

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, February 12, 1963

Senate called to order by the President.

Prayer by Rev. Father Clement Thibodeau of Springvale.

On motion by Mr. Johnson of Somerset, Journal of February 7 read and approved.

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

Bill, "An Act to Divide the Town of Enfield, Penobscot County, into Two Municipalities, One to be Designated as Enfield and the Other as West Enfield." (H. P. 558) (L. D. 773)

In House January 29, referred to the Committee on Municipal Affairs.

In Senate February 6, referred to the Committee on Towns and Counties in non-concurrence.

Comes from the House, that body having insisted and asked for a Committee of Conference.

In the Senate:

On motion by Mr. Wyman of Washington, the bill was tabled pending consideration.

House Papers

Bill, "An Act Regulating the Storage and Transportation of Frozen Foods." (H. P. 756) (L. D. 1085)

Bill, "An Act Relating to Appointment of Local Sealers of Weights and Measures." (H. P. 758) (L. D. 1112)

Bill, "An Act Relating to the Restriction Against Carnival Performing Near Agricultural Fairs." (H. P. 759) (L. D. 1113)

Bill, "An Act Relating to Stipend for Agricultural Societies Conducting Non-Pari Mutuel Racing." (H. P. 760) (L. D. 1114)

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

Bill, "An Act Concerning the Practice of Public Accountancy." (H. P. 722) (L. D. 1051)

Bill, "An Act Relating to Solicitation of Pre-arranged Funerals and to Payments for Securing Funeral Business." (H. P. 723) (L. D. 1052)

Bill, "An Act Permitting Certain Corporations to Hold Stockholders Meetings Outside the State." (H. P. 761) (L. D. 1115)

Which were severally referred to the Committee on Business Legislation in concurrence.

Bill, "An Act Relating to Disposal of Certain Real Property by Directors of School Administrative Districts." (H. P. 724) (L. D. 1053)

Bill, "An Act Relating to School Age in Public Schools." (H. P. 725) (L. D. 1054)

Bill, "An Act Relating to Income from Ministerial and School Fund in Determining Educational Foundation Program Allowance." (H. P. 762) (L. D. 1116)

Bill, "An Act Relating to Instruction in High Schools on American Freedoms." (H. P. 763) (L. D. 1117)

Bill, "An Act Relating to Secondary School Privileges." (H. P. 764) (L. D. 1118)

Bill, "An Act Relating to Superintendent of Schools in School Districts Employing Less Than Fifteen Teachers." (H. P. 765) (L. D. 1119)

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

Bill, "An Act Repealing Provisions of State Election Laws Concerning Island Wards of City of Portland." (H. P. 726) (L. D. 1055)

Bill, "An Act Relating to Ballot Inspection and Recount Procedures for Municipal Referendums." (H. P. 727) (L. D. 1056)

Bill, "An Act Providing for Separate Voting Place for Connor." (H. P. 728) (L. D. 1057)

Bill, "An Act Relating to Payment for Notices of a Municipal Caucus." (H. P. 729) (L. D. 1058)

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

Bill, "An Act Relating to Certificate of Registration to Practice Barbering." (H. P. 730) (L. D. 1059)

Bill, "An Act Relating to Definition of Practice of Barbering and Listing Exceptions." (H. P. 731) (L. D. 1060)

Bill, "An Act to Provide for the Control of Air Pollution." (H. P. 732) (L. D. 1061)

Bill, "An Act Relating to Licensing of Mortuary Assistants and Rules and Regulations of the Board of Examiners of Funeral Directors and Embalmers." (H. P. 733) (L. D. 1062)

Bill, "An Act Relating to Reciprocal Registration for Pharmacists." (H. P. 766) (L. D. 1120)

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

Bill, "An Act Relating to Legal Length on Trout in Aroostook County." (H. P. 734) (L. D. 1063)

Bill, "An Act Permitting Penobscot Indians a Limited Open Season on Moose on Indian Lands." (H. P. 767) (L. D. 1121)

Bill, "An Act Relating to Legal Size of Salmon Taken from Chain of Ponds, Franklin County." (H. P. 768) (L. D. 1122)

Bill, "An Act Relating to the Killing of Bears in Organized Townships." (H. P. 769) (L. D. 1123)

Bill, "An Act Relating to Free Public Access to Waters Stocked with Fish Raised by State." (H. P. 770) (L. D. 1124)

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

Bill, "An Act Increasing Fees of Bail Commissioners." (H. P. 735) (L. D. 1064)

Bill, "An Act to Determine Liability and Responsibility of Drivers of Fire Apparatus." (H. P. 736) (L. D. 1065)

Bill, "An Act to Provide for a Lien for Hospital Services on Recoveries from Third Persons." (H. P. 737) (L. D. 1066)

Bill, "An Act Repealing Law Relating to Use of Prior Convictions in Suspension of Motor Vehicle Licenses for Driving Under the Influence." (H. P. 738) (L. D. 1067)

Bill, "An Act Repealing Law Requiring Clerk of Courts to Mail Divorce Judgments When Duty to Support." (H. P. 771) (L. D. 1125)

Bill, "An Act to Facilitate Proof of No Motor Vehicle Operator's License." (H. P. 772) (L. D. 1126)

Bill, "An Act to Provide Compulsory Driver Education for Certain Motor Vehicle Law Violators." (H. P. 773) (L. D. 1127)

Bill, "An Act Relating to Fore-

closure of Bonds for Deed and Contracts for Sale of Real Estate." (H. P. 774) (L. D. 1128)

Bill, "An Act Relating to Release of Spouse's Right by Descent." (H. P. 775) (L. D. 1129)

Bill, "An Act Relating to Public Hearing for Validity of Act of Town Meeting." (H. P. 776) (L. D. 1130)

Bill, "An Act Relating to Penalties for Carelessly Shooting a Human Being While Hunting." (H. P. 777) (L. D. 1131)

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

Bill, "An Act Revising the Maine Employment Security Laws." (H. P. 778) (L. D. 1151)

Which was referred to the Committee on Labor in concurrence.

Bill, "An Act Relating to Posting Rates for Lodging Places." (H. P. 739) (L. D. 1068)

Bill, "An Act Relating to Time of Racing at Scarborough Downs." (H. P. 740) (L. D. 1069)

Bill, "An Act Relating to Micro-filming Records." (H. P. 741) (L. D. 1070)

Bill, "An Act Relating to Sale and Installation of Fire Alarm Systems." (H. P. 742) (L. D. 1071)

Bill, "An Act Revising the Laws Relating to Litter." (H. P. 743) (L. D. 1072)

Bill, "An Act Relating to Disposal of Dilapidated Buildings." (H. P. 779) (L. D. 1132)

Bill, "An Act Repealing Certain Laws Relating to Bowling Alleys and Billiard Rooms." (H. P. 780) (L. D. 1133)

Bill, "An Act Relating to Filing of Approved Subdivisions of Land." (H. P. 781) (L. D. 1134)

Bill, "An Act Increasing Fee for Solemnization of Marriages." (H. P. 782) (L. D. 1135)

Bill, "An Act Relating to Notice to Town of Settlement When Persons Found Destitute." (H. P. 783) (L. D. 1136)

Bill, "An Act Authorizing Governor and Council to Regulate Exits in Certain Buildings." (H. P. 784) (L. D. 1137)

Bill, "An Act Repealing the Law Regulating the Solicitation and Collection of Funds for Charitable Purposes." (H. P. 785) (L. D. 1138)

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

Bill, "An Act Relating to Sale of Liquor in Clubs to Members of Fraternal Organizations and Auxiliaries." (H. P. 744) (L. D. 1073)

Bill, "An Act Prohibiting the Solicitation to Purchase Liquor in Hotels and Restaurants." (H. P. 745) (L. D. 1074)

(On motion by Mr. Edmunds of Aroostook, the bill was tabled pending reference.)

Bill, "An Act Relating to Definition of Public Places under Law Relating to Drinking in Public Places." (H. P. 786) (L. D. 1139)

Bill, "An Act Relating to Public Meetings Held by Liquor Commission." (H. P. 787) (L. D. 1130)

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

Bill, "An Act Relating to Disposal of Certain Municipal Records." (H. P. 746) (L. D. 1075)

Bill, "An Act Relating to the Assessment of Towns in Aid to Dependent Children Grants." (H. P. 788) (L. D. 1141)

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

Bill, "An Act Relating to Retirement of Employee Option by Local Districts Under Maine State Retirement System." (H. P. 789) (L. D. 1142)

Which was referred to the Committee on Retirements and Pensions in concurrence.

Bill, "An Act Relating to Taking Shellfish by Commercial Shellfish and Marine Worm Licensee." (H. P. 747) (L. D. 1076)

Bill, "An Act Providing for Licensing of Salt Water Sports Fishermen." (H. P. 748) (L. D. 1077)

Bill, "An Act Relating to Underwater Swimming and Diving." (H. P. 790) (L. D. 1143)

Bill, "An Act Repealing the Tax on Quahogs." (H. P. 791) (L. D. 1144)

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

Bill, "An Act to Prevent Employees of State from Receiving Salaries in Excess of Department or Agency Heads." (H. P. 749) (L. D. 1078)

Bill, "An Act Relating to Expenditure of Funds Accruing to Electricians Examining Board." (H. P. 750) (L. D. 1079)

Bill, "An Act to Create the Bureau of Maine Archives." (H. P. 751) (L. D. 1080)

Bill, "An Act Increasing Salary of Insurance Commissioner." (H. P. 752) (L. D. 1081)

Bill, "An Act Relating to Use of the Airport Construction Fund for Privately Owned Airports." (H. P. 792) (L. D. 1145)

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

Bill, "An Act Relating to Disposition of Part of Tax on Pari Mutuel Pools on Running Horse Racing." (H. P. 753) (L. D. 1082)

Bill, "An Act Exempting Materials Used in Certain Buildings Operated by Non-profit Corporations from Sales and Use." (H. P. 793) (L. D. 1146)

Bill, "An Act Exempting Certain Housing for the Elderly from Taxation." (H. P. 794) (L. D. 1147)

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

Bill, "An Act Relating to Travel Allowance for Jurors." (H. P. 754) (L. D. 1083)

Bill, "An Act Relating to Payments to Sagadahoc County Law Library." (H. P. 755) (L. D. 1084)

Bill, "An Act Increasing Salary of Sheriff of Aroostook County." (H. P. 795) (L. D. 1148)

Bill, "An Act Relating to Compensation of Special Deputy Sheriffs." (H. P. 796) (L. D. 1149)

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

Bill, "An Act Relating to Binders on Pulpwood, Logs or Bolts Hauled in Motor Vehicles." (H. P. 797) (L. D. 1150)

Which was referred to the Committee on Transportation in concurrence.

Additional House Papers

Bill, "An Act Revising Laws on Dogs in Unorganized Territory." (H. P. 798) (L. D. 1185)

Which was referred to the Committee on Agriculture in concurrence.

Bill, "An Act Revising the Laws Relating to the Organization and Powers of Credit Unions." (H. P. 799) (L. D. 1186)

Bill, "An Act Prohibiting Insurance Companies from Owning Funeral Establishments and from Contacting for Funeral Services." (H. P. 800) (L. D. 1187)

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

Bill, "An Act Permitting Municipalities Choice of Grades in Forming School Administrative Districts." (H. P. 801) (L. D. 1188)

Bill, "An Act Relating to Listing by Commissioner of Education of Teaching and Educational Administrative Positions." (H. P. 802) (L. D. 1189)

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

Bill, "An Act Providing for Voting by New Residents in Presidential Election." (H. P. 803) (L. D. 1190)

Bill, "An Act Relating to Nomination of Primary Candidates at State Conventions." (H. P. 804) (L. D. 1191)

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

Bill, "An Act Relating to Improvement of Town Ways to Ski Areas." (H. P. 805) (L. D. 1192)

Bill, "An Act Providing Area Directional Signs for Brewer." (H. P. 806) (L. D. 1193)

Bill, "An Act Relating to Area Directional Signs for Belgrade Lakes Region." (H. P. 807) (L. D. 1193)

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

Bill, "An Act Relating to Night Hunting of Skunks and Raccoons." (H. P. 808) (L. D. 1195)

Bill, "An Act Relating to Use of Artificial Lights During Bow and Arrow Season on Deer." (H. P. 809) (L. D. 1196)

Bill, "An Act Relating to Uniform Open Season on Deer in all Zones." (H. P. 810) (L. D. 1197)

Bill, "An Act Relating to Hunting and Trapping of Fisher." (H. P. 811) (L. D. 1198)

Bill, "An Act Prohibiting Use of Any Electronic Device While Hunting Deer." (H. P. 812) (L. D. 1199)

Bill, "An Act Relating to Open Season for Fishing in Fish River, Aroostook County." (H. P. 813) (L. D. 1200)

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

Bill, "An Act Relating to Boundaries of Western, Eastern and Central Aroostook District Court Divisions." (H. P. 814) (L. D. 1201)

Bill, "An Act to Provide for Review of Law and Fact in Appeal Cases Under Workmen's Compensation Act." (H. P. 815) (L. D. 1202)

Bill, "An Act Relating to Appointment of Clerks of Courts and Clerks Pro Tempore." (H. P. 816) (L. D. 1203)

Bill, "An Act to Promote Merchandising of Maine Sardines and Increasing Number for Quorum of Maine Sardine Council." (H. P. 817) (L. D. 1204)

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

Bill, "An Act Correcting Certain Omissions and Inconsistencies in the Workmen's Compensation Law." (H. P. 818) (L. D. 1205)

Bill, "An Act to Provide Witness and Attorney Fees Under Workmen's Compensation Act." (H. P. 819) (L. D. 1206)

Bill, "An Act Relating to Disability from Improper Use of Handling of Pesticides." (H. P. 820) (L. D. 1207)

Which were referred to the Committee on Labor in concurrence.

Bill, "An Act Relating to Title of Inspectors Under Boilers and Un-fired Steam Pressure Vessels Law." (H. P. 821) (L. D. 1208)

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

Communication

Report of the Committee to Plan for an Institution Serving as a Reception and Treatment Center:

January 24, 1963

Honorable Members
of the 101st Legislature:

Pursuant to the duty entrusted to it under Chapter 204 of the Private and Special Laws of 1961, the Committee to Plan for an Institution Serving as a Reception and Treatment Center, herewith submits its report to the 101st Legislature.

The death of the Commissioner of Mental Health and Corrections, Perry D. Hayden, on November 9, 1962, was a great loss to the Committee. His dedication and assistance to the Committee was of tremendous help in the early stages of the planning.

Your Committee obtained federal funds for planning under the Housing Act of 1954, Public Law 560, Title 7, with which the architectural firm of Curtis and Davis, specialists in planning of penal institutions, was retained to translate into plans, specifications and cost estimates the thinking of the Committee.

The expense of employing these architects will be repaid to the federal government by the State only if the proposed facility is erected, in which event architectural fees would be included as a part of the total construction cost.

As a guide and background for its study, your Committee had before it the report of the Joint Interim Committee to the 100th Legislature entitled, "Study of the Need for a Third Correctional Institution." The report contained recommendations in the following language, quoting from the body of the report:

"On the basis of inmate population statistics provided the Committee by the Department of Mental Health and Corrections the Committee recognizes that there is a present and urgent need for additional housing facilities at both the Maine

State Prison and the State Reformatory for Men. A projection of recent inmate population trends gives the Committee every reason to believe that the present crowded conditions at these institutions will be aggravated rather than diminished in the immediate as well as in the more distant future.

"An inspection of both institutions by the committee leads its members to recognize the fact that to add new rooms or cells to the existing facilities would not be advisable. In each institution, not only is the crowding apparent in respect to inmate housing but in all areas of operation; and to simply add rooms or cells would aggravate rather than ease the total problem of overcrowding.

"A combination of these two factors; the need for additional housing facilities and the fact that such additional units should not be added to the existing institutions clearly leads the Committee to recognize the need for another, or third, correctional institution in the State of Maine.

"After exploring all possible purposes this new institution might serve in addition to those indicated in the Legislative Order, the Committee recommends that it be designed and constructed so that it not only will relieve the overcrowding in existing institutions but provide services not heretofore available.

"The Committee, therefore, recommends that the new institution serve as a Reception, Diagnostic and Classification Center to which all adult male felon convicts are admitted when sentenced to serve a term in a State Correctional Institution. The responsibility to classify him and place him in the institution best suited to his needs and those of society.

The Committee further recommends that the new institution serve as a Special Treatment Center for those persons in the adult felon convict population in need of segregation from the general prison population and treatment of a kind not available in the other correctional units in the state correctional system.

"The Committee recommends the combination of these two services in one unit as a matter of natural relationship between the functions and as a matter of economy. Professional personnel concerned with diagnosis and classification of convict populations is also concerned with the treatment services made available to such populations, so the concentration of such personnel is advisable.

"Neither program — Reception, Diagnosis and Classification nor Special Treatment — involves enough persons to justify the construction of an institution, i.e., a 250-bed institution.

"Present estimates of need reveal that intake traffic in a Reception Center, in which the prisoner is held from two (2) to three (3) months before transfer to another facility, should be of sufficient size to house 100 persons under maximum security conditions in the reception, diagnostic and classification section of the new institution.

"The Special Treatment section of the new institution should be designed to house 150 persons who will be assigned thereto by classification in terms of their needs in respect to the treatment program being carried on in the unit."

Chapter 204 of the 1961 laws requires the Reception and Treatment Center Committee to make the following three determinations:

1. The operational units needed in a physical plant to implement the purpose and program in the type of institution proposed by the Ninety-Ninth Legislative Committee, above set forth.
2. The size of the facility in terms of ultimate design capacity.
3. The best site for the institution in terms of purpose, program and physical plant.

Your Committee submits herewith preliminary plans, specifications, cost estimates, illustrations and explanatory text covering items 1 and 2.

In response to requirement 3, your Committee is of the opinion that the tract of land now owned by the State in Augusta, lying south of Piggery Road, east of Hospital Street and west of Cony Road

is admirably situated as the best site for the proposed institution.

Respectfully submitted,
 Senator Carl M. Stilphen,
 Chairman,
 Senator Ralph D. Brooks, Jr.
 Former Senator —
 Sylvio J. Gilbert
 Representative
 L. Ernest Thornton
 Representative Edwin R. Smith
 Former Representative
 Ronald L. Kellam.

Which report was ordered read and placed on file.

Senate Papers

Appropriations and Financial Affairs

Mr. Johnson of Somerset presented Bill, "An Act to Provide Aerial Photos of Maine's Forest Lands in Organized Towns." (S. P. 444)

Which was referred to the Committee on Appropriations and Financial Affairs and ordered printed. Sent down for concurrence.

Business Legislation

Mrs. Sproul of Lincoln presented Bill, "An Act Relating to Group Accident and Sickness Insurance for Credit Unions." (S. P. 445)

The same Senator presented Bill, "An Act Relating to Group Life Insurance for Credit Unions." (S. P. 446)

Mr. Campbell of Kennebec presented Bill, "An Act Relating to Group Credit Insurance." (S. P. 447)

Mr. Johnson of Somerset presented Bill, "An Act Relating to Non-forfeiture Benefits and Valuation Standards for Life Insurance Policies." (S. P. 448)

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

Sent down for concurrence.

Health and Institutional Services

Mr. Philbrick of Penobscot presented Bill, "An Act Relating to Qualifications for Voting on Indian Reservations." (S. P. 349)

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

Sent down for concurrence.

Judiciary

Mr. Farris of Kennebec presented Bill, "An Act Relating to Placing Objects on Utility Poles Without Consent." (S. P. 450)

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

Sent down for concurrence.

Labor

Mr. Letourneau of York presented Bill, "An Act Relating to Defenses for Employers Employing Five or Less Workmen Under Workmen's Compensation Law." (S. P. 451)

On motion by Mr. Farris of Kennebec, the bill was tabled unassigned, pending reference.

Legal Affairs

Mr. Cole of Waldo presented Bill, "An Act to Authorize Private Game Preserves." (S. P. 452)

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

Sent down for concurrence.

Mr. Johnson of Somerset presented Bill, "An Act Amending Certain Provisions of the Employment Security Law." (S. P. 453)

On motion by Mr. Edmunds of Aroostook, the bill was tabled and specially assigned for the next legislative day pending reference.

Liquor Control

Mr. Pike of Oxford presented Bill, "An Act Requiring Liability Insurance for Liquor Licensees." (S. P. 454)

Which was referred to the Committee on Liquor Control and ordered printed.

Sent down for concurrence.

Public Utilities

Mr. Reed of Sagadahoc presented Bill, "An Act Relating to Transportation of Household Goods for Hire by a Common Carrier." (S. P. 455)

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

Sent down for concurrence.

Retirements and Pensions

Mr. Brooks of Cumberland presented Bill, "An Act Providing for

Tax Sheltered Annuities for Employees of School Administrative Units." (S. P. 456)

Mrs. Sproul of Lincoln presented Bill, "An Act Relating to State Police Retirement Benefits Under the Maine State Retirement System." (S. P. 457)

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

Sent down for concurrence.

Sea and Shore Fisheries

Mr. Jacques of Androscoggin presented Bill, "An Act Relating to Catching of Lobsters by Skindivers." (S. P. 458)

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

Sent down for concurrence.

State Government

Mr. Porteous of Cumberland presented Bill, "An Act Adding the Suspension or Revocation of Licenses of Official Inspection Stations to the Administrative Code." (S. P. 459)

Mr. Hinds of Cumberland presented Bill, "An Act Increasing Membership on Highway Commission." (S. P. 460)

Mr. Johnson of Somerset presented Bill, "An Act Revising the Laws Relating to Registration of Physicians and Surgeons, and Medical Education." (S. P. 461)

The same Senator presented Bill, "An Act Relating to Salaries Fixed by Governor and Council." (S. P. 462)

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

Sent down for concurrence.

Taxation

Mr. Whittaker of Penobscot presented Bill, "An Act Relating to Annual Excise Tax on Railroads." (S. P. 463)

Mr. Wyman of Washington presented Bill, "An Act Relating to Excise Tax on Motor Vehicles Owned by Domestic Corporations, Partnerships and Charitable Institutions." (S. P. 464)

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

Sent down for concurrence.

Towns and Counties

Mr. Hichborn of Piscataquis presented Bill, "An Act Increasing Salaries of Officials of Piscataquis County." (S. P. 465)

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

Sent down for concurrence.

Veterans and Military Affairs

Mr. Hichborn of Piscataquis presented Bill, "An Act Relating to Definition of and Educational Assistance for Orphans of Veterans." (S. P. 366)

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

Sent down for concurrence.

Welfare

Mrs. Sproul of Lincoln presented Bill, "An Act Relating to Loss of Pauper Settlement." (S. P. 467)

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

Sent down for concurrence.

Committee Reports**House — Leave to Withdraw**

The Committee on Judiciary on Bill, "An Act Relating to Power of Arrest by Chief Forest Fire Wardens." (H. P. 217) (L. D. 286) reported that the same should be granted Leave to Withdraw.

House — Ought Not to Pass

The Committee on State Government on Bill, "An Act Repealing Publication of Summary of State Controller's Financial Report." (H. P. 9) (L. D. 15) reported that the same Ought Not to pass.

The same Committee on Bill, "An Act Relating to Publications Printed or Published by the State." (H. P. 252) (L. D. 321) reported that the same Ought not to pass

Which reports were read and accepted in concurrence.

House — Ought to Pass

The Committee on Business Legislation on Bill, "An Act to Incorporate Maine Hospital Association, Inc." (H. P. 267) (L. D. 361) reported that the same Ought to pass.

The same Committee on Bill, "An Act to Incorporate the Northern

Mortgage Corporation." (H. P. 325) (L. D. 452) reported that the same Ought to pass.

The Committee on Inland Fisheries and Game on Resolve Correcting Errors in Certain Fish and Game Resolves. (H. P. 288) (L. D. 382) reported that the same Ought to pass.

Which reports were read and accepted in concurrence and the bills and resolve read once and tomorrow assigned for second reading.

House — re-referred**Majority — Ought Not to Pass
Minority — Ought to Pass**

The majority of the Committee on Liquor Control on Bill, "An Act Relating to Sale of Beverages in Returnable Bottles." (H. P. 65) (L. D. 89) reported that the same Ought not to pass.

(Signed)

Senators:

KIMBALL of Hancock

JACQUES of Androscoggin

Representatives:

CHAPMAN of Norway

BERNARD of Sanford

TARDIFF of Lewiston

TOWNSEND of Baileyville

OAKES of Portland

The minority of the same Committee on the same subject matter, reported that the same Ought to pass.

(Signed)

Senator:

CHRISTIE of Aroostook

Representative:

WADE of Skowhegan

MEISNER

of Dover-Foxcroft

In House, February 5, Majority report Ought not to pass accepted. Subsequently the acceptance of the majority report was reconsidered, and the bill and reports referred to the Committee on Legal Affairs.

In the Senate:

The bill and report were referred to the Committee on Legal Affairs in concurrence.

Senate — Leave to Withdraw

The Committee on Judiciary on Bill, "An Act Providing for Detention of Suspicious Persons by Police Officers." (S. P. 105) (L. D. 333) reported that the same should be granted Leave to Withdraw.

The Committee on Legal Affairs on Bill, "An Act Requiring State License to Sell Firearms." (S. P. 151) (L. D. 427) reported that the same should be granted Leave to Withdraw.

Which reports were read and accepted.

Senate — Ought Not to Pass

The Committee on Agriculture on Bill, "An Act Relating to Regulation of Pesticides." (S. P. 46) (L. D. 96) reported that the same Ought not to pass.

Mrs. SPROUL of Lincoln: Mr. President and members of the Senate: This bill, as you know, had a hearing last week and there was quite a bit of opposition to it from the chemical industry, the potato industry and others, but since putting this bill in I have had many people from the county contact me and say that they favor its passage. This very weekend I have had a local druggist tell me that all we have to do is remember the cranberry situation of a few years ago. Farmers in my county have told me that their sheep have been sick and they have lost lambs. We have farmers who have quite large dairy industries and they do not allow spraying alongside the roads.

I favor this bill. I have come to think a good deal about it. Local sportsmen have also contacted me. There are many people who are interested in birds. There is not a great deal to do in Lincoln County in the winter and if people want to watch birds I do not see any particular harm in it and I favor passage of this bill. I do not go along with the Committee's "Ought not to pass" report.

On motion by Mr. Edmunds of Aroostook, the bill was tabled unassigned pending acceptance of the report.

The Committee on Legal Affairs on Bill, "An Act Relating to Time and Penalty for Dogs Running at Large." (S. P. 111) (L. D. 340) reported that the same Ought not to pass.

The Committee on Retirements and Pensions on Bill, "An Act Relating to Restoration to Service of Disability Retirants Under State Retirement System." (S. P. 154) (L.

D. 430) reported that the same Ought not to pass, as covered by other Legislation.

The same Committee on Resolve Providing for an Increase in Pension for Effie L. Warner, of Rumford. (S. P. 155) (L. D. 431) reported that the same Ought not to pass, as covered by other Legislation.

Which reports were read and accepted.

Sent down for concurrence.

Senate — Ought to be Adopted

Mr. Cyr from the Committee on Agriculture on Joint Resolution Memorializing Congress to Enact Legislation Abolishing Future Trading of Potatoes on the New York Mercantile Exchange. (S. P. 127) (L. D. 354) reported that the same Ought to be adopted.

Which report was read and adopted.

Sent down for concurrence.

Senate — Ought to Pass

Mr. Boardman from the Committee on Judiciary on Bill, "An Act Relating to the Admission of Attorneys to the Bar of the State of Maine." (S. P. 62) (L. D. 112) reported that the same Ought to pass.

(On motion by Mr. Campbell of Kennebec, the bill was tabled unassigned pending acceptance of report.)

Mrs. Sproul from the Committee on Legal Affairs on Bill, "An Act Relating to Distribution of Obscene Literature." (S. P. 114) (L. D. 342) reported that the same Ought to pass.

Which report was read and accepted and the bill read once and tomorrow assigned for second reading.

Senate — Ought to Pass As Amended

Mr. Campbell from the Committee on Judiciary on Bill, "An Act Relating to Power of Eminent Domain of Maine State Park Commission." (S. P. 77) (L. D. 185) reported that the same Ought to pass as amended by Committee Amendment "A" (S-5).

Mr. Cole from the Committee on Natural Resources on Bill, "An Act

Revising the Maine Mining Law." (S. P. 121) (L. D. 348) reported that the same Ought to pass as amended by Committee Amendment "A" (S-6)

Which reports were read and accepted. Committee Amendments "A" were read and adopted, and the bills, as amended, read once and tomorrow assigned for second reading.

Senate — Ought to Pass — New Draft — New Title

Mr. Ferguson from the Committee on Highways on Resolve Naming the Max L. Wilder Memorial Bridge at Belfast. (S. P. 57) (L. D. 107) reported that the same Ought to pass in New Draft Under New Title, Resolve, Naming the Max L. Wilder Memorial Bridge at Woolwich and Arrowsic. (S. P. 443) (L. D. 1152)

Which report was read and accepted and the Bill, in New Draft, read once and tomorrow assigned for second reading.

The Committee on Bills in the Second Reading reported the following Bills and Resolves:

House

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

Bill, "An Act Relating to Directors and Trustees of The King's Academy." (H. P. 228) (L. D. 299)

Bill, "An Act Authorizing Transfer of Property and Assets of the Trustees of East Corinth Academy." (H. P. 229) (L. D. 298)

Bill, "An Act Relating to Taxes on Spirituous and Vinous Liquors Sold to Certain Instrumentalities." (H. P. 237) (L. D. 305)

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

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

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

Resolve Authorizing the State Tax Assessor to Convey by Sale the Interest of the State in Certain

Lands in the Unorganized Territory. (H. P. 243) (L. D. 311)

Bill, "An Act Increasing Compensation of Trustees of Gray Water District." (H. P. 244) (L. D. 312)

Bill, "An Act Relating to Appointment of Directors of Eastport Public Landing Authority." (H. P. 235) (L. D. 313)

Bill, "An Act to Amend the Charter of the Norway Water District to Create a Source of Supply in the Town of Oxford." (H. P. 302) (L. D. 395)

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

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

Bill, "An Act Repealing Law Permitting Trapping of Eels in Bagaduce River." (H. P. 310) (L. D. 403)

Resolve Regulating Fishing in Sebago Lake and Tributaries. (H. P. 757) (L. D. 877)

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

Which were read a second time and passed to be engrossed in concurrence.

House — As Amended

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

Bill, "An Act Relating to Taking of Smelts from Chandler River, Washington County." (H. P. 249) (L. D. 317)

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

Bill, "An Act Transferring Burial Allowance Program for Veterans from Department of Health and Welfare to Division of Veterans Affairs." (H. P. 311) (L. D. 404)

Which were read a second time and passed to be engrossed as amended by Committee Amendments "A", in concurrence.

Senate

Bill, "An Act Relating to Penalty for Conveyance of Land in Plats without Approval." (S. P. 109) (L. D. 337)

Bill, "An Act Relating to Penalties for Burglary and Larceny." (S. P. 108) (L. D. 336)

Bill, "An Act Providing for a Continuance of the Constitutional Commission." (S. P. 83) (L. D. 190)

Bill, "An Act Relating to Support of Patients at State Institutions." (S. P. 123) (L. D. 352)

Which were read a second time and passed to be engrossed.

Sent down for concurrence.

Enactors

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

Bill, "An Act Relating to Time of Filing Changes in Certificate of Organization of Corporations." (H. P. 10) (L. D. 17)

Bill, "An Act to Incorporate the 91" (L. D. 135)

Bill, "An Act Changing Name of Maine State Park Commission to Maine State Park and Recreation Commission." (H. P. 132) (L. D. 175)

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

Which bills were passed to be enacted and the resolve finally passed.

Emergency

Bill, "An Act Imposing a Tax on the Unorganized Territory within the Maine Forestry District for Spruce Budworm Control." (H. P. 134) (L. D. 177)

Which bill, being an emergency measure and having had the affirmative vote of 30 members of the Senate, was passed to be enacted.

Orders of the Day

The PRESIDENT: The Chair will appoint on the DED Continuing Study Committee: The Senator from Franklin, Senator Noyes, the Senator from York, Senator Lovell, and the Senator from Hancock, Senator Kimball.

The PRESIDENT: The Chair lays before the Senate the first tabled and specially assigned matter for today, (L. D. 435) Bill "An Act Providing Expense Reimbursement for Members of the Legislature," which was tabled by the Senator

from Cumberland, Senator Hinds pending acceptance of the report, and the Chair recognizes that Senator.

Mr. HINDS of Cumberland: Mr. President and ladies and gentlemen of the Senate: First of all, what I have to say here I have discussed with the leadership and it does have their approval.

When I get through talking I will move acceptance of this report for the purpose of it having its first reading, and at that time I will present an amendment which has been placed on all the Senators' desks, Senate Amendment "A". After this amendment is placed on this bill then I would put this bill in the same position as it is at present with the exception that it will be unassigned, for the purpose of asking for a Supreme Court ruling on this measure. I now move that this report be accepted.

The motion prevailed and the "Ought to pass" report of the committee was accepted and the bill read once.

Mr. Hinds then presented Senate Amendment "A" and moved its adoption.

Senate Amendment "A" was read and adopted, and on further motion by Mr. Hinds the bill was tabled unassigned pending second reading.

Mr. Cole of Waldo was granted unanimous consent to address the Senate.

Mr. COLE: Mr. President and members of the Senate: You have on your desks this morning copies of a letter I requested from the Highway Commission in regard to completion dates and the building program of the Interstate System for this coming biennium.

First of all, you may think this is a little duplication of what you had in the past. I believe on December 27th the construction program was mailed to each individual member of the legislature. However, that is some time ago and I have had numerous requests from both branches of the legislature asking questions as to the completion of certain sections of the Interstate System, more particularly the one from Brunswick to Gardiner.

You will notice on your second sheet under Item 3 the following: "The Interstate System from Augusta to Bangor and thence to Houlton and the Canadian border will be completed and opened for traffic before the Brunswick-Gardiner section is constructed."

I think this will perhaps be very informative for some members who have laid aside the original construction program.

On Attachment 2 you will find the actual construction for the biennium, starting July 1, 1963, of the Interstate System and the amounts therefor, amounting to \$22,100,000 in round figures.

On Attachment 2 there is a complete resume of all completion of the Interstate System in the State of Maine, and on next to the last sheet, Page 6, you will see a summary of all interstate construction from 1956 to February 1, 1963.

Now it is quite interesting to note that the total sum expended south of Augusta, including the \$6,100,000 set up for York County high level bridge, amounts to \$29,300,000 as compared to the section north of Augusta to the terminus at the Canadian border. This

amounts to \$92,700,000 in round figures.

Now there has been some controversy between the leading papers of the State in regard to the Turnpike bonds. I want to assure this Senate that the Highway Committee does not want to jeopardize in any way the retirement of these bonds. The Highway Committee was presented with a statement by the Turnpike Authority, by their attorney, disclosing all the retirement dates of the present Turnpike bonds, and the final retirement of them, according to their statement — this is the Turnpike statement — is 1981. Thank you.

The PRESIDENT: The Chair is happy to recognize in the Senate Chamber the wives of two of our senators. Would the wife of the Senator from Hancock, Senator Kimball, and the wife of the Senator from Oxford, Senator Pike, please stand and be recognized? (Applause)

On motion of Mr. Edmunds of Aroostook,

Adjourned until ten o'clock tomorrow morning.