

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Third
Legislature*

OF THE

STATE OF MAINE

Volume III

June 16 to July 8, 1967

Index

1st Special Session

October 2 and October 3, 1967

2nd Special Session

January 9 to January 26, 1968

**KENNEBEC JOURNAL
AUGUSTA, MAINE**

SENATE

Thursday, January 18, 1968

Senate called to order by the President.

Prayer by Rev. Harold J. Rowley of Augusta.

Reading of the Journal of yesterday.

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

Bill, "An Act Relating to Compensation for Certain Municipal Officers who Appear in District Court." (S. P. 753) (L. D. 1811)

In Senate, January 12, Passed to be Engrossed as Amended by Committee Amendment "A" (S-337)

Comes from the House, Passed to be Engrossed as Amended by Committee Amendment "A" and by House Amendment "B" (H-512) in non - concurrence.

In Senate, voted to recede and concur.

**Reports of Committees
House**

Divided Report

The Majority of the Committee on Taxation on Bill, "An Act Repealing the Law Relating to Boat Registration." (H. P. 1297) (L. D. 1803)

Reported that the same Ought Not to Pass.

(Signed)

Senators:

WYMAN of Washington
YOUNG of Hancock
FARLEY of York

Representatives:

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

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

(Signed)

Representative:

ROSS of Bath

Comes from the House, Minority Ought to Pass report Read and

Accepted, and the Bill Passed to be Engrossed As Amended by House Amendment "A" (H-514) Which was Read.

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

Senate

Ought to Pass - As Amended

Mr. Albair for the Committee on Appropriations and Financial Affairs on Bill, "An Act Establishing Procedures for State Medical Examiners and Creating the Office of Chief Medical Examiner for the State of Maine." (S. P. 759) (L. D. 1816)

Reported that the same Ought to Pass As Amended by Committee Amendment "A" (S-345)

Which report was Read and Accepted and the Bill Read Once. Committee Amendment "A" was Read and Adopted and, under suspension of the rules, the Bill as Amended, was Read a Second Time and Passed to be Engrossed.

Sent forthwith to the House for concurrence.

Divided Report

The Majority of the Committee on Education on Bill, "An Act Relating to Coordination of Public Higher Education." (S. P. 777) (L. D. 1849)

Reported that the same Ought to Pass As Amended by Committee Amendment "A" (S-344)

(Signed)

Senators:

KATZ of Kennebec
MACLEOD of Penobscot
COPE of Cumberland

Representatives:

HANSON of Lebanon
LEVESQUE
of Madawaska
SHUTE of Farmington
ALLEN of Caribou
BAKER of Winthrop
CARROLL of Lebanon

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

(Signed)

Representative:

RICHARDSON

of Stonington

Which was Read.

The PRESIDENT: Is it the pleasure of the Senate to accept the Ought to Pass, as amended, Report of the Committee?

The Chair recognizes the Senator from Kennebec, Senator Lund.

Mr. LUND of Kennebec: Mr. President and Members of the Senate: I rise in support of approval of the Ought to Pass Report. I would request a division, and would speak to the motion.

The PRESIDENT: The Senator may proceed.

Mr. LUND: Mr. President and Members of the Senate: The bill now before the Senate is the latest and, hopefully, the final chapter in a long series of efforts by members of the Legislature and by others in order to accomplish the establishment of a system of higher education in the State of Maine. At the close of the regular session the Legislature passed a resolve establishing a committee and requesting it to report back to this special session, if possible, a bill dealing with this problem.

In carrying out its duties, your committee found a great deal of support for the approach spelled out in the bill which narrowly failed of passage at the regular session. The committee found objection to particular features of the old bill, to the loss of identity of the State colleges, objection to the lack of autonomy of the separate institutions, and there were objections to the use of a new name, "University of the State of Maine." We also encountered certain legal objections. In an effort to overcome the legal objections, and to preserve a name honored in our State, the bill utilizes "The University of Maine" as a vessel into which the State colleges are poured as integral parts. Gorham, Farmington, Washington, Fort Kent and Aroostook State Colleges would be elements of this university system just as are the Portland and Augusta campuses. In an effort to assure identity, these institutions will retain their names. In order to assure autonomy, the head of each institution will be its chief educational and administrative officer, and he will be in charge

of the day to day affairs of his institution.

In order to assure the State Colleges that they will not be governed by a board of trustees unfamiliar and unsympathetic with their individual problems, three of the new board will be named from among the members of the State Board of Education which presently has charge of the affairs of the State Colleges. The Commissioner of Education will be a member of the board ex - officio. The Governor, with the advice and consent of the Council, will also appoint four new members, making a total of fifteen on the new board.

In order to assure the new university board of the services of those trustees who have served to bring the university to its present position of excellence, the bill provides that seven of the trustees shall be named from the present board of trustees of the university.

The term "super university" has been applied to this proposal, although it could be better described in less grand terms. Although we would be adding the five State Colleges we would be increasing the student body by less than 50 per cent over its present size. Even this total student body is smaller than the first - year class in some of the larger universities in our larger states.

A fear question is "What good will be accomplished by this proposal?" At the present time three of our State Colleges are not accredited institutions. Within a reasonable time we can expect that the university can achieve accreditation for these institutions just as it did when it took over the Law School at Portland, which is now a fully accredited law school and one of which our State can be justly proud.

At the present time we are developing U.M.P. and Gorham State College eight miles apart without coordinated planning. If a student wishes to transfer from one to the other he will find that credits may not be given to all of the courses he has taken. We may expect this wasteful situation to be corrected. The new board of trustees will select a chancellor whose task it will be to help carry

out the coordination that is needed to avoid unnecessary duplication of plant and to present to the Legislature the needs of the university in a single budget.

We must recognize that this bill represents compromise both in its original form and in the committee amendments. We believe, however, that this proposal is educationally sound and should give Maine people the most education for their tax dollar.

Not many years ago when our nation's railroads were being built competing companies sometimes built tracks right alongside of each other. The width of the railroad track was not standardized, so that a car could not move from the track of one line to another. Now all of that has changed in the railroad industry. This is not to suggest that education should be standardized. We need different institutions to fill different needs, just as we need freight cars to haul potatoes and flat cars to haul pulpwood. But we must establish standards in our public higher education and we must end duplication. This bill should establish an effective framework to achieve that goal.

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

Mr. BERRY of Cumberland: Mr. President and Members of the Senate: I support the position of the Senator from Kennebec, Senator Lund. I do not do this reluctantly nor do I do it happily. The decision which is being made in this special session of the Legislature dealing with the University of Maine and the State Teachers Colleges is an extremely serious one, and I know that it would be inappropriate and completely out of keeping with his character to expect Senator Lund to say anything about the good job his committee has done. If I were to grab for a word to explain what has occurred I would think of a word like "miracle." With a small amount of fanfare, without rushing in to the newspapers and the news media, Senator Lund's committee has come up with a compromise solution to an extremely difficult and nagging problem.

It does not take a legislator very long when he has been here in Augusta to realize that we had a situation which was costing the taxpayers of the State of Maine needlessly a great deal of money, a situation which resulted from the headlong competition of competing higher education institutions. The ramifications, the means which were used to achieve certainly worthwhile objectives, were very questionable. They all cost money and there was a percentage of inefficiency caused by lack of planning here. This solution as proposed by Senator Lund's committee, I think, will put this all at rest.

We have, however, I think, to openly face the issue that this is a compromise, and the more serious the problem the greater the compromise. All was not roses and all is not roses with the way the problem has been handled and the solution reached. In fairness to those involved, the record certainly should reflect what history has shown us. It certainly reflects little credit on the partisans on both sides of this matter to accuse the other side of stubbornness and, worst of all, the words "self interest." I was dismayed, in attending that committee hearing, to hear a legislator for whom I have a great deal of regard castigate the Chairman of the Board of Trustees of our University by accusing him of using self interest in occupying his position. The Board of Trustees of the University is a group of qualified, dedicated individuals. I know of no better man, no more dedicated man, than Dr. Cutler. His appearance before the Education Committee was in his official capacity as Chairman of the Board of Trustees. Dr. Cutler is the personification of a Maine citizen devoting a great deal of time to the conduct of State affairs. To him and to the many other people of his nature and ability the State of Maine owes a great deal of credit.

It is wrong to believe that our vote, that by our signature on the part of the Speaker, the President and the Governor, that we are going to pass an instrument here which will miraculously put higher education where it belongs. It is

going to take time and money. I am not completely satisfied that this bill provides enough time, and I know it doesn't provide enough money. This newly constituted board will be coming back to the next session of the Legislature and to future sessions requesting significant appropriations to do the job this Legislature is telling them to do.

The lack of accreditation on the part of an institution practically always results from lack of financial support. It was only quite recently that the University of Maine itself was in a precarious position, facing lack of accreditation because the State had not supported it with enough funds through the years. This was narrowly averted. We are not going to see these institutions which will now join the family become accredited unless Legislatures are willing to give them the money necessary.

Some of the compromises which are being worked out are, in my opinion, unworkable and impractical but must be swallowed in the interest of progress. I dislike seeing the Legislature tell any governing board, be it the university or any other board or commission responsible for the conduct of our State's affairs, how to run their business. This is wrong.

I accept the dicta referring to the names of these institutions. By doing it are we perpetuating a situation which has been thorny and will be thorny? Are we still keeping these State Colleges as separate children? I think we are, but in the spirit of compromise we are accepting the fact that the names cannot be changed as the board of trustees might see fit.

We are saying to the Board of Trustees of the University of Maine at the present time "You are doing an excellent job," and I am sure we all agree they have; "You are doing such a good job that we are going to give you more responsibility. We are going to give you some problems and we expect you to solve them as you have solved problems in the past." The inconsistency: we cut out some of the membership of the present board which is doing this good job. This

is a major compromise which has been made by those who have been working on the problem. I am very happy to see that it has been spelled out in the legislation that the University's relations with the Bureau of Public Improvements will be the same in the future as it has in the past.

There will be problems. I congratulate again, I am sure, and reflect the opinions of many, many people who are familiar with the situation, the excellent job that has been done, both by the committee headed by Senator Lund and the excellent work which has been done by the Board of Trustees, and the dedicated efforts which have been put into the several State institutions by their President.

The PRESIDENT: The pending question is the motion to accept the Ought to Pass, as amended, 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 rise as a State Senator from Aroostook County this morning to wholeheartedly endorse the position which the good Senator from Kennebec, Senator Lund, has outlined in relation to this very important piece of legislation. I do hope that this will pass. I truly believe that, if it does pass, this will go down in the history of the Legislatures of Maine as one of the most important acts certainly which the 103rd had brought before it. I also think in the years to come, if this passes, it probably will be known, and it should be known, as the Lund Act. I think that will mean to higher education, have the same meaning to higher education, and the upgrading of it in the State of Maine, as the Sinclair Act has meant to the upgrading of elementary and secondary education in the State of Maine.

As a Senator from Aroostook County, this has a deep meaning to me because I know of how many worthy young boys and girls have not been able to have the benefit of university training by virtue of the fact that the University of Maine is at such a distance.

The good Senator from Aroostook, Senator Albair, has been

interested, as you know, in establishing a branch of the University of Maine in Aroostook County. This, over the years, will accomplish just that. I hope that the vote on this is favorable to the passage of this act because this alone, if we do this, I think, will justify all of our efforts at the regular session of the 103rd and at these two special sessions of the 103rd.

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

Mr. STERN of Penobscot: Mr. President and Members of the Senate: I haven't had too much experience in education, but I happen to be a member and a graduate of the University of Maine, and when I speak I speak from my heart. I not only speak for a great number of University of Maine graduates, excepting my good friend, the Senator from Cumberland, Senator Berry, who I understand is a University of Maine graduate, but if I just included my brothers and sisters and all my relatives I speak for a great number of graduates of the University of Maine. And I know of very few Maine graduates who are in favor of this plan.

I certainly am not in favor of it. Perhaps I don't understand it, and perhaps this is one of the reasons that I would like to quote the Bangor Daily News editorial of Wednesday, January 17, 1968. "But we do say that some serious questions have been raised and should be carefully examined. It is too big a step to be taken in the hurried atmosphere of a special session."

I know that the University of Maine has progressed from when I graduated some years ago in 1930 into a large institution which has the prestige of a recent report, and many of you read it, which indicated that the University of Maine stood high as compared to the other institutions in New England. I don't see anything in this act that is going to make and help the University of Maine. All I do know is the original Coles Report included in this report posts Hyde Vocational School and the Maine Maritime Academy. They are out of it. There must be some reason.

They don't want to have any part of it, and I don't want to have any part of it, and neither do a great many of the University of Maine students that I know want to have any part of it.

If you want to have coordination of higher education, why don't you coordinate and organize all the other State Colleges under a chancellor concept, or whatever concept you want. That might help the situation without dragging down the University of Maine. We don't want to be a part of it, and I speak for a great many of the University of Maine students.

If you are going to eliminate the Maine Maritime Academy because it has its own special and particular problems, eliminate the University of Maine, and then do what you think is so wonderful; coordinate all the other State Colleges under a chancellorship.

I don't think there has been time and adequate opportunity for the thousands of University of Maine graduates to attend hearings, and there are many of them, to let their wants and desires be known. Of course, all of you know the Trustees themselves of the University of Maine are opposed to it. I sincerely can agree and support Senator Berry's statement when he says he knows of no more dedicated person, who has the interest of the University of Maine at heart, than Dr. Cutler, President of the Board of Trustees.

What is the emergency? What is the emergency? Why can't you wait until the regular session? Why can't we have a study of this? They want to ram everything through. This is another argument for annual sessions.

Now, I feel strongly about this and if I become a little bit emotional it is because I feel strongly about it. I feel that we need more study. I feel that this is something that can be continued until the next regular session. And I am sure all of us legislators will be hearing from the thousands of students who have graduated from the University of Maine who are opposed to it. This should help them and guide them in the next regular session as to what to do.

I am not opposed to one concept: Organize all the other State Colleges, put them together, and perhaps it will help them. But we graduates of the University of Maine, and I speak for a great many of them because in our area, because of the proximity to the Orono Campus there are many University of Maine graduates, and I don't know of one — and I have talked to many since I heard about this — that is in favor of this plan. So, I would respectfully move, Mr. President, for indefinite postponement.

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

The Chair recognizes the Senator from Penobscot, Senator MacLeod.

Mr. MacLEOD of Penobscot: Mr. President and Members of the Senate: Unlike my distinguished, esteemed colleague from Penobscot, Senator Stern, I cannot lay claim here this morning that I represent a lot of relatives, brothers and sisters and so forth, that have gone to the University of Maine. Until I came along there hadn't ever been a MacLeod go on to any kind of a college of any description; I was the first — and this goes to about third cousins, until my own kids started to come along. So, I only represent myself as an alumnus of the University of Maine here this morning and as a member of the Education Committee.

On that July morning, that Saturday morning in July, when we adjourned the regular session of the Legislature, one of the most agonizing decisions that I had ever had to make was to stand up and oppose the bill that we had been considering for six months. The present bill under consideration has also troubled me greatly, and has been very difficult for me to come to a decision on. I am still troubled about many aspects of this bill, but it is a beginning, and it is a beginning towards coordination which is so sorely needed in this State.

I would like to reaffirm what the Senator from Cumberland, Senator Berry, said about the pres-

ent board at the University of Maine. There is not one member of that Board of Trustees that would not resign today if it would in any way help the University. The State is very fortunate to have had the men and the lady of the caliber that we have on that Board of Trustees. This is one thing that troubles me, that this Board will be dissolved, although seven will continue to serve on the new board. But they are completely dedicated people who have given freely of their time, without compensation, because you couldn't buy the type of talent that they have and pay them. They do it because they want to. They will be eliminated.

It has been a difficult decision for me to make politically, because we have new Senate districts now, and Orono is in my district, and I realize that many of the Board of Trustees are opposed to this. Logically this merger or this consolidation should have come about through gradual absorption of the State Colleges and eventually the vocational schools by the existing administrative set-up. Most people in private, in the corner, will admit this. And then they say "politically it is impossible," and I guess they are right. This is why I am supporting this bill as a step towards consolidation.

I would also like to say that I support the suggestion of the Senator from Aroostook, Senator Harding, that hopefully this might be known as the Lund Bill, because Senator Lund, before our committee, both at the hearing and in several executive sessions, conducted himself at all times with only one objective in mind, and that was what was good for higher education in the State of Maine. I would like to publicly commend him for the outstanding job that he and his committee have done.

This is not a perfect instrument, but in the political arena quite often things come out of the legislature that are not perfect instruments, and then later they are improved upon and changed, such as the Sinclair Act of 1957. But I would hope that this body this morning would take this big step forward and consolidate high-

er education of our State Colleges and the University. Thank you.

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

Mrs. SPROUL of Lincoln: Mr. President and Members of the Senate: I probably won't contribute too much to this debate one way or the other, but I know how I feel about things and I am strongly opposed to this. Nor can I find it in my heart to commend the good Senator Lund; we are on opposite sides in many matters.

I oppose the bill for this reason: I was told that this very proposal or similar proposals had been tried in another state — I believe it was the University of Florida — and that all it succeeded in doing was dragging down the diploma that came from that particular university.

I can remember a few years back when to go to the University of Maine did not seem to carry a great deal of weight. In fact, I think I had heard that more times than not. In recent years it has been my privilege to have met with Dr. Elliot around these halls. In fact, I think I saw him so many times that I thought maybe he was here a little too much. Then again, when the Dowling Center was first taken over it was my privilege then to go to the Dowling Center and to talk with him. I knew at that time, even on that proposal, they hesitated a little to take in a little bit more territory, but finally went ahead and took over what was then a gift.

Those of us who send our own children to the University of Maine, and have watched with great pleasure how they seem to be mixing in with the others, those of us who have attended the orientation periods this past summer and watched things, and heard that the degree from the University of Maine was accepted without question in twenty-eight states, that its engineering courses were practically unparalleled, we cannot but question this. To us, it just drags down, as Senator Stern said, the standard of the University today. I just cannot accept this proposal. To me, it just takes down

something that is already working, something that is going, something we can be proud of, and it takes the other State Colleges and throws them all in. Certainly for a time, at least, it will drag down the University. I am strongly opposed to it.

The PRESIDENT: Is the Senate ready for the question?

The Chair recognizes the Senator from Kennebec, Senator Katz.

Mr. KATZ of Kennebec: Mr. President and Members of the Senate: A previous speaker has recalled to our minds the last day of the regular session. It is a time that I can't easily forget. I had become emotionally involved in what I considered to be a good piece of legislation. You will recall the almost unique situation where we didn't have enough votes to pass it and not enough votes to kill it, and it was almost a case of throwing it out and throwing our hands up in the air and letting the thing go by default.

I stand here today with some humility and say that I think it all worked out for the best, that I think, because of the inability to get that one more vote, we have ended up with better legislation. I am going to join in the suggestion that this indeed be the Lund Bill for two reasons. In the first place, because this man has done an incredibly effective job with a very, very thorny problem. The second reason is that his wife is sitting behind me and she is one of my constituents.

You know, we have had 1873 legislative documents during the lifetime of this session, and to those who have reservations about this bill I would say that I know of no other legislative document that has had more study, more preparation, and about which more people are really deeply knowledgeable. I don't have any misgivings about this bill; I think it is good legislation. I want to reaffirm my complete confidence after the remarks of the good Senator from Cumberland; Dr. Lawrence Cutler exemplifies about as effectively as any man I know, a man of unquestioned integrity, who has given unselfishly and extremely

effectively of himself for the benefit of the State of Maine.

It was not a feeling of lack of confidence, but a sense of disappointment, I think, that caused us to have a feeling that we needed help from the Trustees, and that help was not timely or forthcoming.

I want to reassure all of you that the Committee on Education came out with a nine to one vote. I am not sure who appointed this committee away back when, or on what basis it was appointed, but whoever made the appointments made them almost cannily to assure on this one committee the representation of those who strongly believed in the future of Orono, the point of view of those who very strongly believed in the need for growth of opportunities in the Portland area, and those too who wanted significantly to protect the future of the State Colleges. Believe me, almost classically, those three points of view were represented. And somehow, after keeping Senator Lund up in front of us for something over an hour, we got inspired enough so these three groups came together, without destroying the integrity of the bill, and bringing out a piece of meaningful legislation about which I feel very, very calmly in my mind. I hope that the motion to indefinitely postpone is overwhelmingly defeated.

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

Mr. MILLS of Franklin: Mr. President and Members of the Senate: There is something which all of us Senators know about the progress of this legislation, it is something all of us are aware of, but it is something this record won't show unless it is mentioned. This has been a long endeavor and all of us know the great effort that Senator Katz put into this matter, only to end up with the tie vote that he spoke of at the end of the regular session. Then to throw the torch, as he has, to his colleague and good friend, Senator Lund, who has taken it up and carried on magnificently, I think that their work is opening the door

to a new day certainly in higher education in Maine.

I think this is rather an historic occasion. Unlike yesterday, I am not sensing defeat this morning. I think this bill is going to go through. And I am feeling particularly happy on another occasion. Since the President's hand is far enough away from the gavel so I can get something in that is a little extraneous, I did hear in the corridor that perhaps we won't have a fight over the small loan industry, that the measure which has been put in is going to be withdrawn. So it is a doubly happy occasion for me, to see this bill come out in this compromised way which has improved the legislation to a large extent, I think, and through the efforts also of Representative Shute of Farmington who has worked tirelessly with the committee in this way, and working with the faculty and the President of Farmington State College.

I am particularly proud that Farmington State College has played a large part in the compromise that has gone to make up this composite bill. It has insisted from the beginning, particularly the faculty standing out strongly on this point, for autonomy of these local institutions. It has stood for the tuition differential, which has been a very large part of the opposition in the past from these smaller colleges to this consolidated University of Maine. After all, it only costs \$900.00 to go to a State College, and about \$1,500.00 or \$1,600.00 to go to the University, and that differential, by this bill, will be preserved.

So, somehow, if we could call this the Katz - Lund Bill, that would be a happier thing than just plain the Lund Bill, because we all know that Senator Katz started the movement from the Coles Committee. Perhaps we can name a building for him, or something of that sort, because he deserves a tremendous share of the credit, as we all know. I hope the motion fails.

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

Mr. BARNES of Aroostook: Mr. President and Members of the Senate: I would like to add my contribution to the tribute that has been paid to Senator Lund and his committee. I think that they have done a magnificent job.

I personally feel that this is not an emergency. I would like to see it wait until the next session of the Legislature. However, I am going to vote for this bill because I can see that they have devoted a lot of time and effort and I have so much respect and admiration for the members of that committee.

I also am a graduate from the University of Maine. I have a number of relatives that graduated from the University of Maine, and I have currently a daughter as a student at the University of Maine. Some people are saying that this is going to drag the University of Maine down to the level of the State Colleges. I don't think so. I think this is going to tend to pull the quality of the other State Colleges up with the University of Maine. I think that, if this new board of trustees do the job that it will be their responsibility to do, I think that we will have an improvement in the quality of education in the State of Maine.

I was very reluctant personally to vote for this bill, and I don't think any of the talk here today has changed my mind, but I am going to go ahead and vote for the bill, and I hope the motion for indefinite postponement will be defeated.

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

Mr. STERN of Penobscot: Mr. President and Members of the Senate: I would like to offer as concrete evidence that it already has affected the University of Maine. Since this was discussed at the last session, and since there has been much said and much argued about this particular coordination of the various institutions, the University of Maine football team hasn't won a game. They lost every game. That is concrete evidence.

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

Mr. FARLEY of York: Mr. President and Members of the Senate: We have heard this morning from the college graduates. I would like to speak in behalf of the college of hard knocks.

Years ago I was learned by one of the finest gentlemen in the State of Maine, who happened to be at that time the State Chairman of the Democratic Party when Governor Plaisted was elected Governor of the State of Maine. It was 50 odd years ago, and he told me something that I have never, never forgotten in the political field; that when a question came and it was hard for you to meet it, to take that question and place it away up to the Biddeford City Farm, and each and every day bring a little of it down until you really understand it and then commit yourself one way or the other. In other words, he didn't mean snap judgment.

I had the privilege with my mates here in this branch, the Senate, a year ago to go and listen to Dr. Coles. I will admit it was all over my head. But there was one main question that I asked Dr. Coles, after I listened to him for two hours, as to whether or not he thought they were going to put this bill through in one session or two sessions. I also sat down with Representative Shute, who at that time had some kind of a bill. I was one of those who worked hard and earnestly in the interest of the citizens of Cumberland County to place the University of Maine in the City of Portland. We had a lot of opposition, and the Governor then, Governor Muskie, who was vitally interested in educational matters in the State of Maine, boosted the morale of a great many of the State Colleges in the State of Maine when he was 100 per cent behind the bill. We finally put it through and located the University of Maine in Portland.

This is quite a problem; there is no question about it. The men who are in on it are interested, far more than I, because as I say, I came out of the ninth grade. All of my children went through high school, and I could only afford to put one through Gorham School in Gorham, Maine, and thank God

that the price wasn't out of line and I could see that boy graduate from Gorham Teachers College.

I have had a great many from the southern part of the State that go to the University of Maine in Portland, the younger element, who are in the field of education, and from those at Gorham, at this time they don't like to see anything happen to Gorham College nor the University of Maine in Portland.

Late last night I had a telephone call, and I yet don't know who the party was, and I was asked about this question. He finally ended up by asking me as to whether or not the Governor had put pressure on me. I let him have it and then I put the receiver down. The Governor has never spoken to me relative to this outside of through the members we belong to. There is no pressure from me, and I have never stood any pressure from any Governor when I thought I was right. I am going along with the motion to indefinitely postpone.

The PRESIDENT: Is the Senate ready for the question?

The Chair recognizes the Senator from Penobscot, Senator Curtis.

Mr. CURTIS of Penobscot: Mr. President and Members of the Senate: I would like to speak briefly on this subject. I might say that any vote I give today will be on my own, although I have served over a third of a century at the University of Maine, under it and graduated from it, as has my father, brothers and uncles. Whatever I say today comes from the heart and comes for the good of education.

The University of Maine, an institution that has been operating about 102 years, has attempted in every way, every year, and in every manner to give the highest of education to its youth. Some of you have sons and daughters now attending the University of Maine. It has tried to operate on a very high plane. It is accredited and has high standing throughout the country.

The proposal of this bill and the purpose of it I do not question. The one thing I do question is the timing of the presentation of it for a vote. I wish it could come to a

future regular session for action. I feel that presentation at the regular session was an opening to something in the future that may be desirable, and perhaps highly desirable, for education in the State of Maine. There were many questions raised; I raised some myself.

There was no provision for trustees from that Coles program, for the present trustees of an institution 102 years old, in the incoming proposition. That was corrected. Several changes have been made. As Senator Stern mentioned, the vocational school has been left out of it. Maine Maritime has been left out of it.

By being here today and speaking on this subject you may think that I have had a lot of contacts with the University of Maine people, trustees and graduates, asking for my support on it one way or the other, but at no time — and I can conscientiously say this — has anyone questioned my integrity on a vote that I may give after sitting through all of the hearings and with the contacts that I have had. I have had no pressure whatever, no advice whatever, no desire for my vote whatever, and I have tried to respect every Senator here in that same manner; not to drive for votes, but to have the bill go through or be defeated on its merits.

I feel the timing is most unfortunate. Two of the five institutions being mentioned are opposed, and they have their reasons. I cannot help feel but with more time, although some may say three years time is already enough, with more time we may be able to come up with something that would be desirable on the part of all the involved institutions.

You have mentioned the Athletic Department. I have had charge of that at the University of Maine for 36 years, and we have been proud of the stand that we have taken and the results that we have had. We have had third in the nation in baseball without a single scholarship to any of our boys. We have had championships. We have had Olympic men. I have had the good fortune of having associated with many of these young men in

the State of Maine and of having worked with them, and the citizens of Maine have always done the best they could to support the University of Maine.

Education is a costly proposition. It is going to be more costly; we know that. The demands of the different institutions have been great, and they will be great, and we must face it. If it is the leveling off process that is thought of, taking some from one institution in order to help others, the theory of it is good, but I might say that the University of Maine at the present time is operating on probably the lowest cost per pupil of any state college in the United States. We have one of the highest land grant college institution's tuition in the United States.

At the present time the budget request has not been reached. If it were reached it would not be 100 per cent of what they need to educate the students that are applying to the University of Maine to be educated.

I personally voted for the 1.1 million dollar building in Augusta. Some people questioned that, but the bond issue went through and I am glad it did.

On the Orono Campus we have many thousands each year applying as Freshmen to enter the University of Maine above and beyond what the facilities offer to educate. Yet the State of Maine many times has been criticized for the low number of students going on to higher education. I have stated for many years that it is not a question of their desire; it is a question of facilities and the funds to support them that is the hold - up part of that program.

Dow Field went through as a bond issue to be made over in part to educate many University of Maine students. In its present status the buildings are available but the funds are not adequate unless reinstatement comes in to support the several hundred students that would be educated at Dow Field.

I have probably spoken long enough, except I will say this: I hope we could give this a bit more time and have it come in to a regular session. I personally

admire the hard efforts on the part of those trying to advance a program for higher education. I hope every institution can benefit by whatever action we take, but my theory has been, after handling a department for 36 years: "Don't start a ballgame until you know all of your rules. Try to have the rules that you all can live with thoroughly understood, with people trained under it, and then start the game." I will at this time oppose on my own vote, not through any pressure by anyone, trustees, faculty or local citizens, on this subject; I will oppose it. Thank you.

The PRESIDENT: Is the Senate ready for the question?

The Chair recognizes the Senator from Kennebec, Senator Katz.

Mr. KATZ: Mr. President, I move that when the vote is taken it be taken by the "Yeas" and "Nays".

The PRESIDENT: The pending question is the motion of the Senator from Penobscot, Senator Stern, that the bill and its accompanying papers be indefinitely postponed. The Senator from Kennebec, Senator Katz, has moved that the vote be taken by the "Yeas" and "Nays." In order for the "Yeas" and "Nays" to be entertained there must be the expressed desire of at least one-fifth of the members present.

Those in favor of taking the vote by the "Yeas" and "Nays" will now stand and remain standing until counted.

Obviously a sufficient number having arisen, a roll call is ordered.

Again, the pending question is the motion of the Senator from Penobscot, Senator Stern, that the bill and its accompanying papers be indefinitely postponed. Those in favor of indefinite postponement of the bill will vote "Yes" when their name is called. Those opposed to indefinite postponement will vote "No." The Secretary will call the roll.

ROLL CALL

YEAS: Senators Curtis, Farley, Greeley, Sproul, Stern, Viles, and Wyman.

NAYS: Senators Albair, Anderson, Barnes, Beckett, Berry, Boisvert, Cope, Couturier, Duquette, Ferguson, Girard, Good, Harding, Hildreth, Hoffses, Johnson, Katz, Lund, MacLeod, Mills, Norris, Reed, Ross, Sewall, Young, and President Campbell.

ABSENT: Senator Reny.

A roll call was had. Seven Senators having voted in the affirmative, and 26 Senators having voted in the negative, the motion to indefinitely postpone did not prevail.

Thereupon, the Majority Ought to Pass Report of the Committee was Accepted and the bill Read Once. Committee Amendment "A", Filing S-344, was Read and Adopted and, under suspension of the rules, the bill, as amended, was given its Second Reading and Passed to be Engrossed.

Sent forthwith to the House for concurrence.

Enactors

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

An Act Relating to Filing Payroll Information Under Employment Security Law. (H. P. 1270) (L. D. 1776)

Which 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 to Create the Posts of Assistant County Attorney in Oxford County and in Somerset County. (S. P. 755) (L. D. 1813)

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

An Act Establishing a State Employees Appeals Board. (S. P. 771) (L. D. 1843)

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

Emergency

An Act to Increase the Borrowing Capacity of the Winthrop Water District. (H. P. 1276) (L. D. 1782)

Affirmative votes 28

Emergency

An Act to Change the Existing Debt Limit for North Jay Water District and the Existing Debt Limit of the Bowdoinham Water District. (H. P. 1279) (L. D. 1785)

Affirmative votes 28

Emergency

An Act Relating to School Construction Aid in Certain Administrative Units. (H. P. 1303) (L. D. 1832)

Affirmative votes 29

These three bills, being emergency measures and having received the affirmative votes as indicated, were Passed to be Enacted, and, having been signed by the President, were by the Secretary presented to the Governor for his approval.

Emergency

An Act Relating to the Piscataqua River Bridge. (S. P. 773) (L. D. 1845)

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

Mr. MacLEOD of Penobscot: Mr. President, I move that this matter lie upon the table until later in today's session.

The PRESIDENT: The Senator from Penobscot, Senator MacLeod, moves that this matter lay upon the table until later in today's session. Is this the pleasure of the Senate?

The Chair recognizes the Senator from Somerset, Senator Johnson.

Mr. JOHNSON of Somerset: Mr. President, I request a division on the tabling motion.

The PRESIDENT: The Senator from Somerset, Senator Johnson, has requested a division.

As many as are in favor of the motion to table will stand and remain standing until counted. Those opposed?

A division was had. 15 Senators having voted in the affirmative, and 13 Senators having voted in the negative, the motion prevailed and the bill was tabled until later in today's session.

Emergency

An Act Amending the Maine Sanitary District Enabling Act. (H. P. 1318) (L. D. 1861)