Which was Read a Second Time and Passed to be Engrossed, as Amended.

Sent down for concurrence.

### Enactors

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

- An Act Appropriating Funds for Drug Rehabilitation in York County. (S. P. 206) (L. D. 639)
  - (On Motion by Mr. Sewall of Penobscot, placed on the special Appropriations Table.)
- An Act Relative to the Discharge of Mercury into Waters of the State. (S. P. 593) (L. D. 1750)
- An Act Providing Professional Immunity to Nurses in Emergency Cases. (H. P. 149) (L. D. 204)

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

### An Act Creating Piscataquis County Commissioner Districts.

(H. P. 1279) (L. D. 1679)

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

Mr. SHUTE of Franklin: Mr. President and Members of the Senate: I rise to state an objection which I have stated to individual members of this body and the other body in weeks past to the practice of formation of county commissioner districts on a catch as catch can basis.

We now have two counties, Somerset and Waldo, in the ranks of county commissioner districts. I would like to point out to this body, for those of you who may not be aware, that it is expensive as far as the State is concerned. Every time a new commissioner district is formed in the counties you are adding to the burden of the Elections Division by creating more problems, more problems with the printing of the ballots and preparing the ballots, and unless the state as a whole adopts county commissioner districts for all sixteen counties, I shall oppose the piecemeal adoption of county commissioner districts. I shall not oppose this today; I just wanted to make sure that my views were made know. It is an expensive proposition and it is going to be more so. I would rather see the state as a whole on a county commissioner district basis.

The PRESIDENT: Is it now the pleasure of the Senate that this bill 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.

### An Act Relating to Steel Guardrails on the Maine Turnpike.

(H. P. 619) (L. D. 830)

Comes from the House, Indefinitely Postponed in non-concurrence. Mr. Berry of Cumberland then moved that the Bill be Indefinitely Postponed in concurrence.

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

Mr. DANTON of York: Mr. President and Members of the Senate: I am surprised that the good Senator from Cumberland, Senator Berry, got up to indefinitely postpone this bill because I thought it was agreed between us that after an amendment was put on it taking steel guardrails out, which he was so strongly against, and putting in safety barriers that it was acceptable to him. It was also reported to me that it was acceptable to the Maine Turnpike engineers. Therefore, I hope you would vote with me against the good Senator from Cumberland, Senator Berry, and not indefinitely postpone this bill.

This is a good bill, it is for safety, and at no cost to the State of Maine. With the steel guardrails there was an approximate cost of $35,000 a mile. Now with safety barriers they may be able to do the same job for a lot less money.

I would like to inform the Senator that I travel the Maine Turnpike every day coming up here to Augusta and, even though we took and amended the bill to put in
safety barriers instead of steel guardrails, they are installing steel guardrails on the Maine Turnpike. Thank you very much.

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

Mr. BERRY of Cumberland: Mr. President, I would withdraw my motion in deference to my colleague from York County, Senator Danton.

The PRESIDENT: The Senator from Cumberland, Senator Berry, withdraws his motion to indefinitely postpone the bill.

Thereupon, the Bill was Passed to be Enacted in non-concurrence.

Sent down for concurrence.

Orders of the Day
The President laid before the Senate the first tabled and specially assigned matter:

HOUSE REPORTS — from the Committee on Agriculture on Bill, "An Act Relating to the Payment of Dues to Grower Organizations by Handlers and Processors of Farm Products." (H. P. 927) (L. D. 1281) Majority Report, Ought to Pass as Amended by Committee Amendment "A" Filing H-316; Minority Report, Ought Not to Pass.

Tabled — May 26, 1971 by Senator Harding of Aroostook.

Pending — Motion by Senator Levine of Kennebec to Accept the Minority Ought Not to Pass Report.

The PRESIDENT: The Chair recognizes the Senator from Kennebec Senator Chick.

Mr. CHICK of Kennebec: Mr. President and Members of the Senate: I hope that the Senate will not accept the Minority Ought Not to Pass Report, and I would like to briefly explain to the Senate the position of the committee on this bill.

I think that perhaps I can better explain how this thing came about by telling you the situation that the dairy industry is in at the present time. Quite a few years ago the dairy organization representing the producers, in fact, there were two organizations at that time, approached the milk dealers and they said they would gladly do so. So for many years they have been doing this on a voluntary basis.

Now, some time ago the Farm Bureau, a farm organization, approached not only the potato processors but also the poultry processors to see if they could arrange a meeting with them to arrange for this procedure. They not only would not consider withholding dues but they would not even meet with the growers' organization, so for that reason the Farm Bureau was instrumental in behalf of potato and poultry producers in getting this bill introduced.

If you will read the bill, you will notice that the growers' organization realized that there would be some cost to the processor in collecting these dues, and so the bill provides that the processors can deduct two percent of the dues to take care of any bookkeeping costs which they might incur. This is strongly endorsed by all of the farmers in central Maine and Aroostook, and I hope that the Senate will defeat the motion to accept the Minority Report, and in turn will accept the Majority Report of the committee.

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

Mr. Wyman of Washington then moved that the matter be tabled and Tomorrow Assigned, pending the motion by Mr. Levine of Kennebec to Accept the Minority Ought Not to Pass Report of the Committee.

On motion by Mr. Chick of Kennebec, a division was had. Twelve Senators having voted in the affirmative, and nineteen Senators having voted in the negative, the tabling motion did not prevail.

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

Mr. LEVINE of Kennebec: Mr. President and Members of the Senate: When we discussed in committee this legislation I was hesitant to vote on it until I got a legal opinion as to the legality of this legislation. I found out that compulsory withholding of dues is unconstitutional, and the only way