

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Fourth  
Legislature*

OF THE

STATE OF MAINE

1969

KENNEBEC JOURNAL  
AUGUSTA, MAINE

**SENATE**

**STATE OF MAINE**  
**One Hundred and Fourth**  
**Legislature**

Wednesday, January 1, 1969

Pursuant to the provisions of the Constitution and the laws of the State of Maine, the Senators-elect to the One Hundred and Fourth Legislature convened in the Senate Chamber at 2:00 p.m. and were called to order by Jerrold B. Speers, Secretary of the Senate of the One Hundred and Third Legislature.

Prayer was offered by Rev. Douglas H. Robbins of Augusta.

**COMMUNICATION**  
**STATE OF MAINE**

Office of the Secretary of State  
 Augusta, Maine  
 January 1, 1969

To Jerrold B. Speers,  
 Secretary of the Senate of the One  
 Hundred and Third Legislature:

In compliance with 3 M.R.S.A.,  
 Section 1, I hereby certify that  
 the following are the names and  
 residences of the Senators-elect to  
 the One Hundred and Fourth  
 Legislature, as appear by the report  
 submitted to the Governor and  
 Council under date of November  
 22, 1968:

- District 1:**  
Richard W. Logan of York
- District 2:**  
Armand Duquette of Biddeford
- District 3:**  
Raymond J. Letourneau of Sanford
- District 4:**  
Richard L. Dunn of Denmark
- District 5:**  
Severin M. Beliveau of Rumford
- District 6:**  
Robert E. Moore of Casco
- District 7:**  
Arthur C. Gordon, Jr.,  
of Westbrook
- District 8:**  
Richard N. Berry of Cape Elizabeth
- District 9:**  
Ronald L. Kellam of Portland
- District 10:**  
Gerard P. Conley of Portland
- District 11:**  
Robert S. Stuart of Brunswick
- District 12:**  
Donald J. Bernard of Auburn
- District 13:**

- Romeo T. Boisvert of Lewiston
- District 14:**  
Carroll E. Minkowsky of Lewiston
- District 15:**  
Percy K. Hanson of Gardiner
- District 16:**  
Aaron Levine of Waterville
- District 17:**  
Bennett D. Katz of Augusta
- District 18:**  
Carlton Day Reed, Jr., of Woolwich
- District 19:**  
Edwin H. Greeley of Morrill
- District 20:**  
Albert W. Hoffses of Camden
- District 21:**  
Peter Mills of Farmington
- District 22:**  
Carl E. Cianchette of Pittsfield
- District 23:**  
James Martin of Guilford
- District 24:**  
Elmer H. Violette of Van Buren
- District 25:**  
George H. Barnes of Presque Isle
- District 26:**  
Arnold S. Peabody of Houlton
- District 27:**  
Wakine G. Tanous  
of East Millinocket
- District 28:**  
Joseph Sewall of Old Town
- District 29:**  
John T. Quinn of Bangor
- District 30:**  
Kenneth P. MacLeod of Brewer
- District 31:**  
Frank Whitehouse Anderson  
of Ellsworth
- District 32:**  
J. Hollis Wyman of Milbridge

**IN TESTIMONY WHEREOF**

I have caused the seal of the State to be herewith affixed at Augusta this first day of January, A.D., 1969 and of the Independence of the United States of America the one hundred and ninety-third.

**JOSEPH T. EDGAR**  
 Secretary of State

Which was read and ordered placed on file.

The roll being called, the following Senators-elect responded to their names: Anderson, Barnes, Bernard, Berry, Boisvert, Cianchette, Conley, Dunn, Duquette, Gordon, Greeley, Hanson, Hoffses, Katz, Kellam, Letourneau, Levine, Logan, Martin, Mills, Minkowsky, Moore, Peabody, Quinn, Reed,

Sewall, Stuart, Tanous, Violette, Wyman, MacLeod.

Thirty-one Senators-elect having answered to the roll-call, the Secretary declared that a quorum was present.

On motion by Mr. Hoffses of Knox, that Senator-elect was charged with a message to the Governor and Council informing them that a quorum of the Senators-elect was present in the Senate Chamber, ready to take and subscribe to the oaths of office required by the Constitution to qualify them to enter upon the discharge of their official duties.

Subsequently, Mr. Hoffses reported that he had delivered the message with which he was charged and the Governor was pleased to reply that he would attend upon the Senators-elect forthwith for the purpose of administering to them the oaths of office required by the Constitution.

Thereupon, the Governor, the Honorable Kenneth M. Curtis, attended by the Executive Council, came in and the Governor addressed the Senate:

Governor Kenneth M. Curtis:

Mr. Secretary and Members of the Senate:

First of all, it is a pleasure for me to congratulate you as you assume your duties in membership to the 104th Legislature. I am very sure you are all aware that this legislative session of which you are privileged to be a part has some very vital decisions to make. These decisions are crucially important in the changing times in which we live. The decisions will profoundly affect our State's future.

Because today is a national holiday, I will not deliver to you a formal message of substance concerning our State's needs and our State's problems. I do look forward to meeting with you on January ninth in joint convention to present my budget message. My presentation of this recommended financial plan for the next biennium will include a lengthy, factual report on the state of the State of Maine and an explanation of suggested future directions. I will also combine both my principal budget recommendations and a brief out-

line of legislative proposals at that time. Later through written communications I will present to you several special messages that will make specific suggestions in the fields of economic development and conservation, governmental reform and efficiency, and human resources. But now I would like to extend to each and every one of you and your families my very best wishes for a pleasant and prosperous new year and say to you that I look forward to our association during the session as we mutually strive to determine a program that will best serve the people of our State.

At this time I would like to ask you all to stand, raise your right hands, and accept your oath to office.

Thereupon, the Senators-elect took and subscribed the oaths of office required by the Constitution. The Governor and Council then withdrew from the Senate Chamber.

The SECRETARY: The Chair recognizes the Senator from Kennebec, Senator Katz.

Mr. KATZ of Kennebec: Mr. Secretary, I move that the Senate appoint a committee to receive, sort and count ballots for President of the Senate.

The SECRETARY: Is it the pleasure of the Senate that this motion receive passage?

The Chair recognizes the Senator from Sagadahoc, Senator Reed.

Mr. REED of Sagadahoc: Mr. Secretary, I would gladly concede this first election and I would move that the Senator from Brewer, Senator MacLeod, be elected unanimously President of the 104th Maine Senate, and I believe I speak for every Senator here when I say that we wish him well.

The SECRETARY: The Senator from Sagadahoc, Senator Reed, moves that the Senate unanimously elect Senator MacLeod of Penobscot President of the Senate. Is it the pleasure of the Senate that this motion receive passage?

The motion prevailed.

Whereupon, Mr. MacLeod was escorted to the Chair by Senator

Reed of Sagadahoc and addressed the Senate as follows:

PRESIDENT MacLEOD:

Members of the Senate of the 104th Legislature:

I would like to express my sincere appreciation for the gracious gesture just extended by the Senator from Sagadahoc, Senator Reed. I hope that this spirit of cooperativeness will extend through the next months following for all the session.

We begin this 104th Legislature symbolically on not just the first Wednesday of the year but on the first day of the year. Some twenty-odd years ago this same thing happened, where the first Wednesday arrived on New Year's Day. Symbolically, too, not only is it the first day of the year, but we are starting our duties in a new chamber, a newly decorated chamber, with beautiful new drapes and physical surroundings that make this a very attractive place in which to work.

Again, symbolically, we start with a new Senate in this chamber; a Senate created initially under the constitutional resolve passed by the 102nd Legislature calling for redistricting and reapportioning. We have two less members this year than we have had in the past, so it is truly a new Senate. We are fortunate, however, that many of the members serving in this body have had previous legislative experience either here in the Senate or in the other chamber. We are also fortunate that the members who have had no legislative experience, members of both parties, show unusual promise and abilities that will serve us all well in the months ahead.

I would like to take this opportunity to thank Jerrold Speers for the much hard work that he has put in over the past several weeks getting ready for this first day's session and getting ready for the session itself. Some testimony of his efficiency is shown in that we do have an advance journal and calendar in front of us which was started for the first time in the 102nd and which Mr. Speers has been able to continue. I want to add my personal thanks to the

thanks of the Senate for the efficient way in which Jerry has handled this job.

The minister that gave the prayer at the opening of this session in part of the prayer said "Will Thou help us to rise above the foolish competitions and petty irritations which so often cloud our vision and impede our progress. May we accept cheerfully and competently the tasks which lie before us and do those things which will be for the benefit of all our fellow citizens." If we can follow that little part of the prayer we will have a good winter.

We will be facing many serious, vexing and complex problems this winter, as the Governor mentioned in his brief address to us a few minutes ago. I think if we approach these problems and the issues on the basis of what is good and best for all the people of the State, regardless of party, then we will actually then be fulfilling our functions in the proper manner. In that vein I would like to extend to each and every member of this Senate that any help that I can give from my office I want to give, and my door will be open to all Senators regardless of party, regardless of what problem you may have, and I will do my utmost to help solve them. I thank you all very much for the honor, the trust and the confidence you have placed in me, and I pledge to do everything I can to make this a successful session of the 104th Legislature.

The Chair awaits the pleasure of the Senate.

On motion by Mr. Berry of Cumberland, Mr. Hoffses of Knox was authorized to cast one ballot on the part of the Senate in favor of Jerrold B. Speers for Secretary of the Senate. This was done, and Jerrold B. Speers of Winthrop was declared duly elected Secretary of the Senate for the political years 1969 and 1970.

At the request of the President, Mr. Hoffses escorted the Secretary-elect to the Council Chamber for the purpose of taking and subscribing to the necessary oaths of office to qualify him to enter upon the discharge of the duties of the Secretary of the Senate.

Subsequently, Mr. Hoffses reported to the Senate that he had attended to the duty assigned to him, and that Jerrold B. Speers had, before the Governor and Council, taken and subscribed the oaths of office required to qualify him for the discharge of the duties of the Secretary of the Senate.

On motion by Mr. Anderson of Hancock, Mr. Greeley of Waldo was authorized to cast one ballot on the part of the Senate in favor of Waldo H. Clark for Assistant Secretary of the Senate. This was done, and Waldo H. Clark of Jefferson was declared duly elected Assistant Secretary of the Senate for the political years 1969 and 1970.

Mr. Clark subsequently appeared before the Governor and Council, and took and subscribed the oaths of office.

On motion by Mr. Katz of Kennebec, a message was sent to the House of Representatives informing that body that the Senate had organized by the choice of Kenneth P. MacLeod as President, Jerrold B. Speers as Secretary, and Waldo H. Clark as Assistant Secretary.

The President requested that the Secretary carry the message and the Secretary retired to the House of Representatives and subsequently reported that he had delivered the message with which he was charged.

#### Order

On motion by Mr. Conley of Cumberland

**ORDERED**, that a committee of seven be appointed by the President, to whom the returns of votes for Senators for the political years of 1969 and 1970 shall be referred for examination and report.

Which was read and passed.

The President appointed:  
Senators:

Hoffses of Knox  
Quinn of Penobscot  
Greeley of Waldo  
Anderson of Hancock  
Duquette of York  
Minkowsky  
of Androscoggin

Violette of Aroostook

#### COMMUNICATION STATE OF MAINE

Office of the Secretary of State  
Augusta, Maine  
January 1, 1969

To the President of the Senate:

In compliance with the Constitution and laws of the State of Maine, I have the honor to herewith transmit the returns of the votes cast for Senators to the Legislature in the several cities, towns and plantations in the State of Maine at the General Election held on November 5, A.D., 1968.

Respectfully,  
JOSEPH T. EDGAR  
Secretary of State

Which was Read and together with its accompanying Papers, was Referred to the Committee on Senatorial vote.

At this time, under the Joint Rules, the President appointed as Senate members on the Committee on Reference of Bills:

Senators:

MacLeod of Penobscot  
(Ex-officio)  
Katz of Kennebec  
Reed of Sagadahoc

At this time there being no objection, the President appointed the following Senate members of Committees, the first-named members thereof to serve as Chairmen:

#### Agriculture:

Barnes of Aroostook  
Dunn of Oxford  
Levine of Kennebec

#### Appropriations and Financial Affairs:

Sewall of Penobscot  
Dunn of Oxford  
Duquette of York

#### Business Legislation:

Logan of York  
Berry of Cumberland  
Levine of Kennebec

#### Claims:

Logan of York  
Quinn of Penobscot  
Martin of Piscataquis

#### Education:

Katz of Kennebec

Stuart of Cumberland  
Kellam of Cumberland

**Election Laws:**  
Anderson of Hancock  
Katz of Kennebec  
Letourneau of York

**Health and Institutional Services:**  
Stuart of Cumberland  
Greeley of Waldo  
Minkowsky of Androscoggin

**Highways:**  
Greeley of Waldo  
Peabody of Aroostook  
Cianchette of Somerset

**Industrial and Recreational Development:**  
Moore of Cumberland  
Hoffses of Knox  
Minkowsky of Androscoggin

**Inland Fisheries and Game:**  
Hoffses of Knox  
Anderson of Hancock  
Martin of Piscataquis

**Judiciary:**  
Mills of Franklin  
Quinn of Penobscot  
Violette of Aroostook

**Labor:**  
Tanous of Penobscot  
Peabody of Aroostook  
Beliveau of Oxford

**Legal Affairs:**  
Tanous of Penobscot  
Conley of Cumberland  
Kellam of Cumberland

**Liquor Control:**  
Berry of Cumberland  
Conley of Cumberland  
Boisvert of Androscoggin

**Natural Resources:**  
Berry of Cumberland  
Sewall of Penobscot  
Reed of Sagadahoc

**Public Utilities:**  
Moore of Cumberland  
Violette of Aroostook  
Boisvert of Androscoggin

**Retirements and Pensions:**  
Hanson of Kennebec  
Duquette of York  
Cianchette of Somerset

**Sea and Shore Fisheries:**  
Hanson of Kennebec  
Anderson of Hancock  
Bernard of Androscoggin

**State Government:**  
Wyman of Washington  
Letourneau of York  
Beliveau of Oxford

**Taxation:**

Wyman of Washington  
Hanson of Kennebec  
Martin of Piscataquis

**Towns and Counties:**

Peabody of Aroostook  
Mills of Franklin  
Martin of Piscataquis

**Transportation:**

Barnes of Aroostook  
Reed of Sagadahoc  
Gordon of Cumberland

**Veterans and Military Affairs:**

Quinn of Penobscot  
Greeley of Waldo  
Bernard of Androscoggin

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**Senate Papers**  
**State Government**

Mr. Berry of Cumberland presented

Resolve, Proposing an Amendment to the Constitution Providing for Annual Legislative Sessions. (S. P. 1) (L. D. 15)

The same Senator presented

Resolve, Proposing an Amendment to the Constitution Authorizing the Legislature to Enact Bond Issues, to be Ratified by the People Upon Petition or Referral by the Legislature. (S. P. 2) (L. D. 16)

Mr. Logan of York presented Bill "An Act to Establish a Police Training Facility." (S. P. 3) (L. D. 17)

Which were referred to the Committee on State Government and, under suspension of the rules, sent down forthwith for concurrence.

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**ORDERS**

On motion by Mr. Hanson of Kennebec

ORDERED, that the rules of the Senate of the 103rd Legislature as amended be the rules of this Senate.

Which was Read and Passed.

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At this point a message was received from the House, through Representative Harrison Richardson, announcing the organization of the House by the election of David J. Kennedy as Speaker, Bertha W. Johnson as Clerk, and Regis T. Strout as Assistant Clerk.

On motion by Mr. Levine of Kennebec

ORDERED, that the Senate hold one session a day commencing at 10:00 o'clock in the forenoon until otherwise ordered.

Which was Read and Passed.

On motion by Mr. Quinn of Penobscot

ORDERED, that the Secretary of the Senate be directed to furnish each member and officer of the Senate, during the present session, with two daily newspapers printed in the State, as each member and officer may direct.

Which was Read and Passed.

#### Joint Orders

On motion by Mr. Letourneau of York

ORDERED, the House concurring, that the Joint Rules of the One Hundred and Third Legislature be the Joint Rules of this Legislature. (S. P. 4)

Which was Read and Passed and, under suspension of the rules, sent down forthwith for concurrence.

On motion by Mr. Peabody of Aroostook

ORDERED, the House concurring, that the Superintendent of Public Buildings is hereby given charge of all assignments of rooms for hearings in the Capitol Building, and that all applications for rooms for hearings must be made to him in writing forty-eight hours previous to the time when said rooms are to be used for that purpose. (S. P. 5)

Which was Read and Passed.

Sent down forthwith for concurrence.

On motion by Mr. Bernard of Androscoggin

ORDERED, the House concurring, that the Secretary of the Senate and the Clerk of the House, respectively, be authorized to furnish to the Superintendent of Public Printing, postage on all correspondence relative to advertising committee hearings during the present session, same to be charged to legislative expense. (S. P. 6)

Which was Read and Passed.

Sent down forthwith for concurrence.

On motion by Mr. Logan of York

ORDERED, the House concurring, that the members of the Legislature be furnished with express and parcel transportation for all packages and department reports in a sum not exceeding \$6.00 for each member, the privilege granted to be a personal privilege not to be exercised by anyone other than the member and that such transportation be furnished and expended under the direction of the Secretary of the Senate and the Clerk of the House, respectively, and the unexpended balance at the close of the year 1969 shall be available for use in 1971. (S. P. 7)

Which was Read and Passed.

Sent down forthwith for concurrence.

On motion by Mr. Violette of Aroostook

ORDERED, the House concurring, that the Secretary of the Senate and the Clerk of the House, respectively, be authorized to furnish wrappers and postage stamps for each member and officer of the Senate and House, not exceeding \$12.00 in amount each, for the purpose of distributing the various reports of the Departments of State and other public documents such as they may desire to mail to the citizens of the State. (S. P. 8)

Which was Read and Passed.

Sent down forthwith for concurrence.

On motion by Mr. Tanous of Penobscot

ORDERED, the House concurring, that free telephone service may be provided for each member of the Senate and House to the number of 50 calls, of reasonable duration, from Augusta to points within the limits of the State of Maine, the privilege granted to be a personal privilege, not to be exercised by other than the member, that each member of the Senate and House may be provided with a credit card under the direction of the Secretary of the Senate and Clerk of the House, respectively, the cost of this service to be paid to the New England Telephone Company at regular tariff rates, and be it further



ORDERED, that free telegraph service may be provided for each member of the Senate and House to the number of 20 messages of reasonable length, from Augusta to points within the limits of the State of Maine, the privilege granted to be a personal privilege, not to be exercised by other than the member, that each member of the Senate and House may be provided with a card under the direction of the Secretary of the Senate and Clerk of the House, respectively, the cost of the service to be paid to Western Union Telegraph Company at regular tariff rates. (S. P. 9)

Which was Read and Passed.

Sent down forthwith for concurrence.

The PRESIDENT: The Chair notes the presence in the Senate Chamber of Senator-elect Beliveau from Oxford County. Will the Sergeant-at-Arms escort the Senator-elect to the Governor's office to take the necessary oath of office.

The Sergeant-at-Arms subsequently announced that he had performed the duty with which he was charged and escorted Senator Beliveau to his seat in the Senate Chamber.

#### Order

On motion by Mr. Katz of Kennebec

ORDERED, that a message be sent to the House of Representatives proposing a Convention of the two branches of the Legislature to be held forthwith in the Hall of the House, for the purpose of electing a Secretary of State, State Treasurer, Attorney General, State Auditor, and seven Executive Councilors.

Which was Read and Passed.

The President requested that the same Senator carry the message, and the Senator retired to the House of Representatives and subsequently reported that he had delivered the message with which he was charged.

At this point a message was received from the House of Representatives, through Representative Harrison Richardson, informing the Senate that the House concurs in the recent proposal for a Joint Convention, to be held at four o'clock this afternoon in the Hall of the House, for the purpose set forth in the message.

On motion by Mr. Hoffses of Knox,

Recessed until 3:50 o'clock this afternoon.

#### After Recess

Called to order by the President.

At this point the Senate retired to the Hall of the House of Representatives, where a Joint Convention was formed.

(For proceedings of Joint Convention, see House Report.)

#### In the Senate

After Joint Convention, called to order by the President.

Out of order and under suspension of the rules, the Chair laid before the Senate the following papers from the House.

#### House Papers

Bills and Resolves today received from the House requiring reference to committees were acted upon in concurrence.

On motion by Mr. Hoffses of Knox,

Adjourned until ten o'clock tomorrow morning.