

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Ninety-Eighth Legislature

OF THE

STATE OF MAINE

VOLUME I

1957

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

SENATE

Tuesday, March 12, 1957

Senate called to order by the President.

Prayer by Rev. Herbert S. Craig of Augusta.

On motion by Mr. Willey of Hancock, Journal of last Thursday read and approved.

**Papers from the House
Joint Orders**

ORDERED, the Senate concurring, that the Joint Standing Committee on Highways be, and hereby is, directed to study the question of continued use or discontinuance and sale of the State facility known as the State Police Barracks at Wells, Maine.

The Committee is authorized to report by Bill or Resolve such legislation as they deem expedient. (H. P. 838)

Which was read and passed in concurrence.

ORDERED, the Senate concurring, that the Joint Standing Committees on Transportation and on Highways, jointly be and hereby are authorized and directed to study the desirability of inquest procedures to follow fatal highway accidents.

The Committees jointly are authorized to report to this Legislature such related Bill or Bills as they may recommend. (H. P. 849)

Which was read and passed in concurrence.

House Papers

Bill, "An Act Relating to Maximum Grants in Public Assistance Cases." (H. P. 806) (L. D. 1150)

"Resolve Appropriating Moneys for Construction of Eastport-Perry Causeway." (H. P. 807) (L. D. 1151)

"Resolve Relating to Sponsorship of Annual Conference of Auditors, Controllers and Treasurers." (H. P. 808) (L. D. 1152)

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

Bill, "An Act Repealing Certain Restrictions on Advertising Struc-

tures Near Turnpikes." (H. P. 810) (L. D. 1154)

"Resolve for Construction of Route No. 186, Hancock County." (H. P. 811) (L. D. 1155)

Which were referred to the Committee on Highways in concurrence.

Bill, "An Act Relating to Breaking and Entering Motor Vehicles." (H. P. 812) (L. D. 1155)

Bill, "An Act Creating a Municipal District Court System for Androscoggin County." (H. P. 813) (L. D. 1156)

Which were referred to the Committee on Judiciary in concurrence.

Bill, "An Act Relating to Compensation Benefits Under Workmen's Compensation Law." (H. P. 814) (L. D. 1157)

Bill, "An Act Relating to Employer's Contribution Rate Under Employment Security Law." (H. P. 815) (L. D. 1158)

Which were referred to the Committee on Labor in concurrence.

Bill, "An Act Increasing Compensation of Aldermen of the City of Lewiston." (H. P. 816) (L. D. 1159)

Bill, "An Act Relating to Municipal Officers in the City of Lewiston." (H. P. 817) (L. D. 1160)

Bill, "An Act Relating to Quinellas at Harness Race Meets." (H. P. 818) (L. D. 1161)

Bill, "An Act Relating to Location of Harness Race Meets." (H. P. 819) (L. D. 1162)

Bill, "An Act Creating the Bangor Parking District." (H. P. 820) (L. D. 1163)

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

Bill, "An Act to Exclude Town of Cooper, Washington County, from Maine Forestry District." (H. P. 821) (L. D. 1164)

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

"Resolve Providing for State Pension for Samuel Hanson of Baring." (H. P. 822) (L. D. 1165)

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

Bill, "An Act Relating to Fees of the Attorney General." (H. P. 823) (L. D. 1166)

Bill, "An Act Creating One Racing Commission." (H. P. 824) (L. D. 1167)

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

Bill, "An Act Increasing Salary of County Attorney of Knox County." (H. P. 797) (L. D. 1149)

Bill, "An Act Relating to the Closing of County Offices on Saturdays." (H. P. 825) (L. D. 1168)

Bill, "An Act to Incorporate the Town of West Paris." (H. P. 826) (L. D. 1172)

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

House Papers Received by Unanimous Consent

Bill, "An Act Authorizing Copying of Volume Six, Oxford County, Western District, Registry of Deeds." (H. P. 828) (L. D. 1170)

Which was received by unanimous consent and referred to the Committee on Judiciary, in concurrence.

Bill, "An Act to Create the South Freeport Sewer District." (H. P. 829) (L. D. 1171)

Which was received by unanimous consent and referred to the Committee on Public Utilities in concurrence.

"Resolve Providing for State Pension for Herbert Chase of Burnham." (H. P. 827) (L. D. 1169)

Which was received by unanimous consent and referred to the Committee on Retirements and Pensions in concurrence.

House Committee Reports Leave to Withdraw

The Committee on Inland Fisheries and Game on "Resolve Regulating Ice Fishing in Grand Lake, Washington County." (H. P. 605) (L. D. 852) reported that the same be granted Leave to withdraw.

The Committee on Sea and Shore Fisheries on Bill, "An Act Relating to Use of Artificial Light in Taking Herring in Certain Waters." (H. P.

643) (L. D. 910) reported that the same be granted Leave to withdraw.

Which reports were read and accepted in concurrence.

Ought Not to Pass

The Committee on Inland Fisheries and Game on Bill, "An Act Relating to Trapping Season for Muskrats." (H. P. 312) (L. D. 429) reported that the same Ought not to pass.

The same Committee on Bill, "An Act Relating to Hunting with Bow and Arrow in Game Preserves." (H. P. 540) (L. D. 767) reported that the same Ought not to pass.

The same Committee on "Resolve Opening Cold Stream Pond, Penobscot County, to Ice Fishing." (H. P. 465) (L. D. 658) reported that the same Ought not to pass.

The same Committee on "Resolve Closing Tributaries of Sebago Lake, Cumberland County to Taking Smelts." (H. P. 467) (L. D. 660) reported that the same Ought not to pass—Covered by other Legislation.

The same Committee on "Resolve Regulating Fishing in Hill's Pond, Franklin County." (H. P. 604) (L. D. 851) reported that the same Ought not to pass.

Which reports were severally read and accepted in concurrence.

Ought to Pass

The Committee on Highways on Bill, "An Act Relating to Closing of Roads in Unorganized Territory by County Commissioners." (H. P. 539) (L. D. 766) reported that the same Ought to pass.

The Committee on Sea and Shore Fisheries on Bill, "An Act Relating to Taking and Use of Herring Under Four Inches in Length." (H. P. 238) (L. D. 331) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Taking of Alewives in Tunk River in Town of Steuben." (H. P. 442) (L. D. 618) reported that the same Ought to pass.

The same Committee on "Resolve Repealing Law Relating to Taking of Herring in Town of Cutler." (H. P. 241) (L. D. 334) reported that the same Ought to pass.

Which reports were severally read and accepted in concurrence, the

bills and resolve read once and tomorrow assigned for second reading.

The Committee on Transportation on Bill, "An Act Revising Law Relating to Dealer and Transit Motor Vehicle Registration." (H. P. 41) (L. D. 54) reported that the same Ought to pass.

Comes from House, report accepted, House Amendment A (Filing No. 62) adopted, and the bill as so amended passed to be engrossed.

In the Senate, the report was read and accepted in concurrence, the bill was read once, House Amendment A was read and adopted in concurrence, and the bill as so amended was tomorrow assigned for second reading.

Ought to Pass—as amended

The Committee on Judiciary on Bill, "An Act Relating to Burning of Motor Vehicles, Airplanes and Boats." (H. P. 31) (L. D. 44) reported that the same Ought to pass as Amended by Committee Amendment A (Filing No. 48)

Comes from House, report accepted, Committee Amendment A and House Amendment A (Filing No. 74) adopted, and the bill as so amended, passed to be engrossed.

In the Senate, the report was read and accepted and the bill read once; House Amendment A was read, and on motion by the Senator from Hancock, Senator Silsby, the bill and accompanying papers were laid upon the table pending adoption of House Amendment A.

Senate Papers

The following Bills and Resolves were transmitted by the Director of Legislative Research, pursuant to Joint Order (H. P. 43)

Appropriations and Financial Affairs

Mr. Sinclair of Somerset presented Bill, "An Act Relating to Crediting Railroad Tax on Books of State." (S. P. 426)

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

Sent down for concurrence.

Constitutional Amendments

Mr. Curtis of Cumberland presented

"Resolve Proposing an Amendment to the Constitution Providing for Limited Even-Year Budget Sessions of the Legislature." (S. P. 427)

Which was referred to the Committee on Constitutional Amendments and ordered printed.

Sent down for concurrence.

Judiciary

Mrs. Lord of Cumberland presented

Bill, "An Act Relating to Commitment of Persons With Contagious Tuberculosis." (S. P. 428)

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

Sent down for concurrence.

Towns and Counties

Mr. Cole of Waldo presented

Bill, "An Act to Increase Salaries of Clerk of Courts, Register of Deeds and Register of Probate of Waldo County." (S. P. 429)

Mr. Woodcock of Penobscot presented

Bill, "An Act Increasing Salaries of Judges and Records of Municipal Courts in Penobscot County." (S. P. 430)

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

Sent down for concurrence.

Senate Committee Reports Leave to Withdraw

Mr. Martin from the Committee on Public Utilities on Bill, "An Act Relating to Orders of and Appeal from Public Utilities Commission re Automatic Signals at Railroad Crossings." (S. P. 311) (L. D. 808) reported that the same be granted Leave to withdraw.

Which report was read and accepted.

Sent down for concurrence.

Ought Not to Pass

Mr. Pike from the Committee on Business Legislation on Bill, "An Act Relating to Trustee Process of Wages." (S. P. 277) (L. D. 736) reported that the same Ought not to pass.

Which report was read and accepted.

Sent down for concurrence.

Ought to Pass

Mr. Rogerson from the Committee on Public Utilities on Bill, "An Act to Exempt Transportation of Christmas Trees from Public Utilities Commission Regulation." (S. P. 217) (L. D. 562) reported that the same Ought to pass.

Mr. Lessard from the same Committee on Bill, "An Act Relating to Issue of Stocks, Bonds and Notes by Public Utilities." (S. P. 308) (L. D. 805) reported that the same Ought to pass.

Mr. Rogerson from the same Committee on Bill, "An Act to Increase Capitalization of Seal Harbor Water Supply Company." (S. P. 331) (L. D. 816) reported that the same Ought to pass.

Which reports were severally read and accepted, the bills read once and tomorrow assigned for second reading.

The PRESIDENT: The Chair for the first time this morning, notes the presence in the Senate Chamber of another attractive Senate wife and the Chair asks the Senator from Aroostook, Senator Briggs, to escort the lady to the rostrum.

The Senator from Aroostook, Senator Briggs escorted to the rostrum, Mrs. Ezra James Briggs.

Ought to Pass — as Amended

Mr. Parker from the Committee on Highways on Bill, "An Act Designating a Certain Road as 'Mt. Katahdin Trail.'" (S. P. 325) (L. D. 821) reported that the same Ought to pass as amended by Committee Amendment A.

Mr. Martin from the Committee on Legal Affairs on Bill, "An Act Repealing Certain Provisions of Charter of the Town of Bar Harbor." (S. P. 330) (L. D. 826) reported that the same Ought to pass as Amended by Committee Amendment A.

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

Mr. Reed from the same Committee on Bill, "An Act Increasing Indebtedness of Jay School District." (S. P. 327) (L. D. 823) reported that the same Ought to pass as Amended by Committee Amendment A.

Which report was read and accepted and the bill read once.

On motion by Mr. Martin of Kennebec, the bill and accompanying papers were laid upon the table pending consideration of Committee Amendment A.

Ought to Pass—N.D.

Mr. Parker from the Committee on Highways on Bill, "An Act Designating a Certain Road as 'Moosehead Trail.'" (S. P. 326) (L. D. 822) reported the same in New Draft (S. P. 433) (L. D. 1208) under the same title, and that it Ought to pass.

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

From the House:

The Committee on Public Utilities on bill, "An Act to Create the Bangor Water District" (H. P. 54) (L. D. 70) reported that the same Ought to pass as amended by Committee Amendment A.

Comes from the House, the report accepted and the bill passed to be engrossed as amended by Committee Amendment A.

In the Senate, the report was read and accepted and the bill read once; Committee Amendment A was read and adopted in concurrence and under suspension of the rules, the bill was read a second time and passed to be engrossed in concurrence.

Second Readers

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

House

Bill, "An Act Relating to Powers of the Fort Kent Telephone Company." (H. P. 187) (L. D. 250)

Bill, "An Act Relating to Salaries and Powers of Trustees of Livermore Falls Water District." (H. P. 231) (L. D. 324)

Bill, "An Act Relating to Number of Shares Held by Members of Fed-

eral Employees' Credit Union of Maine." (H. P. 341) (L. D. 472)

Bill, "An Act Relating to Investment of Municipal Trust Funds." (H. P. 342) (L. D. 473)

Bill, "An Act to Correct Errors in Laws Relating to Operation of Motor Vehicles for Profit." (H. P. 386) (L. D. 517)

Bill, "An Act Relating to Certificates under Sales Tax Law for Dissolution of Corporations." (H. P. 489) (L. D. 682)

Bill, "An Act Relating to Penalty for Failure to File Fuel Dealer's Report." (H. P. 490) (L. D. 683)

Bill, "An Act Defining Real Estates for the Purposes of Taxation." (H. P. 491) (L. D. 684)

Bill, "An Act Relating to Change of Purposes of Domestic Mutual Insurance Companies." (H. P. 529) (L. D. 757)

Bill, "An Act Relating to Permit Before Examination for Applicant to Practice Hairdressing and Beauty Culture." (H. P. 548) (L. D. 775)

On motion by Mrs. Lord of Cumberland, tabled pending passage to be engrossed.)

Bill, "An Act Relating to Cancellation of Motor Truck Authority." (H. P. 802) (L. D. 1051)

"Resolve to Reimburse Towns of Smithfield and Mercer." (H. P. 344) (L. D. 475)

"Resolve in Favor of Town of Milo for Burial Expenses for Son of William S. Stone." (H. P. 88) (L. D. 1049)

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

House—as Amended

Bill, "An Act to Incorporate the Canton Water District." (H. P. 229) (L. D. 337)

Bill, "An Act Amending the Charter of Bingham Water District." (H. P. 432) (L. D. 608)

Bill, "An Act Clarifying Questions on Local Option Under Liquor Law." (H. P. 510) (L. D. 720)

"Resolve in Favor of Peoples Benevolent Hospital of Fort Kent." (H. P. 176) (L. D. 241)

"Resolve Opening Abbee Pond, Piscataquis County, to Ice Fishing." (H. P. 276) (L. D. 372)

"Resolve Regulating Fishing in Bemis Stream, Franklin County." (H. P. 314) (L. D. 431)

"Resolve Regulating Fishing in Richardson Pond, East Richardson Ponds and Pepper Pot Pond, Oxford County." (H. P. 316) (L. D. 433)

"Resolve Regulating Ice Fishing in Weymouth Pond and Mower Pond, Penobscot County." (H. P. 358) (L. D. 488)

"Resolve in Favor of Arthur R. Gould Memorial Hospital, Presque Isle." (H. P. 501) (L. D. 713)

"Resolve in Favor of Arthur R. Gould Memorial Hospital, Presque Isle." (H. P. 502) (L. D. 1050)

Which were severally read a second time and passed to be engrossed, as amended, in concurrence.

Senate

Bill, "An Act Relating to Agreements and Cooperative Arrangements by Commissioner of Agriculture." (S. P. 31) (L. D. 33)

Bill, "An Act Relating to Establishment of Game Management Areas." (S. P. 192) (L. D. 538)

Bill, "An Act Relating to Bids for Construction of Inland Fisheries and Game Projects." (S. P. 194) (L. D. 539)

(On motion by Mr. Carpenter of Somerset, tabled pending passage to be engrossed.)

Bill, "An Act Relating to Accident Reports." (S. P. 230) (L. D. 573)

Bill, "An Act Creating the Oak Grove Management Area." (S. P. 255) (L. D. 692)

"Resolve Regulating Fishing in Howard Pond, Oxford County." (S. P. 100) (L. D. 230)

"Resolve Opening Wentworth Pond, Somerset County, to Ice Fishing." (S. P. 196) (L. D. 541)

"Resolve Providing Funds for Conservation Education." (S. P. 332) (L. D. 898)

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

Sent down for concurrence.

Senate—as Amended

"Resolve Regulating Taking of Smelts in Certain Waters." (S. P. 197) (L. D. 542)

Which was read a second time and passed to be engrossed, as amended.

Sent down for concurrence.

Enactor

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

Bill, "An Act Relating to Employment of Females." (H. P. 422) (L. D. 599)

Which bill was passed to be enacted.

Orders of the Day

On motion by Mr. Reed of Aroostook, the Senate voted to take from the table the 13th tabled and unassigned matter, (S. P. 46) (L. D. 62) Bill, "An Act Relating to Transference of Property in Public Assistance," tabled by that senator on March 6th, pending enactment. On further motion by the same senator the Senate voted to reconsider its action whereby the bill was passed to be engrossed.

The same senator then presented Senate Amendment "A" and moved its adoption.

Senate Amendment "A" was read by the Secretary as follows:

SENATE AMENDMENT "A" to S. P. 46, L. D. 62.

Amend said Bill in "Sec. 1" by striking out in the 11th line the underlined word "three" and inserting in place thereof the underlined figure "2"

Further amend said Bill in "Sec. 2" by striking out in the next to last line the underlined figure "3" and inserting in place thereof the underlined figure "2".

Senate Amendment "A" was then adopted in non-concurrence and the bill was passed to be engrossed as amended by Senate Amendment "A" in non-concurrence. Sent down for concurrence.

On motion by Mr. Silsby of Hancock, the Senate voted to take from the table Bill, "An Act Relating to Burning of Motor Vehicles, Airplanes and Boats," (H. P. 31) (L. D. 44) tabled by that senator earlier in today's session pending adoption of House Amendment "A"; and on further motion by the same senator House Amendment "A" was adopted in concurrence.

Committee Amendment "A" was then read and adopted in concurrence and the bill was assigned for second reading on the next legislative day.

On motion by Mr. Butler of Franklin,

Adjourned until 10:00 A.M. tomorrow.