

# 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

Wednesday, January 16, 1963

Senate called to order by the President.

Prayer by Rev. Thomas J. Burns of Lewiston.

On motion by Mr. Cole of Waldo, Journal of yesterday read and approved.

The PRESIDENT: The Chair recognizes in the Senate Chambers two young men from St. Patrick's School in Lewiston who have come here as guests of Father Burns, and the Chair asks the Senate to recognize Greg Palman and John Dumont of that school. (Applause)

### Papers from the House

#### Non-concurrent

Bill, "An Act Providing for a Survey of Maine's Transportation Needs." (S. P. 7) (L. D. 16)

In Senate January 10, referred to Committee on Transportation.

Comes from the House referred to Committee on Appropriations and Financial Affairs in non-concurrence.

In the Senate, that Body voted to recede and concur.

#### Communication

### DEPARTMENT OF STATE

State of Maine  
Augusta

January 9, 1963

Honorable Harvey R. Pease  
Clerk of the House  
State House  
Augusta, Maine

Dear Mr. Pease:

I am forwarding for your consideration a Senate Concurrent Resolution No. 57, from the State of Louisiana with reference to a memorial to Congress to amend the Constitution to determine whether or not prayer shall be permitted in the public schools.

Very truly yours,

(Signed) PAUL A. MacDONALD  
Secretary of State

K  
Enclosures (H. P. 171)

Which was read and placed on file in concurrence.

### House Bills and Resolves for Reference

Bill, "An Act Abolishing the Maine Milk Commission." (H. P. 82) (L. D. 126)

Which was referred to the Committee on Agriculture in concurrence.

Bill, "An Act Creating the Bureau of Administration within the Department of Finance and Administration." (H. P. 83) (L. D. 127)

Bill, "An Act to Authorize the Issuance of Bonds in the Amount of One Million Dollars on Behalf of the State for the Purpose of Relocating the Boys Training Center at Hebron." (H. P. 84) (L. D. 128)

Bill, "An Act Appropriating Moneys to Provide for Night Pay Differentials for State Employees." (H. P. 85) (L. D. 129)

Bill, "An Act Relating to Payments to Towns in State in Lieu of Taxes." (H. P. 86) (L. D. 130)

Bill, "An Act Appropriating Funds for Dam Across Little River, Washington County." (H. P. 87) (L. D. 132)

Resolve, Appropriating Moneys for Spruce Budworm Control. (H. P. 89) (L. D. 133)

Resolve, Appropriating Funds for Improvements at Indian Reservation at Pleasant Point. (H. P. 90) (L. D. 133)

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

Bill, "An Act to Incorporate the "Fundy Loan Company." (H. P. 91) (L. D. 135)

Which was referred to the Committee on Business Legislation in concurrence.

Resolve, Reimbursing Bay Ferry Corporation for Loss of Its Business. (H. P. 92) (L. D. 136)

Which was referred to the Committee on Claims in concurrence.

Bill, "An Act Authorizing the Municipalities of Dexter, Garland, and Ripley to Form a School Administrative District." (H. P. 93) (L. D. 137)

Bill, "An Act to Reconstitute School Administrative District No. 2." (H. P. 94) (L. D. 138)

Bill, "An Act to Authorize the Municipalities of Amity, Cary Plan-

tation, Haynesville, Hodgdon, Linneus, Ludlow and New Limerick to Form a School Administrative District." (H. P. 95) (L. D. 139)

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

Bill, "An Act Prohibiting Certain Activity at Voting Places." (H. P. 96) (L. D. 140)

Bill, "An Act to Authorize a Bond Issue for Purchase of Voting Machines for Resale to Municipalities." (H. P. 97) (L. D. 141)

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

Bill, "An Act Relocating Boys Training Center at Hebron." (H. P. 98) (L. D. 142)

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

Bill, "An Act Relating to Construction of Picnic Areas Along the Maine Turnpike." (H. P. 99) (L. D. 143)

Bill, "An Act Relating to Turnpike Signs Designating Conditions in Maine." (H. P. 100) (L. D. 144)

Bill, "An Act Providing for Area Directional Sign for Bethel on Maine Turnpike." (H. P. 101) (L. D. 145)

Bill, "An Act Providing Free Use of Maine Turnpike by Members of Executive Council and Legislature." (H. P. 102) (L. D. 146)

Bill, "An Act Providing for Boothbay Harbor Region Area Sign on Maine Turnpike." (H. P. 103) (L. D. 147)

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

Bill, "An Act Relating to Definition of Industrial Project Under Maine Industrial Building Authority Act." (H. P. 104) (L. D. 148)

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

Bill, "An Act Permitting Hunting by Bow and Arrow on Swan Island, Hancock County." (H. P. 105) (L. D. 149)

Bill, "An Act Increasing Bounty on Bobcat." (H. P. 106) (L. D. 150)

Resolve, Regulating Ice Fishing on Lake Wassookeag, Dexter, Pe-

nobscoot County. (H. P. 107) (L. D. 151)

Resolve, Opening Kingsbury Pond and Mayfield Pond to Smelt Fishing. (H. P. 108) (L. D. 152)

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

Bill, "An Act Establishing the Uniform Commercial Code." (H. P. 79) (L. D. 95)

Bill, "An Act Relating to Filing Accounts by Corporate Guardians and Compensation of Guardians under Uniform Veterans' Guardianship Act." (H. P. 109) (L. D. 153)

Bill, "An Act Relating to Discharge in Bankruptcy Under Financial Responsibility Law." (H. P. 110) (L. D. 154)

Bill, "An Act Providing for Civil Commitment for the Treatment of Narcotic Addicts." (H. P. 111) (L. D. 155)

Resolve, Authorizing Amanda Moreau to Bring Action Against the State of Maine. (H. P. 112) (L. D. 156)

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

Bill, "An Act Revising Laws Relating to Panel of Mediators." (H. P. 113) (L. D. 157)

Bill, "An Act Relating to Definition of "Construction" Under Construction Safety Rules and Regulations." (H. P. 114) (L. D. 158)

Bill, "An Act Amending Certain Provisions of the Employment Security Law." (H. P. 115) (L. D. 159)

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

Bill, "An Act Relating to Reporting by Those Who Treat Gunshot Wounds." (H. P. 116) (L. D. 160)

Bill, "An Act Extending Eastern Daylight Time for Entire Year." (H. P. 117) (L. D. 161)

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

Bill, "An Act Relating to Hours for Sale of Liquor by Hotels and Class A Restaurants." (H. P. 118) (L. D. 162)

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

Bill, "An Act Relating to Superintending School Committee of City of Ellsworth." (H. P. 119) (L. D. 163)

Bill, "An Act Amending the Charter of the Town of Houlton School District." (H. P. 120) (L. D. 164)

Bill, "An Act Relating to Fences Around Public Burying Grounds." (H. P. 121) (L. D. 165)

Bill, "An Act Relating to Elections in the City of Biddeford." (H. P. 122) (L. D. 166)

Bill, "An Act Regulating the Pledging of Credit of the City of Biddeford." (H. P. 123) (L. D. 167)

Bill, "An Act Increasing Compensation of Mayor and Councilmen of City of Biddeford." (H. P. 124) (L. D. 168)

Bill, "An Act Increasing Salary of Mayor and Providing Compensation of Councilmen of City of Gardiner." (H. P. 125) (L. D. 169)

Bill, "An Act Relating to Purposes and Powers of Bar Harbor School District." (H. P. 126) (L. D. 170)

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

Bill, "An Act Relating to Closed Season on Scallops in Bagaduce River." (H. P. 127) (L. D. 171)

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

The PRESIDENT: The Chair would call to the attention of the Senate the presence in the Senate Chambers of two former Senators, both of the 100th Legislature: The Senator from Cumberland, Senator Lord, and the Senator from Sagadahoc, Senator Mayo. (Applause)

Bill, "An Act Providing for Approval of Legislature for Expenditure of Inland Fisheries and Game Expenditures." (H. P. 128) (L. D. 172)

Bill, "An Act Relating to Prohibition of Discrimination Under Personnel Law." (H. P. 130) (L. D. 173)

Bill, "An Act to Provide for Acceptance of Federal Funds by State Park Commission." (H. P. 131) (L. D. 174)

Bill, "An Act Changing Name of Maine State Park Commission to Maine State Park and Recreation

Commission." (H. P. 132) (L. D. 175)

Resolve, Authorizing Treasurer of State to Convey Certain Land in Southport to Izetta M. Pinkham." (H. P. 133) (L. D. 176)

Which was severally referred to the Committee on State Government in concurrence.

Bill, "An Act Imposing a Tax on the Unorganized Territory within the Maine Forestry District for Spruce Budworm Control." (H. P. 133) (L. D. 177)

Bill, "An Act Exempting Swine Under Nine Months of Age from Taxation." (H. P. 135) (L. D. 178)

Which were referred to the Committee on Taxation in concurrence.

Bill, "An Act Relating to Certain Per Diem Fees of Deputy Sheriffs." (H. P. 136) (L. D. 179)

Bill, "An Act Relating to Sick Leave and Vacations for Employees of Sheriffs' Departments." (H. P. 137) (L. D. 180)

Bill, "An Act Relating to Travel Allowance for Jurors." (H. P. 138) (L. D. 181)

Bill, "An Act Relating to Payment to Sheriffs for Attendance upon the Courts." (H. P. 139) (L. D. 182)

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

Bill, "An Act Relating to License Plates for Disabled or Paraplegic Veterans." (H. P. 140) (L. D. 183)

Which was referred to the Committee on Transportation in concurrence.

### Communications

STATE OF MAINE  
Treasury Department

Augusta, Maine  
June 30, 1962

To the Honorable Senate  
and House of Representatives:

Pursuant to the Constitution of the State of Maine, I have the honor to submit herewith the biennial report of the financial transactions of the Treasury Department of the State of Maine for the two years ended June 30, 1962.

Most respectfully submitted,  
FRANK S. CARPENTER  
Treasurer of State

(S. P. 87)

Which communication and accompanying report were read and accepted, and ordered placed on file. Sent down for concurrence.

#### **Senate Papers Agriculture**

Mr. Pike of Oxford presented Bill, "An Act Providing for the Maine Apple Cider Law." (S. P. 88)

Which was referred to the Committee on Agriculture, and ordered printed.

Sent down for concurrence.

#### **Appropriations and Financial Affairs**

Mr. Boardman of Washington presented Bill, "An Act Relating to Non-lapsing Funds for Armory Expansion." (S. P. 89)

Mr. Ferguson of Oxford presented Bill, "An Act Appropriating Funds for Grants-in-Aid for Construction of Municipal Sewage Treatment Facilities." (S. P. 90)

Mr. Hinds of Cumberland presented Resolve, Appropriating Moneys to Construct a Car Ferry Ramp at Peaks Island. (S. P. 91)

Mr. Farris of Kennebec presented Bill, "An Act Extending Duration of Subsidy for Newly Formed School Administrative Districts." (S. P. 92)

Mr. Lovell of York presented Bill, "An Act Providing for the Development of State Parks and the Issuance of not Exceeding Seven Million Three Hundred Thousand Dollars of State of Maine Bonds for the Financing Thereof." (S. P. 93)

Mr. Brooks of Cumberland presented Bill, "An Act to Authorize the Construction of Self-Liquidating Student Housing for the State Teachers Colleges and the Issuance of not Exceeding \$1,434,000 Bonds of the State of Maine for the Financing Thereof." (S. P. 94)

Mr. Noyes of Franklin presented Resolve, Appropriating Moneys to Provide for National Advertising for Maine's Recreational Industry. (S. P. 95)

The same Senator presented Resolve, Appropriating Moneys to Promote and Advertise Maine's Ski Business. (S. P. 96)

Mr. Campbell of Kennebec presented Resolve, Reimbursing Cer-

tain Municipalities on Account of Property Tax Exemptions of Veterans. (S. P. 97)

Which were severally referred to the Committee on Appropriations and Financial Affairs and ordered printed.

Sent down for concurrence.

#### **Business Legislation**

Mr. Philbrick of Penobscot presented Bill, "An Act Prohibiting Trustees of Savings Banks from Engaging in Certain Business." (S. P. 98)

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

Sent down for concurrence.

#### **Constitutional Amendments and Legislative Reapportionment**

Mr. Lovell of York presented Resolve, Proposing an Amendment to the Constitution to Provide for the Apportionment of the Senate. (S. P. 99)

Mr. Noyes of Franklin presented Resolve, Proposing an Amendment to the Constitution Pledging Credit of State for Guaranteed Loans for Recreational Purposes. (S. P. 100)

Which were referred to the Committee on Constitutional Amendments and Legislative Reapportionment and ordered printed.

Sent down for concurrence.

#### **Health and Institutional Services**

Mr. Campbell of Kennebec presented Bill, "An Act Relating to Expenses of Examination and Commitment of the Mentally Ill." (S. P. 101)

Which was referred to the Committee on Health and Institutional Services and ordered printed.

Sent down for concurrence.

#### **Industrial and Recreational Development**

Mr. Noyes of Franklin presented Bill, "An Act to Create the Maine Recreational Facilities Authority Act." (S. P. 102)

Which was referred to the Committee on Industrial and Recreational Development and ordered printed.

Sent down for concurrence.

### Inland Fisheries and Game

Mr. Lovell of York presented Bill, "An Act Relating to Use of Walkie-Talkies in Hunting Deer Prohibited." (S. P. 103)

Which was referred to the Committee on Inland Fisheries and Game and ordered printed.

Sent down for concurrence.

### Judiciary

Mr. Campbell of Kennebec presented Bill, "An Act Relating to Disposition of Persons Pleading Insanity." (S. P. 104)

Mr. Stitham of Somerset presented Bill, "An Act Providing for Detention of Suspicious Persons by Police Officers." (S. P. 105)

The same Senator presented Bill, "An Act Relating to Medical Examiners." (S. P. 106)

Mr. Farris of Kennebec presented Bill, "An Act Relating to Jurisdiction of Juvenile Courts in Certain Motor Vehicle Violations." (S. P. 107)

The same Senator presented Bill, "An Act Relating to Penalties for Burglary and Larceny." (S. P. 108)

Mr. Atherton of Penobscot presented Bill, "An Act Relating to Penalty for Conveyance of Land in Plats without Approval." (S. P. 109)

Mr. Pike of Oxford presented Bill, "An Act Relating to Responsibility for Injuries by Intoxicated Persons." (S. P. 110)

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

Sent down for concurrence.

### Legal Affairs

Mr. Lovell of York presented Bill, "An Act Relating to Time and Penalty for Dogs Running at Large." (S. P. 111)

Mr. Farris of Kennebec presented Bill, "An Act Relating to Investigation of Hunting Accidents." (S. P. 112)

Mr. Philbrick of Penobscot presented Bill, "An Act Relating to Use of Titles by Unregistered Persons in Practice of Architecture." (S. P. 113)

Mr. Pike of Oxford presented Bill, "An Act Relating to Distribution of Obscene Literature." (S. P. 114)

Mr. Atherton of Penobscot presented Bill, "An Act Relating to Penalty for Non-compliance by Owners of Property of Orders for Proper Fire Safeguards." (S. P. 115)

The same Senator presented Bill, "An Act Providing for Interlocal Contracting and Joint Enterprises." (S. P. 116)

The same Senator presented Bill, "An Act Relating to Enforcement of Certain Codes in Municipalities." (S. P. 117)

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

Sent down for concurrence.

### Municipal Affairs

Mr. Boardman of Washington presented Bill, "An Act to Amend the Charter of the City of Calais to Provide for the Acquisition of a Water System by the City of Calais." (S. P. 118)

Mr. Lovell of York presented Bill, "An Act Enlarging the Territory of the Parsonsfield Kezar Falls Village Corporation." (S. P. 119)

Which were referred to the Committee on Municipal Affairs and ordered printed.

Sent down for concurrence.

Mr. Reed of Sagadahoc presented Bill, "An Act Relating to Pollution of Waters Forming an International Boundary." (S. P. 120)

### Natural Resources

Mr. Ferguson of Oxford presented Bill, "An Act Revising the Maine Mining Law." (S. P. 121)

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

Sent down for concurrence.

### Public Utilities

The same Senator presented Bill, "An Act Increasing Compensation of Trustees of Mexico Water District." (S. P. 122)

Which was referred to the Committee on Public Utilities and ordered printed.

Sent down for concurrence.

### State Government

Mr. Campbell of Kennebec presented Bill, "An Act Relating to Support of Patients at State Institutions." (S. P. 123)

The same Senator presented Bill, "An Act Creating a Bureau of Cor-

rections Within Department of Mental Health and Corrections." (S. P. 124)

Mr. Pike of Oxford presented Bill, "An Act Transferring Alcoholic Rehabilitation to Department of Mental Health and Corrections." (S. P. 125)

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

Sent down for concurrence.

### Agriculture

Mr. Edmunds of Aroostook presented Joint Resolution Memorializing Congress to Enact Legislation Abolishing Future Trading of Potatoes on the New York Mercantile Exchange. (S. P. 127)

Which was referred to the Committee on Agriculture, and ordered printed in document form.

Sent down for concurrence.

Mr. Kimball of Hancock presented Bill, "An Act Providing for County Industrial and Recreational Development Personnel." (S. P. 126)

The Committee on Reference of Bills suggested that this bill be referred to the Committee on Towns and Counties.

Mr. LOVELL of York: Mr. President, I move that this bill be referred to the Committee on Industrial and Recreational Development for obvious reasons.

Thereupon, on motion by Mr. Edmunds of Aroostook, the bill was laid upon the table pending motion by Mr. Lovell of York to refer to the Committee on Industrial and Recreational Development; and was especially assigned for tomorrow.

### Orders

#### Senate Orders

On motion by Mr. Edmunds of Aroostook

ORDERED, that the Secretary of the Senate be authorized to control the use of the Senate Chamber when the Senate is not in session unless the Senate shall otherwise order.

Which was read and passed.

On motion by Mr. Brooks of Cumberland

ORDERED, that all clergymen acting as chaplains of the Senate shall receive \$5 for each officiation, with mileage at the rate of 8c per mile, and not less than a minimum of \$1.00, for travel to and from his place of abode; the same to be approved by the Secretary of the Senate.

### Orders of the Day

Mr. BROWN of Hancock: Mr. President, might I inquire if the Senate is in possession of bill, "An Act Providing for Driver Education", L. D. 39?

The PRESIDENT: The bill is in the possession of the Senate, having been held at the request of the Senator from Hancock, Senator Brown.

Thereupon, on motion by Mr. Brown of Hancock, the Senate voted to reconsider its former action whereby the bill was referred to the Committee on Transportation, and on further motion by the same Senator, the bill was laid upon the table pending reference to a committee and was especially assigned for tomorrow.

The President laid before the Senate the first tabled and today assigned item, S. P. 96, Joint Order Relative to Classifications of Highway Maintenance; tabled on January 15, by Senator Cole of Waldo pending passage; and on motion by that Senator, the order received a passage.

Sent down for concurrence.

The President laid before the Senate, the second tabled and today assigned item, Senate Order Relative to Clergymen Requested by Senators; tabled on January 15 by Senator Brooks of Cumberland; and on motion by that Senator, the Order received a passage.

On motion by Mr. Edmunds of Aroostook

Adjourned until tomorrow at 12 noon.