendent of Schools in Madawaska, that their position is that there is within the town a lack of understanding of the school budget. And their feeling is that a district budget meeting, which is a provision in the SAD formula, would better acquaint the citizens with what they are getting for their money.

Yet, on the other hand, they continue to say, and I believe that their program is very up to date, very modern. They have in excess of 500 pupils in their high school. They have a very modern plant, with industrial facilities. There is no real problem educationally. However, they seem to feel that the excessive amount of money which is raised in their town meeting form of government is not properly explained. I have always taken the position that educational officials should be responsible to properly inform the citizens of their area as to what they are buying for their money. There has been no evidence of any waste or any excessive expenditures, or any lack of facilities. From what we can gather they are doing very well.

I think, from a practical point of view, we are a long way from mandatory districts. And I might just correct the comment made by the gentleman from Kingman Township. We, in the House, did not reject a mandatory district bill last session. What we did was fail to give approval to a plan whereby a master plan would be implemented by the State Department and the State Board, which would have a local option vote attached to it. We are certainly nowhere near the time when a city as wealthy and as large, and doing as good a job in education as Madawaska, would ever be considered to be forced into a district on its own.

We might also, in this time where we are establishing money priorities, consider the SAD bonus figure. We are now paying, in the new subsidy formula, \$226,000 per

year to Madawaska. The ten percent bonus, if implemented within the monthly subsidy plan, would represent nearly \$20,000 of extra revenue this year alone. Now this is all going to come out of unappropriated surplus, or detract from other moneys within the subsidy allotment.

We are making a practical decision here. I don't think we are being critical of what Madawaska is doing, or what might be done in the future. The situation is, is there an emergency? I don't feel there is. I don't feel there is an educational emergency, and I don't feel there is a financial emergency. I hope from a practical point of view you will see at this time, this is an unnecessary piece of legislation.

Mr. Levesque of Madawaska was granted permission to speak a third time.

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: I think the debate on this document this morning is very good. I appreciate the fact that the different members have expressed their opinions and views, and certainly there will be no criticism on my part for any members, in the position that they have taken.

I think what Madawaska is trying to do is avoid the possibility that the townspeople might revolt because of lack of explanation, or lack of due explanation in their school system.

As was pointed out, Madawaska has got a very good system. We have expanded an addition to our present high school last year to the tune of a million and a quarter dollars. And in this system we feel that the students that are going to Madawaska High School, and the elementary school, are getting a very good background in education.

I think what we are trying to avoid is the possibility that, if Madawaska is going to join or is going to be accepted into another school district, what is going to happen? All the surrounding communities in the district, and with the exception of Canada, because we are not planning on going to Canada for our education or edu-

cational needs — is that all the districts surrounding Madawaska now have established a very good system, including industrial arts, and all the facilities in the SAD's, and including Madawaska, which has invested a tremendous amount of money in industrial arts. And so have the surrounding SAD's. If we should be asked, or requested to join one of these SAD's, we would be duplicating these facilities completely.

Their industrial arts courses are complete, so is Madawaska's. So we would have, in effect, dual systems. They have got their high schools, they have all got their high schools, Madawaska has got its high school. And also, including the industrial arts, which I am assuming now, it is quite a few hundred thousand dollars invested.

We would be trying in effect to avoid this duplication by having Madawaska in a school district by itself. Thank you.

The SPEAKER: The pending question is on the motion of the gentleman from Madawaska, Mr. Levesque, that the House substitute the Bill for the Report on Bill "An Act to Create a School Administrative District in the Town of Madawaska," House Paper 1403, L. D. 1759. If you are in favor of the motion you will vote yes; if you are opposed you will vote no.

A vote of the House was taken.

67 voted in the affirmative and 64 voted in the negative.

Whereupon, Mr. Birt of East Millinocket requested a roll call.

The SPEAKER: A roll call vote has been requested. For the Chair to order a roll call it must have the expressed desire of one fifth of the members present and voting. All members desiring a roll call vote will vote yes; those opposed will vote no.

A vote of the House was taken, and more than one fifth of the members present having expressed a desire for a roll call, a roll call was ordered.

The SPEAKER: The pending question is on the motion of the gentleman from Madawaska, Mr. Levesque, that the House substitute the Bill for the "Ought not to pass" Report. All in favor of sub-

stituting the Bill for the Report will vote yes; those opposed will vote no.

ROLL CALL

YEA — Bedard, Bernier, Binnette, Boudreau, Bourgoin, Brennan, Burnham, Carey, Carter, Casey, Coffey, Cote, Cottrell, Couture, Cox, Crommett, Croteau, Curran, Curtis, D'Alfonso, Danton, Drigotas, Dyar, Emery, Fecteau, Fortier, A. J.; Fortier, M.; Fraser, Gauthier, Gilbert, Giroux, Good, Goodwin, Hall, Henley, Hunter, Jalbert, Jameson, Johnston, Jutras, Kelleher, Kelley, K. F.; Keyte, Kilroy, Laberge, Lebel, Leibowitz, LePage, Levesque, Lewis, Martin, McKinnon, McTeague, Meisner, Mills, Mitchell, Morgan, Mosher, Nadeau, Norris, Ricker, Rocheleau, Soulas, Starbird, Tanguay, Temple, Vincent, Wheeler, Williams.

NAY — Allen, Baker, Barnes, Benson, Berman, Birt, Bragdon, Buckley, Bunker, Chandler, Chick, Clark, C. H.; Clark, H. G.; Crosby, Cummings, Cushing, Dam, Dennett, Donaghy, Dudley, Durgin, Erickson, Evans, Farnham, Finemore, Foster, Hanson, Hardy, Harriman, Haskell, Hawkens, Heselton, Hewes, Hichens, Huber, Immonen, Kelley, R. P.; Lawry, Lee, Lewin, Lincoln, Lund, MacPhail, Marstaller, McNally, Millett, Page, Payson, Porter, Pratt, Quimby, Rand, Richardson, G. A.; Richardson, H. L.; Rideout, Ross, Scott, C. F.; Scott, G. W.; Shaw, Snow, Stillings, Susi, Thompson, Trask, Tyndale, White, Wight, Wood.

ABSENT — Brown, Carrier, Corson, Eustis, Faucher, Marquis, Moreshead, Noyes, Ouellette, Sahagian, Santoro, Sheltra, Waxman.

Yes, 69; No, 68; Absent, 13.

The SPEAKER: Sixty-nine having voted in the affirmative and sixty-eight having voted in the negative, the motion does prevail.

The Bill was read twice. Under suspension of the rules, the Bill was read the third time.

The SPEAKER: The Chair recognizes the gentleman from Caribou, Mr. Allen.

Mr. ALLEN: Mr. Speaker, I want to table it until the next legislative day.

The SPEAKER: The gentleman from Caribou, Mr. Allen, moves this matter be tabled until the next legislative day pending passage to be engrossed. Is this the pleasure of the House?

(Cries of "No")

The SPEAKER: The Chair will order a vote. All in favor of tabling this matter will vote yes; those opposed will vote no.

A vote of the House was taken.

63 having voted in the affirmative and 60 having voted in the negative, the motion did prevail.

The following paper from the Senate appearing on Supplement No. 2 was taken up out of order.

Paper from the Senate Report of Committee Leave to Withdraw Covered by Other Legislation

Report of the Committee on Legal Affairs reporting "Leave to Withdraw as covered by other legislation" on Bill "An Act Relating to Issuing Revenue-Producing Municipal Facilities" (S. P. 568) (L. D. 1695)

Came from the Senate with the Report read and accepted.

In the House, the Report was read and accepted in concurrence.

(Off Record Remarks)

On motion of Mr. Vincent of Portland.

Adjourned until ten o'clock tomorrow morning.