

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*Ninety-Ninth Legislature*

OF THE

STATE OF MAINE

1959

DAILY KENNEBEC JOURNAL  
AUGUSTA, MAINE

**SENATE**

Wednesday, January 7, 1959

Pursuant to the provisions of the Constitution and the laws of the State of Maine, the Senators-elect to the Ninety-ninth Legislature convened in the Senate Chamber and were called to order by Chester T. Winslow, Secretary of the Senate of the Ninety-eighth Legislature.

Prayer was offered by Rev. Harvey F. Ammerman of Augusta.

Communication from the Secretary of State:

**STATE OF MAINE**

Office of the Secretary of State  
Augusta, Maine

January 7, 1959

To Chester T. Winslow  
Secretary of the Senate of the  
Ninety-eighth Legislature:

In compliance with Section 1 of Chapter 10 of the Revised Statutes, I hereby certify that the following are the names and residences of the Senators-elect to the Ninety-ninth Legislature, as appears by the report of the Governor and Council under date of September 29, 1958:

**First Senatorial District** — Armand Duquette of Biddeford, Peter J. Farley of Biddeford, Andrew J. Fournier of Saco.

**Second Senatorial District** — Arthur H. Charles of Portland, James E. Coffin of Freeport, Hazel C. Lord of Portland, George W. Weeks of Portland.

**Third Senatorial District**—Peter M. MacDonald of Rumford, Murray W. Thurston of Bethel.

**Fourth Senatorial District**—Jean Charles Boucher of Lewiston, Alton A. Lessard of Lewiston, Leo St. Pierre of Lewiston.

**Fifth Senatorial District** — Shelton C. Noyes of Rangeley.

**Sixth Senatorial District**—Rodney E. Ross, Jr. of Bath.

**Seventh Senatorial District** — Leo F. Dunn of Augusta, George H. Hunt of Hallowell, Robert Martin of Augusta.

**Eighth Senatorial District**—Miles F. Carpenter of Skowhegan, Clair H. Lewis of Palmyra.

**Ninth Senatorial District** — Clarence W. Parker of Sebec.

**Tenth Senatorial District** — Robert N. Haskell of Bangor, Earle M. Hillman of Bangor, Allan Woodcock, Jr. of Bangor.

**Eleventh Senatorial District**—Wil-mot S. Dow of Waldoboro.

**Twelfth Senatorial District**—Carl M. Stilphen of Rockland.

**Thirteenth Senatorial District** — William R. Cole of Liberty.

**Fourteenth Senatorial District** — Frank M. Pierce of Bucksport, Richard C. Willey of Ellsworth.

**Fifteenth Senatorial District**—Oscar H. Brown of Eastport, J. Hollis Wyman of Milbridge.

**Sixteenth Senatorial District**—Ezra James Briggs of Caribou, John H. Reed of Fort Fairfield, Norman R. Rogerson of Houlton.

IN TESTIMONY  
WHEREOF I have  
caused the seal of  
the State to be  
herewith affixed at  
Augusta this seventh  
day of January, A.  
D., 1959, and of the  
Independence of the  
United States of  
America the one  
hundred and eighty-  
third.

HAROLD I. GOSS  
Secretary of State.

Which was read and ordered  
placed on file.

Communication from the Secre-  
tary of State:

DEPARTMENT OF STATE  
State of Maine  
Augusta

January 7, 1959

To Chester T. Winslow  
Secretary of the Senate  
of the Ninety-eighth Legislature

Enclosed herewith is a letter from  
Honorable Robert N. Haskell of  
Bangor declining to serve as a State  
Senator from Penobscot County in  
the Ninety-ninth Legislature, to  
which office he was apparently  
elected on September 8, 1958.

Respectfully,

(Signed) HAROLD I. GOSS  
Secretary of State

Which was read and ordered  
placed on file.

(Seal)

Communication from the Secretary of State:

STATE OF MAINE  
OFFICE OF  
THE SECRETARY OF STATE

Augusta, Maine  
January 7, 1959

To Chester T. Winslow,  
Secretary of the Senate  
of the Ninety-eighth Legislature

In compliance with Section 1 of Chapter 10 of the Revised Statutes, I herewith report that Robert N. Haskell of Bangor, having been regularly nominated as a candidate for State Senator from the County of Penobscot at the Primaries of June 16, 1958 and having been elected at the regular biennial election held September 8, 1958 as a State Senator from said County, submitted a letter to the Secretary of State on October 29, 1958 declining to serve as a State Senator in the Ninety-ninth Legislature, which resignation would create a vacancy in the representation from said County.

I further report that a Special Election was held in Penobscot County on December 16, 1958 to fill said vacancy and that Roswell P. Bates of Orono, having received a plurality of votes cast in said election, according to a canvass of the returns made by the Governor and Council under date of December 31, 1958, appears to have been elected a State Senator from Penobscot County to the Ninety-ninth Legislature.

IN WITNESS WHEREOF, I have caused the Seal of the State to be hereto affixed this seventh day of January in the year of our Lord one thousand nine (Seal) hundred and fifty-nine and of the Independence of the United States the one hundred and eighty-third.

(Signed) HAROLD I. GOSS  
Secretary of State

Which was read and ordered placed on file.

**Roll Call**

The roll being called, the following Senators-elect responded to their names: Bates, Boucher, Brown, Carpenter, Charles, Coffin, Cole,

Dow, Dunn, Duquette, Farley, Fournier, Hillman, Hunt, Lessard, Lewis, Lord, MacDonald, Martin, Noyes, Pierce, Reed, Rogerson, Ross, Stilphen, St. Pierre, Thurston, Weeks, Willey, Woodcock, Wyman.

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

On motion by Mr. Lessard of Androscoggin, 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. Lessard of Androscoggin 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 Robert N. Haskell, attended by the Executive Council came in.

The Governor:

Members of the Senate, it gives me real and sincere pleasure as Governor to administer the oath to so many of my old friends and, if I am privileged to visit you occasionally this winter, to a few of the new members who I hope may become my good friends.

Thereupon, the Senators elect took and subscribed the oaths of office required by the Constitution.

GOVERNOR HASKELL: My friends, outgoing Governors usually take this opportunity at this little morning ceremony to recite usually with pride the Chief Executive's responsibilities during his two to four year term in the Blaine House. Try as I would, I could find nothing to report to you in the few days I have commuted from Augusta House to the State House. The only exception is to give to the Senator from Aroostook, Senator Rogerson and his Appropriations Committee a financial report which my few days service as your Governor will create as a wage expense, exactly one

dollar, a check which will remain uncashed but will become a cherished decoration in my Bangor office. I hope you may accept this as an indication of my recognition at least of the need of economy in your financial considerations during this session.

I would, however, be the most ungrateful person in the world if I failed to express my sincere appreciation for the honors that the legislative bodies of this state have conferred upon me, honors which will be similarly conferred upon at least a handful of you in the Senate of the 99th legislature.

Your responsibilities are great and the problems you face are the most challenging problems faced by any Maine legislature. If only for the reason that the importance of government and the dependence of your people upon good government seems to increase year by year in almost every field in which government is of important significance in the affairs and welfare of your citizens.

You will have your less serious moments, as those of you who have served with me in this Senate body realize. Likely I should draw upon my memory of many of those less serious occasions in this branch of the legislature and recall one or two of those stress breaking moments that mean so much to a presiding officer, but just in case you have missed them, or some of our guests may have missed them, one of the best, I think is the AP roundup wherein veteran Perley Caswell, one of the nicest persons I will say to you members that any of you will ever know, said to the AP poll, "No I haven't any bills, no sir, we'll need all the time we have considering bills and resolves of the new members of the legislature". (Laughter)

Speaking as one who has enjoyed fourteen years of legislative experience, I can assure you that your responsibilities as legislators will not cease come the final adjournment of the session. It certainly would be presumptuous, as I am to retire from participation in state government, to offer any advice to you. The problems are yours and the sound solutions I am sure you

will arrive at are yours to work out, but I might be pardoned, I hope, in making these two simple observations, offered as sincerely as I can make them. In the first place I doubt if there is a single member of either branch of this legislature who today feels well acquainted with every other member of this 99th legislature, but before this session is over you will know one another and know one another well. You will have agreed with almost every member and you will have disagreed with almost every member, but I can state with complete certainty that when we do adjourn you will take back to your respective homes the most valuable asset that any of us acquire in this state, that of sincere friendships among a group that I believe is the finest group of men and women that can possibly be assembled in any common effort in this state of Maine. These friendships you will cherish, and the longer you are privileged to serve in the legislature, the more these friendships will stretch from Kittery to Fort Kent and the more you will cherish them. They will be yours as one of the many rewards that accrue to you from your work here in Augusta, and certainly when I shake hands with Governor Clauson tomorrow morning under the rotunda I shall take with me the friendships equally cherished by every retiring legislator and every retiring governor.

My very, very best wishes for a good session devoted to the accomplishment of good government for the people of Maine.

(Applause.)

At the close of the address, the Governor and Council withdrew.

On motion by Mr. Hillman of Penobscot, the Secretary appointed the following committee to receive, sort and count ballots for the office of the President of the Senate:

Senators:

HILLMAN of Penobscot  
WYMAN of Washington  
COFFIN of Cumberland

Subsequently, the Committee reported as follows:

Total number of votes cast 31

## Senators:

LESSARD of Androscoggin 12  
 REED of Aroostook 19

Mr. Reed of Aroostook was declared duly elected as President of the Senate of the 99th Legislature.

The PRESIDENT: Fellow Senators, it is with a deep sense of appreciation that I wish to thank all of you for the honor just bestowed upon me. I accept this honor in a deep sense of humility and in a spirit of dedication. I am aware of the great responsibilities that this office holds. I think one of the greatest of them is to maintain the fine characteristics that have been associated with this honorable body in the past. I refer to the dignity, the decorum and the prestige that have always accompanied its actions. Other responsibilities I am sure you are well aware of, but it is our responsibility, in cooperation with our fellow legislators at the other end of the hall, to develop and enact a sound legislative program for the State of Maine. To that end I am convinced we are all dedicated. I have no misapprehension but that we will be able to meet the challenge of today's problems just as the other ninety-eight legislatures which have preceded us in the past have met them.

I shall do my level best to occupy this office and maintain the high standards that have been established by illustrious predecessors in the past. I certainly want to extend an invitation to each and every one of you to drop in at the President of the Senate's office on any occasion and to feel that I am your servant as well as the person who is attempting to do a job as your presiding officer. I look forward to fine cooperation, I know we are going to face up to the problems and I am convinced we are going to meet them. Thank you. (Applause)

On motion by Mr. Weeks of Cumberland, Mr. Brown of Washington was authorized to cast one ballot on the part of the Senate in favor of Chester T. Winslow for Secretary of the Senate. This was done, and Chester T. Winslow of Raymond was declared duly elected Secretary

of the Senate for the political years 1959 and 1960.

At the request of the President, Mr. Weeks of Cumberland 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. Weeks reported to the Senate that he had attended to the duty assigned to him, and that Chester T. Winslow 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.

The PRESIDENT: I think most of us are familiar with the fact that the Senator from Franklin County has traditionally occupied the Chair vacated by the President of the Senate and at this time the Senator from Franklin, Senator Noyes, has not occupied that chair. I would ask the majority floor leader, Senator Woodcock of Penobscot, to escort the Senator from Franklin, Senator Noyes, to his seat.

This was done amid the applause of the Senate.

The PRESIDENT: As the Secretary of the Senate takes his usual position at his rostrum, I think it would be appropriate that we have a word on the record in appreciation of the splendid job Chester Winslow does as Secretary of the Senate. He is now as most of you know commencing his seventh consecutive session besides many additional years of service to the State of Maine. I think it would be fine to give him an ovation at this time. (Applause)

On motion by Mr. Dow of Franklin, Mr. Willey of Hancock 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 1959 and 1960.

On motion by Mr. Pierce of Hancock, Mr. Stilphen of Knox was

authorized to cast one ballot on the part of the Senate in favor of Leland S. King for Sergeant-at-Arms of the Senate. This was done, and Leland S. King of Jefferson was declared elected Sergeant-at-Arms of the Senate for the political years 1959 and 1960.

On motion by Wyman of Washington, Mr. Rogerson of Aroostook was authorized to cast one ballot on the part of the Senate in favor of: John S. Parker for Assistant Sergeant-at-Arms, Harold C. Leighton for Postmaster, Leland F. King for Doorkeeper, Ruth P. Foster for Page, Lois E. Beauchaine for Page.

This was done and the President declared the several foregoing officers duly elected.

At this point a message was received from the House informing the Honorable Senate of the organization of the House by the election of the Hon. Joseph T. Edgar as Speaker, Harvey R. Pease as Clerk and Mrs. E. Mae Chapman as Assistant Clerk.

Mr. Woodcock of Penobscot presented the following order out of order, and moved its passage:

ORDERED that the Secretary of the Senate be directed to send flowers to Senator Clarence W. Parker with the expression of our deepest sympathy and the hopes for a speedy recovery.

Which was read and passed.

On motion by Mr. Woodcock of Penobscot that Senator was charged with a message to the House of Representatives informing that body that the Senate had organized by the choice of John H. Reed as President, the Honorable Chester T. Winslow as Secretary, and Waldo H. Clark as Assistant Secretary.

That Senator retired to the House of Representatives and subsequently reported that he had delivered the message with which he was charged.

#### Orders

On motion by Mr. Hillman of Penobscot

ORDERED, the House concurring, that the returns of votes for the Governor, given in the several cities, towns and plantations of the

State for the political years 1959 and 1960, 1961, and 1962 be referred to a Joint Select Committee of seven on the part of the Senate, with such as the House may join. (S. P. 1)

Which was read and passed.

Sent down for concurrence.

The President appointed:

Senators:

HILLMAN of Penobscot  
CHARLES of Cumberland  
BRIGGS of Aroostook  
BROWN of Washington  
LESSARD of Androscoggin  
FOURNIER of York  
ST. PIERRE of Androscoggin

On motion by Mr. Woodcock of Penobscot,

ORDERED, that a committee of seven be appointed by the President, to whom the returns of votes for Senators for the political years of 1959 and 1960 shall be referred for examination and report.

Which was read and passed.

The President appointed:

Senators:

WOODCOCK of Penobscot  
WEEKS of Cumberland  
ROSS of Sagadahoc  
BRIGGS of Aroostook  
WILLEY of Hancock  
BOUCHER of Androscoggin  
MacDONALD of Oxford

Communication from Secretary of State — Gubernatorial vote

STATE OF MAINE  
Department of State  
Augusta

January 7, 1959

To the President of the Senate and to the Speaker of the House of Representatives of the Ninety-ninth Legislature of the State of Maine:

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 Governor in the several cities, towns and plantations in the State of Maine at the General Election held on September 8, 1958, as submitted by the appropriate officials of the municipalities involved immediately following said elections.

On November 10, 1958 a corrected return from the town of Oakland was received in the office of the

Secretary of State, said return, properly attested, a copy of which is attached, sets forth that the original return from the Town of Oakland was in error and the correct vote for Governor in the town of Oakland should be 444 for Clinton A. Clauson instead of 494 as reported on the original return.

Respectfully,

(Signed) HAROLD I. GOSS  
Secretary of State  
(S. P. 2)

Which communication was read and placed on file.

Sent down for concurrence.

Communication from the Secretary of State, transmitting the Senatorial vote:

STATE OF MAINE  
OFFICE OF  
SECRETARY OF STATE

Augusta, Maine  
January 1, 1959

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 State Senators in the several cities, towns and plantations in the State of Maine at the General Election held on September 8, 1959.

Respectfully,

(Signed) HAROLD I. GOSS  
Secretary of State

Which communication was read and referred to the Committee on Senatorial Vote.

On motion by Mr. Charles of Cumberland,

ORDERED, that the Secretary of the Senate be directed to invite the clergymen of Augusta, Hallowell and Gardiner to officiate as Chaplains of the Senate.

Which was read and passed.

On motion by Mr. Noyes of Franklin,

ORDERED, that the Official Reporter of the Senate be authorized to procure the services of an assistant reporter and typist during the present session.

Which was read and passed.

On motion by Mr. Lessard of Androscoggin,

ORDERED, that subordinate officers of the Senate be appointed as follows: by the President, a Secretary to the President; by the Secretary, a Secretary to the Secretary, a Secretary to the Assistant Secretary, an Index Secretary, and a Recording Secretary.

Which was read and passed.

On motion by Mr. Stilphen of Knox,

ORDERED, that the Secretary of the Senate be directed to secure uniforms for the subordinate officers of the Senate.

Which was read and passed.

On motion by Mr. Dunn of Kennebec,

ORDERED, that the Secretary of the Senate prepare and have printed one hundred fifty diagrams of the Senate Chamber for the use of the Senate.

Which was read and passed.

On motion by Mr. Hunt of Kennebec,

ORDERED, that the rules of the Senate of the Ninety-eighth Legislature be the rules of this Senate.

Which was read and passed.

On motion by Mr. Bates of Penobscot,

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

Which was read and passed.

On motion by Mr. Dow of Lincoln,

ORDERED, the House concurring, that the Joint Rules of the Ninety-eighth Legislature be the Joint Rules of this Legislature. (S. P. 3)

Which was read and passed.  
Sent down for concurrence.

On motion by Mr. Carpenter of Somerset,

ORDERED, the House concurring, that three hundred twenty-five (325) copies of the Legislative Record for the session of 1959 be printed and bound, one copy for each of the members of the Senate, House of Representatives, Secretary of the



Senate and Clerk of the House, and the remainder to be deposited in the State Library for exchange and library use; and be it further

ORDERED, that four hundred (400) copies of the Legislative Record be printed in pamphlet form for distribution from day to day to members of the Legislature and the state departments, under the direction of the Document Clerk, and be it further

ORDERED, that suitable index be prepared for such Legislative Record under the direction of the Secretary of the Senate and Clerk of the House. (S. P. 4)

Which was read and passed.  
Sent down for concurrence.

#### Orders

On motion by Mr. Thurston of Oxford,

ORDERED, the House concurring, that all printing and binding authorized by the Legislature shall be under the direction of the Secretary of the Senate and Clerk of the House. (S. P. 5)

Which was read and passed.  
Sent down for concurrence.

On motion by Mr. Cole of Waldo

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 the purpose. (S. P. 6)

Which was read and passed.  
Sent down for concurrence.

On motion by Mr. Wyman of Washington,

ORDERED, that a message be sent to the House of Representatives proposing a Convention of the two branches of the legislature at 1:30 o'clock this afternoon in the Hall of the House for the purpose of electing a Secretary of State, State Treasurer, Attorney General, and seven Executive Councilors.

Which was read and passed.

The Secretary delivered the message.

At this point a message was received from the House of Repre-

sentatives born by the Hon. Harvey R. Pease, Clerk of the House informing the Senate that the House concurs in the recent proposal for a joint convention to be held this afternoon in the Hall of the House at the time and for the purposes set forth in the message.

On motion by Mr. Woodcock of Penobscot

Recessed to one o'clock this afternoon.

#### After Recess

Senate called to order by the President.

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

Senators: Woodcock of Penobscot  
Lessard of Androscoggin.

Communication from the Governor:

#### STATE OF MAINE EXECUTIVE CHAMBER

Augusta, Maine  
January 2, 1959

To the Honorable Senate and House of Representatives:

In compliance with the Constitution of the State I herewith communicate to the Legislature each case of reprieve, remission of penalty, commutation or pardon granted during the years, 1957 and 1958, stating the name of the convict, the crime of which he was convicted, the sentence and its date, the date of reprieve, remission, commutation of sentence, and the condition, if any, upon which the same was granted.

(Signed) EDMUND S. MUSKIE  
Governor

(S.P. 7)

Which was read and ordered placed on file.

Sent to the House

From the House:

Communication re Gubernatorial Vote (S. P. 2)

In the Senate, earlier in today's session read and placed on file.

In the House, referred to the Committee on Gubernatorial Vote in non-concurrence.

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

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

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

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**In the Senate  
In Senate**

The Senate called to order by the President.

Joint Select Committee Report on Gubernatorial Vote

The Joint Select Committee of the Ninty-ninth Legislature on returns of votes for Governor given in the several cities, towns and plantations of this State for the political years 1959, 1960, 1961 and 1962, has attended to its duty and asks leave to report that the whole number of

votes returned for Governor was 280,245; and that Horace A. Hildreth of Cumberland had 134,572 votes; and that Clinton A. Clauson of Waterville had 145,673 votes.

(Signed) EARLE M. HILLMAN  
Chairman on the part of the Senate  
R. LAFAYETTE ERVIN  
Chairman on the part of the House  
(S. P. 8)

Which report was read and accepted.

Sent down for concurrence.

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On motion by Mr. Woodcock of Penobscot.

Adjourned until tomorrow morning at ten o'clock.