

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and First
Legislature*

OF THE

STATE OF MAINE

1963

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

SENATE

Tuesday, January 15, 1963

Senate called to order by the President.

Prayer by Rev. William Dawes Veazie of Gardiner.

On motion by Mrs. Christie of Aroostook,

Journal of January 10 read and approved.

Paper from the House

Joint Order

ORDERED, the House concurring, that three hundred twenty-five (325) copies of the Legislative Record for the session of 1963 be printed and bound, one copy for each of the members of the Senate, House of Representatives, the Secretary of the Senate and Clerk of the House, and the remainder to be deposited in the State Library for exchange and library use; and be it further

ORDERED, that four hundred (400) copies of the Legislative Record be printed in pamphlet form for distribution from day to day to members of the Legislature and the State Departments, under the direction of the Document Clerk, and be it further

ORDERED, that suitable index be prepared for such Legislative Record, under the direction of the Secretary of the Senate and Clerk of the House. (S. P. 13)

In Senate, January 2, read and passed.

Comes from the House, House Amendment A adopted, and the order passed as amended in non-concurrence.

In the Senate, the Secretary read House Amendment A.

Mr. EDMUNDS of Aroostook: Mr. President and members of the Senate: For the benefit of the new members and also for the benefit of the older senators, I would like to state that this amendment does not refer to what we commonly call the "horse blanket", the so-called proof of the proceedings of the Senate and House that we receive on our desks every day. It refers to the preliminary bound copy of what eventually becomes the legislative record which we receive

quite a long time after the session is over with. This preliminary bound copy in pamphlet form generally comes to us too late to be of any use to members of either branch of the Legislature, and the leadership in the House feel that this is the natural place to start economy, to do away with this preliminary legislative record would save approximately \$1400 and there is a feeling that there is no value to it.

I would like to mention that in the office of the President of the Senate and also in the retiring room that the senators have on the fourth floor copies of the proofs — and I mean the so-called "horse blanket" when I say proof — which will be kept on file for the convenience of all members of the Senate. So at this time, Mr. President, I would like to move that we recede and concur with the House.

The motion prevailed, and the Senate voted to recede and concur.

House Bills and Resolves for Reference

Bill, "An Act Providing for Emergency Exit Lights and Signs for State House and Office Building." (H. P. 16) (L. D. 84)

Bill, "An Act Providing for Repair and Maintenance of State-owned Dam on Dead River, Androscoggin County." (H. P. 17) (L. D. 42)

Bill, "An Act Appropriating Funds to Aid in Dredging the Kennebunk River Harbor." (H. P. 18) (L. D. 43)

Bill, "An Act Appropriating Monies to Provide for Longevity Pay for State Employees." (H. P. 19) (L. D. 44)

Which were referred to the Committee on Appropriations and Financial Affairs in concurrence.

Resolve, In Favor of Fred Salem of Millinocket. (H. P. 20) (L. D. 35)

Resolve, In Favor of Earle M. Hinckley of Gardiner. (H. P. 21) (L. D. 46)

Which were referred to the Committee on Claims in concurrence.

Bill, "An Act Relating to Accreditation of Secondary Schools." (H. P. 23) (L. D. 47)

Bill, "An Act Relating to Certificates for Teaching." (H. P. 24) (L. D. 48)

Bill, "An Act Repealing Supplemental State Aid for Re-Organized School Districts." (H. P. 25) (L. D. 49)

Bill, "An Act Relating to Attendance and Tuition at Approved Secondary Schools." (H. P. 26) (L. D. 50)

Bill, "An Act to Reconstitute School Administrative District No. 1." (H. P. 27) (L. D. 51)

Bill, "An Act Relating to Authorization of Husson College to Confer Degrees." (H. P. 28) (L. D. 52)

Which were severally referred to the Committee on Education in concurrence.

Bill, "An Act Permitting Separate Ballot Boxes for Votes on Constitutional Amendments and Referendums." (H. P. 29) (L. D. 53)

Which was referred to the Committee on Election Laws in concurrence.

Bill, "An Act Increasing Fees and Clarifying Barber Licensing Law." (H. P. 30) (L. D. 54)

Bill, "An Act Relating to Definition of Narcotic Drug and Exemptions." (H. P. 31) (L. D. 55)

Which were referred to the Committee on Health and Institutional Services in concurrence.

Bill, "An Act Providing for Public Facilities for Boats." (H. P. 32) (L. D. 56)

Which was referred to the Committee on Industrial and Recreational Development in concurrence.

Bill, "An Act Relating to Penalty for Operation of Motor Vehicles by Unlicensed Persons." (H. P. 50) (L. D. 73)

Bill, "An Act Designating Saco as the Seat of the District Court for Eastern York." (H. P. 51) (L. D. 74)

Bill, "An Act Providing for Holding District Court for Western Aroostook at Fort Kent." (H. P. 52) (L. D. 75)

Bill, "An Act Providing for Review of Laws of Forestry Department." (H. P. 53) (L. D. 76)

Bill, "An Act Relating to Mandatory Jail Sentence in Night Hunting Cases." (H. P. 54) (L. D. 77)

Bill, "An Act Providing Access Ways to Great Ponds." (H. P. 55) (L. D. 78)

Bill, "An Act Relating to Mortgages." (H. P. 56) (L. D. 79)

Bill, "An Act Relating to Proceedings in Adoption of Children." (H. P. 57) (L. D. 80)

Bill, "An Act Creating a Second Assistant County Attorney for Penobscot County." (H. P. 58) (L. D. 81)

Which were severally referred to the Committee on Judiciary in concurrence.

Bill, "An Act Increasing the Rate of Minimum Wages and Otherwise Revising the Minimum Wage Law." (H. P. 59) (L. D. 82)

Bill, "An Act Relating to Petition for Review of Incapacity Under Workmen's Compensation Act." (H. P. 60) (L. D. 83)

Which were referred to the Committee on Labor in concurrence.

Bill, "An Act Requiring Safeguards for Public Beaches." (H. P. 61) (L. D. 85)

Bill, "An Act Regulating Location of Automobile Junk Yards." (H. P. 62) (L. D. 86)

Bill, "An Act Relating to Purchase of Lands by Atlantic Sea Run Salmon Commission." (H. P. 63) (L. D. 87)

Which were severally referred to the Committee on Legal Affairs in concurrence.

Bill, "An Act Relating to Local Option Question on Sale of Malt Beverages in Hotels and Clubs Only." (H. P. 64) (L. D. 88)

Bill, "An Act Relating to Sale of Beverages in Hotels and Clubs Only." (H. P. 64) (L. D. 88)

Bill, "An Act Relating to Sale of Beverages in Returnable Bottles." (H. P. 65) (L. D. 89)

Which were referred to the Committee on Liquor Control in concurrence.

Bill, "An Act Relating to Duties and Compensation of Council of Town of Oakland." (H. P. 4) (L. D. 24)

Which was referred to the Committee on Municipal Affairs in concurrence.

Bill, "An Act Prohibiting Use of Pesticides Near Waters of the State." (H. P. 66) (L. D. 90)

Which was referred to the Committee on Natural Resources in concurrence.

Bill, "An Act Amending the Charter of the Presque Isle Water District." (H. P. 67) (L. D. 91)

Which was referred to the Committee on Public Utilities in concurrence.

Bill, "An Act Relating to Taking of Alewives in Town of Blue Hill." (H. P. 69) (L. D. 92)

Bill, "An Act Relating to the Use of Purse, Drag or Stop Seines in Part of Damariscotta River." (H. P. 70) (L. D. 93)

Which were referred to the Committee on Sea and Shore Fisheries in concurrence.

Bill, "An Act Levying a Head Tax on Inhabitants of Maine." (H. P. 71) (L. D. 94)

Which was referred to the Committee on Taxation in concurrence.

Bill, "An Act Relating to Expending Aroostook County Funds for Maine Potato Blossom Festival." (H. P. 72) (L. D. 34)

Bill, "An Act Providing for Fire Protection for Certain Townships in Franklin County." (H. P. 73) (L. D. 35)

Bill, "An Act Providing for Public Dumps for Jerusalem and Crockertown, Franklin County." (H. P. 74) (L. D. 36)

Bill, "An Act Relating to Use of Town Highway Equipment on Private Ways." (H. P. 75) (L. D. 37)

Bill, "An Act Increasing Salaries of County Attorney and Assistant County Attorney of Penobscot County." (H. P. 76) (L. D. 38)

Which were severally referred to the Committee on Towns and Counties in concurrence.

Bill, "An Act Providing a State-wide Limit on Certain Fish." (H. P. 33) (L. D. 57)

Bill, "An Act Providing for Life Preservers for Boats on Hire." (H. P. 35) (L. D. 58)

Bill, "An Act Relating to Number of Catch of Fish in Certain Waters in Aroostook County." (H. P. 36) (L. D. 59)

Bill, "An Act Relating to Method of Taking Smelts in Fish River Chain of Lakes, Aroostook County." (H. P. 37) (L. D. 60)

Bill, "An Act Providing for Transportation of Deer by Maine Members of Armed Forces." (H. P. 38) (L. D. 61)

Bill, "An Act Providing for State-wide Open Deer Season in Month of November." (H. P. 39) (L. D. 62)

Bill, "An Act Relating to Fee for Tags in Registering Deer." (H. P. 40) (L. D. 63)

Bill, "An Act Providing Free Hunting and Fishing Licenses for Disabled Veterans." (H. P. 41) (L. D. 64)

Bill, "An Act Providing Free Hunting and Fishing Licenses for Persons Over Sixty-Five Years of Age." (H. P. 32) (L. D. 65)

Resolve, Regulating Taking of Smelts from Mud Lake, Aroostook County. (H. P. 43) (L. D. 66)

Resolve, Regulating Bag Limit of Trout in Aroostook County. (H. P. 45) (L. D. 68)

Resolve, Regulating Fishing in Sebago Lake and Tributaries. (H. P. 46) (L. D. 69)

Resolve, Providing Funds for Conservation Education. (H. P. 47) (L. D. 70)

Resolve, Regulating Fishing on Tim Pond and Mud Pond, Franklin County. (H. P. 48) (L. D. 71)

Resolve, Relating to Black Bass Fishing in Certain Kennebec County Waters. (H. P. 49) (L. D. 72)

Which were severally referred to the Committee on Inland Fisheries and Game in concurrence.

Bill, "An Act Providing for Driver Education for All New Applicants for Operators' Licenses." (H. P. 77) (L. D. 39)

Bill, "An Act Providing Special License Plates for United States Postmasters." (H. P. 78) (L. D. 40)

Which were referred to the Committee on Transportation in concurrence.

Senate Papers Business Legislation

Mr. Boardman of Washington presented Bill, "An Act Requiring Information from Banks for Division of Veterans Affairs." (S. P. 76)

Which was referred to the Committee on Business Legislation and ordered printed.

Sent down for concurrence.

Judiciary

Mr. Cole of Waldo presented Bill, "An Act Relating to Power of Eminent Domain of Maine State Park Commission." (S. P. 77)

Mr. Boardman of Washington presented Bill, "An Act Revising Laws Relating to Benefits for State Employees While in the Armed Forces." (S. P. 78)

The same Senator presented Bill, "An Act Relating to Age in Criminal Offenses." (S. P. 79)

Which were referred to the Committee on Judiciary and ordered printed.

Sent down for concurrence.

Labor

Mr. Wyman of Washington presented Bill, "An Act Relating to Weekly Benefit for Partial Unemployment Under Employment Security Law." (S. P. 80)

Which was referred to the Committee on Labor and ordered printed.

Sent down for concurrence.

Legal Affairs

Mr. Boardman of Washington presented Bill, "An Act Relating to False Report as to Bombs." (S. P. 81)

Which was referred to the Committee on Legal Affairs and ordered printed.

Sent down for concurrence.

Natural Resources

Mr. Cole of Waldo presented Bill, "An Act to Provide Marine or Tidal Water Classifications." (S. P. 82)

Which was referred to the Committee on Natural Resources and ordered printed.

Sent down for concurrence.

State Government

Mr. Whittaker of Penobscot presented Bill, "An Act Providing for

a Continuance of the Constitutional Commission." (S. P. 83)

Which was referred to the Committee on State Government and ordered printed.

Sent down for concurrence.

Transportation

Mr. Stilphen of Knox presented Bill, "An Act Relating to Initial Motor Vehicle Registration Plates" (S. P. 84) which was referred to the Committee on Transportation and ordered printed.

Sent down for concurrence.

Veterans and Military Affairs

Mr. Boardman of Washington presented Bill, "An Act Relating to the Organization of the Maine State Guard." (S. P. 85)

Which was referred to the Committee on Veterans and Military Affairs and ordered printed.

Sent down for concurrence.

Orders

Joint Order

On motion by Mr. Cole of Waldo ORDERED, the House concurring that the State Personnel Board place into effect January 26, 1963, for the classifications of Highway Maintenanceman I, Highway Maintenanceman II, Highway Maintenanceman IIA, Highway Maintenanceman III, Highway Maintenanceman IV, Highway Foreman I, and Highway Foreman II, longevity provisions in the J. L. Jacobs Company's proposals as set forth in its report to the State Personnel Board dated October, 1960 (S. P. 86)

Mr. COLE of Waldo: Mr. President and members of the Senate: The effect of this order would be to provide additional salary steps for maintenance employees of the Highway Department in instances where only one prevailing rate has been provided. This would reward long-time service by providing an advancement of one salary step to all employees in these classifications with eight or more years of service, and an additional salary step to all employees with fifteen or more years of service with the state. The cost to the Highway Department for the period January 26, 1963 to June 30, 1963 would be approximately \$85,000. This would

in effect take care of approximately 53 per cent of highway maintenance workers. 31 per cent would be in the first step, a five-cent raise and 22 per cent in the second for a fifteen-year period. I have discussed this order with the Governor and it has his approval and it also has the approval of the State Personnel Board and the State Highway Commission.

Mr. President, I move that this order lie on the table and be specially assigned for the next legislative day.

The motion prevailed and the order was laid upon the table pending passage, and was especially assigned for tomorrow.

Senate Order

On motion by Mr. Brooks of Cumberland

ORDERED, that the Secretary of the Senate be authorized to invite clergymen who may be requested by any member of the Senate to act as Chaplains.

Mr. Lovell of York: Mr. President, might I inquire if this would include mileage for the pastor say from his home, because actually Sanford is so far and the pay of ministers is rather low you would not be able to have one up from Sanford unless his mileage was taken care of.

The PRESIDENT: The Senate hears the question of Senator Lovell.

Mr. BROOKS of Cumberland: Mr. President, it has been the custom of the Senate in the past to reimburse the clergymen that are able to be present at the opening of our session in a reasonable sum for their services.

The PRESIDENT: The Chair thanks the Senator from Cumberland, Senator Brooks, and inquires from the Senator from York, Senator Lovell, whether or not his question has been properly answered.

Mr. LOVELL: Mr. President, I believe it is a fixed fee regardless of distance however.

The PRESIDENT: The Senator from York, Senator Lovell, inquires again from any senator who may care to answer.

On motion by Mr. Brooks of Cumberland the order was tabled until the next legislative day.

On motion by Mr. Noyes of Franklin

ORDERED, that three thousand (3000) copies of the Governor's Budget Message be printed.

Which was read and passed.

Orders of the Day

On motion by Mr. Edmunds of Aroostook

Adjourned until tomorrow morning at 10 o'clock.