

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

Thursday, January 17, 1963

Senate called to order by the President.

Prayer by Rev. Alton E. Maxell of Augusta.

On motion by Mr. Couture of Androscoggin the Journal of yesterday was read and approved.

On motion by Mr. Edmunds of Aroostook, out of order and under suspension of the rules,

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, January 22, at ten o'clock in the morning. (S. P. 128)

Which was read and passed.
Sent down for concurrence.

Paper from the House

Non-concurrent reference

Bill, "An Act Creating a State Hunters' Casualty Fund." (S. P. 68) (L. D. 118)

In Senate, January 10, referred to Committee on State Government.

Comes from the House referred to Committee on Business Legislation in non-concurrence.

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

House Papers

Bills and Resolves for reference

Resolve, Appropriating Funds for the Block House at Fort Kent. (H. P. 141) (L. D. 193)

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

Resolve, Proposing an Amendment to the Constitution Repealing Limitation of Number of Representatives from One City. (H. P. 22) (L. D. 221)

Which was referred to the Committee on Constitutional Amendments and Legislative Reapportionment in concurrence.

Bill, "An Act Eliminating Fee for Tagging and Marking Fisher Skins." (H. P. 143) (L. D. 194)

Bill, "An Act Relating to Non-resident Hunting License Fees." (H. P. 144) (L. D. 195)

Bill, "An Act Reducing Fee for

Tagging and Marking Beaver Skins." (H. P. 145) (L. D. 196)

Bill, "An Act Creating the Hog Island Game Sanctuary." (H. P. 146) (L. D. 197)

Bill, "An Act Increasing Non-resident Fishing License Fee." (H. P. 147) (L. D. 198)

Bill, "An Act Eliminating Zones for Deer Hunting." (H. P. 148) (L. D. 199)

Resolve, Regulating Ice Fishing in Nickerson Lake, Aroostook County. (H. P. 149) (L. D. 200)

Resolve, Relating to Ice fishing and Night Fishing on Indian Pond, Somerset and Piscataquis Counties. (H. P. 150) (L. D. 201)

Resolve, Regulating Ice Fishing on Portage Lake, Aroostook County. (H. P. 151) (L. D. 202)

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

Bill, "An Act Relating to Report of Bureau of Social Welfare in Child Custody Cases." (H. P. 152) (L. D. 203)

Bill, "An Act Relating to Reciprocity Under Financial Responsibility Law." (H. P. 153) (L. D. 204)

Bill, "An Act Providing for Equitable Relief for Purchasers of Real Estate from Municipalities." (H. P. 154) (L. D. 205)

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

Bill, "An Act Relating to Removal of Paupers to Town of Settlement." (H. P. 155) (L. D. 206)

Bill, "An Act Relating to the Beginning of Standard Time." (H. P. 156) (L. D. 207)

Bill, "An Act Providing for Registration of Land Surveyors." (H. P. 157) (L. D. 208)

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

Bill, "An Act Relating to Clerk of Overseers of Poor of Fairfield." (H. P. 159) (L. D. 209)

Bill, "An Act to Incorporate the Town of Winterport School District." (H. P. 160) (L. D. 210)

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

Bill, "An Act Classifying Card Brook in Ellsworth." (H. P. 34) (L. D. 220)

Bill, "An Act Relating to Payments by Baxter State Park Authority to Maine Forestry District." (H. P. 162) (L. D. 211)

Bill, "An Act Repealing Law Allocating Moneys from Organized Township's Fund for Managing Public Reserved Lots in Plantations." (H. P. 163) (L. D. 212)

Bill, "An Act Authorizing Forest Commissioner to Permit and Regulate Dredging in Great Ponds." (H. P. 164) (L. D. 213)

Resolve, Changing Name of Adams Pond to Adams Lake. (H. P. 165) (L. D. 214)

Which were severally referred to the Committee on Natural Resources in concurrence.

Bill, "An Act Increasing Territorial Limits of Presque Isle Sewer District." (H. P. 166) (L. D. 215)

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

Bill, "An Act Relating to Appropriation of State Board of Arbitration and Conciliation." (H. P. 129) (L. D. 222)

Bill, "An Act Increasing Compensation of Public Members of Standardization Committee." (H. P. 167) (L. D. 216)

Which were referred to the Committee on State Government in concurrence.

Bill, "An Act Relating to Exemption of Veteran's Property from Taxation." (H. P. 168) (L. D. 217)

Which was referred to the Committee on Taxation in concurrence.

Bill, "An Act Increasing Salaries of Jury Commissioners of Lincoln County." (H. P. 169) (L. D. 218)

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

Bill, "An Act Relating to Instruction Permits and Fees for Examination to Operate a Motor Vehicle." (H. P. 170) (L. D. 219)

Which was referred to the Committee on Transportation in concurrence.

Communications

STATE OF MAINE

Bureau of Public Improvements
Augusta

January 16, 1963

To the Senate and House of Representatives of the One-Hundred First Legislature

In accordance with the provisions of Section 25, Chapter 15-A, Revised Statutes (1954) of Maine, as amended, we are submitting herewith "Requests for Capital Improvements" for the fiscal years 1964 and 1965.

Respectfully,

(Signed) NIRAN C. BATES
State Director of Public Improvements

(S. P. 130)

Which communication with accompanying reports was read and accepted and ordered placed on file. Sent down for concurrence.

Senate Papers

Bills and Resolves for Reference Agriculture

Mr. Pike of Oxford presented Bill, "An Act Relating to Weights and Measures of Commodities." (S. P. 132)

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

Sent down for concurrence.

Appropriations and Financial Affairs

Mr. Edmunds of Aroostook presented Bill, "An Act to Appropriate Moneys for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1964 and June 30, 1965." (S. P. 131)

Mr. Noyes of Franklin presented Bill, "An Act Providing Funds for Economic Research Projects for Industrial Expansion." (S. P. 133)

(On motion by Mr. Edmunds of Aroostook, tabled pending motion by Mr. Lovell of York that the bill be referred to the Committee on Industrial and Recreational Development.)

The same Senator presented Bill, "An Act Promoting Scenic Attractions and Vacation Facilities in Maine." (S. P. 134)

(On motion by Mr. Edmunds of Aroostook, tabled pending motion by Mr. Lovell of York that the bill

be referred to the Committee on Industrial and Recreational Development.)

Mr. Kimball of Hancock presented Bill, "An Act to Allocate Monies for the Administrative Expenses of the State Liquor Commission for the Fiscal Years Ending June 30, 1964 and June 30, 1965." (S. P. 135)

The same Senator presented Resolve, Providing Funds to Aid Existing Maine Business to Find Foreign Markets. (S. P. 136)

Mrs. Harrington of Penobscot presented Resolve, Appropriating Monies for Stocking Baxter State Park with Caribou. (S. P. 137)

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

Sent down for concurrence.

Business Legislation

Mr. Brooks of Cumberland presented Bill, "An Act to Incorporate the Seaboard Finance Company of Pine Tree." (S. P. 139)

The same Senator presented Bill, "An Act to Incorporate the Seaboard Finance Company." (S. P. 139)

Mr. Campbell of Kennebec presented Bill, "An Act Relating to Use of Service Facilities by Banks." (S. P. 140)

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

Sent down for concurrence.

Claims

Mr. Reed of Sagadahoc presented Resolve, in Favor of Town of Arrowsic. (S. P. 141)

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

Sent down for concurrence.

Education

Mr. Brooks of Cumberland presented Bill, "An Act to Clarify the Procedure for the Dissolution of School Administrative Districts." (S. P. 142)

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

Sent down for concurrence.

Health and Institutional Services

Mr. Porteous of Cumberland presented Bill, "An Act Relating to Premarital Medical Examinations." (S. P. 144)

Mr. Whittaker of Penobscot presented Bill, "An Act Relating to Fees and Exceptions Under Law Regulating Nursing." (S. P. 145)

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

Sent down for concurrence.

Highways

Mr. Lovell of York presented Bill, "An Act Relating to Competitive Bidding on Highways, Bridges and Public Improvements." (S. P. 146)

Mr. Cole of Waldo presented Bill, "An Act to Make Allocations from the General Highway Fund for the Fiscal Years Ending June 30, 1964 and June 30, 1965." (S. P. 147)

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

Sent down for concurrence.

Inland Fisheries and Game

Mr. Lovell of York presented Resolve, Regulating Fishing in Certain Waters in York County. (S. P. 143)

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

Sent down for concurrence.

Judiciary

Mr. Stitham of Somerset presented Bill, "An Act Relating to Counsel for Indigent Persons in Criminal Cases." (S. P. 148)

The same Senator presented Bill, "An Act Relating to Penalties for Possession of Narcotic Drugs." (S. P. 149)

Mr. Farris of Kennebec presented Bill, "An Act Amending Certain Statutes to Conform to the District Court Law." (S. P. 150)

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

Sent down for concurrence.

Legal Affairs

Mr. Cyr of Aroostook presented Bill, "An Act Requiring State Li-

cense to Sell Firearms." (S. P. 151)

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

Sent down for concurrence.

Municipal Affairs

Mr. Boardman of Washington presented Bill, "An Act Amending Charter of City of Calais." (S. P. 152)

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

Sent down for concurrence.

Retirements and Pensions

Mr. Ferguson of Oxford presented Bill, "An Act Relating to Retirement Allowances for Certain State Employees After Restoration to Service." (S. P. 153)

The same senator presented Bill, "An Act Relating to Restoration to Service of Disability Retirants Under State Retirement System." (S. P. 154)

The same Senator presented Resolve, Providing for an Increase in Pension for Effie L. Warner, of Rumford. (S. P. 155)

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

Sent down for concurrence.

State Government

Mrs. Christie of Aroostook presented Bill, "An Act Relating to Salaries Paid by the State to Minister of the Gospel." (S. P. 156)

Mr. Kimball of Hancock presented Bill, "An Act Providing for a Full-time Chairman of the Liquor Commission and Increasing Compensation." (S. P. 157)

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

Sent down for concurrence.

Sea and Shore Fisheries

Mr. Wyman of Washington presented Bill, "An Act to Prohibit the Plugging of Lobster Claws." (S. P. 158)

Which was referred to the Committee on Sea and Shore Fisheries and ordered printed.

Sent down for concurrence.

State Government

Mr. Hinds of Cumberland presented Bill, "An Act Providing Expense Reimbursement for Members of the Legislature." (S. P. 159)

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

Sent down for concurrence.

Taxation

Mr. Lovell of York presented Bill, "An Act Relating to Exempting Manufacturing Establishments and Mines from Property Tax." (S. P. 160)

The same Senator presented Bill, "An Act Relating to Contracts by Municipalities on Property Values and Airports." (S. P. 161)

Mr. Porteous of Cumberland presented Bill, "An Act Relating to Trade-in Automotive Replacement Parts Under Sales Tax." (S. P. 162)

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

Sent down for concurrence.

Towns and Counties

Mr. Cyr of Aroostook presented Bill, "An Act Relating to Lapsing of Funds Appropriated to Construct a Fishway at Aroostook Falls." (S. P. 163)

Mr. Ferguson of Oxford presented Bill, "An Act Providing County Funds for Insurance for Firemen." (S. P. 164)

Which were referred to the Committee on Towns and Counties and ordered printed.

Sent down for concurrence.

Public Utilities

Mr. Boardman of Washington presented Bill, "An Act to Incorporate the Calais Water District." (S. P. 165)

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

Sent down for concurrence.

Mr. Cyr of Aroostook presented Joint Resolution Memorializing Congress Recommending Full Development of Electric Power Potential of Passamaquoddy Bay and Upper Saint John River. (S. P. 129)

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

Sent down for concurrence.

Communication

(Out of Order and under suspension of the rules.)

Senate Chamber
January 15, 1963

The Honorable Robert A. Marden
President of the Senate
State House
Augusta, Maine

Dear Senator Marden:

Because of my recent appointment as Chairman of the Committee on Municipal Affairs, I feel that it is proper that I resign from one of the several other committees of which I am a member.

Consistent with our conversation, therefore, I respectfully tender my resignation as a member of the Claims Committee.

Yours truly,

(Signed) EDWARD P. CYR
Senator

EPC:j

Which was read and accepted and ordered placed on file.

The President appointed the Senator from Cumberland, Senator Cram to replace Senator Cyr on the Committee on Claims.

Orders

Joint Order

On motion by Mr. Edmunds of Aroostook

ORDERED, the House concurring, that the Secretary of the Senate shall, when the Senate is not in session be the executive officer of the Senate and have custody of all Senate property and materials, arrange for necessary supplies and equipment through the State Bureau of Purchases, arrange for necessary service and make all arrangements for incoming sessions of the Senate, having general oversight of chambers and rooms occupied by the Senate, permit state departments to use Senate property, dispose of surplus or obsolete material through the continuing property record section of the Bureau of Public Improvements, with the approval of the President of the Senate, and approve accounts for payment. The Secretary shall maintain a perpetual inventory of all Senate property of items costing over \$50 and make an accounting to the Senate upon request. (S. P. 166)

Which was read and passed.
Sent down for concurrence.

Orders of the Day

The President laid before the Senate H. P. 77, L. D. 39, bill, "An Act Providing for Driver Education for All New Applicants for Operators' Licenses."; tabled on January 16 by Senator Brown of Hancock pending reference to a committee; and on motion by that Senator, the bill was referred to the Committee on Judiciary in non-concurrence.

Sent down for concurrence.

The President laid before the Senate S. P. 126, Bill, "An Act Providing for County Industrial and Recreational Development Personnel."; tabled on January 16 by Senator Edmunds of Aroostook pending motion by Senator Lovell of York that the bill be referred to the Committee on Industrial and Recreational Development; and the President recognized Senator Edmunds of Aroostook who yielded to Senator Lovell of York.

Thereupon, Senator Lovell of York was granted permission to withdraw his motion and on further motion by that Senator, the bill was referred to the Committee on Towns and Counties.

Sent down for concurrence.

The PRESIDENT: The Chair would call to the attention of the Senate the 41st Annual Meeting and Banquet of the State of Maine Publicity Bureau, to be held next Monday evening. Further details are contained in the notice which has been distributed and appears on your desks.

Mr. PORTEOUS of Cumberland: Mr. President and members of the Senate: At this particular meeting in the evening, the 6:30 meeting, the man who is speaking, Mr. Plant, will have with him the mock-up of the proposed pavilion for the New England States at the forthcoming World Fair in New York. I think that this might be an excellent opportunity, even though you do not choose to attend the dinner, if you were to come over to the Augusta House if you are in Augusta this forthcoming Monday night to take a look at this. It is going to be

up for discussion fairly soon before us, and I think those of you who get a good look at it will be in a better position to pass upon its merits. Thank you.

The adjournment order having been received from the House, the President declared the Senate adjourned to Tuesday next at 10:00 A.M.