

# 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

Tuesday, March 10, 1959

Senate called to order by the President.

Prayer by Rev. Victor P. Musk of Augusta.

On motion by Mr. St. Pierre of Androscoggin Journal of last Friday read and approved.

The PRESIDENT: At this time the Chair would like to take advantage of the earliest possible opportunity on behalf of all our colleagues to welcome back to our ranks the Honorable Senator from Piscataquis County, Senator Clarence Parker. I know that we all felt that the Senate has not been complete in the absence of our good friend and colleague. There are not many things we can say except we are both pleased and grateful that Senator Parker has returned to this body as quickly as he has. We certainly have missed him and we have missed the benefit of his experience and faithful loyalty as exemplified in the past. I think at this time it would be most appropriate to give a standing round of applause to our colleague, Senator Parker. (Applause, members rising)

Mr. PARKER of Piscataquis: I suppose, Mr. President and members of the Senate, that I should never miss an opportunity to make a speech. It is not my intention at this time to do that, but I will say that during the three weeks that I was over across the river, not in the upper hospital but in the lower one, thank Heaven and my room looked directly across to this building over here. If you ever laid on your back in a hospital bed for three weeks as I did, you will perhaps appreciate some of the feelings that I had in knowing what was going on over here and knowing that I would not be here for some time. But I did greatly appreciate all of the cards and letters and flowers and all of the nice little things that you folks did for me while I was over there, and I do want you to know that I appreciate it.

The PRESIDENT: Thank you, Clarence. We are indeed grateful that Senator Parker is restored to full vitality again.

The Chair notes in the Senate Chamber this morning the presence of the wife of one of our members, a very attractive lady, the wife of the Senator from Androscoggin, Senator Lessard. At this time the Chair would ask the Sergeant-at-Arms to escort Mrs. Lessard to the rostrum. (Applause, members rising)

## House Papers

Bill, "An Act to Create the Perry Recreation Authority." (H. P. 782) (L. D. 1114)

Bill, "An Act Providing Funds for Veterans for Farm and Home Purchases and Remodeling." (H. P. 783) (L. D. 1115)

Bill, "An Act Creating a Committee to Study Effects of St. Lawrence Seaway on Economy of Maine." (H. P. 784) (L. D. 1116)

"Resolve Appropriating Moneys for Construction of Enclosures for Stairwells in Corthell, Robie and Andrews Halls at Gorham State Teachers' College." (H. P. 786) (L. D. 1118)

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

Bill, "An Act Pertaining to Fire, Marine and Inland Marine Insurance Rate Regulation." (H. P. 787) (L. D. 1119)

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

"Resolve to Reimburse the City of Portland for Support of Joseph A. and Madelon E. Glidden." (H. P. 788) (L. D. 1120)

Which was referred to the Committee on Claims in concurrence.

Bill, "An Act Relating to Retroactive Construction Aid for Municipalities Joining School Administrative Districts." (H. P. 789) (L. D. 1121)

Which was referred to the Committee on Education in concurrence.

Bill, "An Act Relating to Weight of Vehicles Used in Construction Areas." (H. P. 790) (L. D. 1122)

Which was referred to the Committee on Highways in concurrence.

Bill, "An Act Regulating Commercial Fishing for Smelts." (H. P. 749) (L. D. 1113)

Which was referred to the Committee on Inland Fisheries and Game and the Committee on Sea and Shore Fisheries jointly, in concurrence.

Bill, "An Act to Establish the Kittery Municipal Court." (H. P. 791) (L. D. 1123)

Bill, "An Act Relating to Appeals from Interlocutory Decrees." (H. P. 792) (L. D. 1124)

Which were referred to the Committee on Judiciary in concurrence.

Bill, "An Act Permitting Sale of Malt Liquor Not to be Consumed on the Premises on Sunday Afternoons." (H. P. 793) (L. D. 1125)

Which was referred to the Committee on Liquor Control in concurrence.

Bill, "An Act Relating to Cutting of Christmas Trees." (H. P. 794) (L. D. 1126)

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

Bill, "An Act Amending the Charter of the Bowdoinham Water District." (H. P. 795) (L. D. 1127)

Bill, "An Act Authorizing Railway Express Agency, Inc. to Transport by Truck." (H. P. 796) (L. D. 1128)

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

Bill, "An Act to Create the Bureau of Maine Archives." (H. P. 785) (L. D. 1117)

Bill, "An Act Increasing Salaries of Members of the Public Utilities Commission." (H. P. 797) (L. D. 1129)

Bill, "An Act Increasing Salary of Commissioner of Inland Fisheries and Game." (H. P. 798) (L. D. 1130)

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

Bill, "An Act Exempting Certain Motor Vehicle Fuel from the Sales Tax." (H. P. 799) (L. D. 1131)

Which was referred to the Committee on Taxation in concurrence.

Bill, "An Act Relating to Splash Guards on Certain Vehicles Used in Construction Work." (H. P. 800) (L. D. 1132)

Which was referred to the Committee on Transportation in concurrence.

#### Leave to Withdraw

The Committee on Highways on Bill, "An Act Relating to Directional Sign to City of Bath at the Falmouth Spur, So Called." (H. P. 391) (L. D. 574) reported that same be granted Leave to Withdraw.

The Committee on Taxation on Bill, "An Act Relating to Definition of Retail Sale in Sales and Use Tax Law." (H. P. 321) (L. D. 468) reported that same be granted Leave to Withdraw.

The Committee on Transportation on Bill, "An Act Relating to Publication of Motor Vehicle Statistics." (H. P. 573) (L. D. 806) reported that the same be granted Leave to Withdraw.

The Committee on Welfare on Bill, "An Act Changing the Name Pauper to Indigent Person." (H. P. 333) (L. D. 480) reported that same be granted Leave to Withdraw.

The same Committee on Bill, "An Act Relating to Contributions Under Old Age Assistance." (H. P. 576) (L. D. 809) reported that same be granted Leave to Withdraw.

Which reports were severally read and accepted in concurrence.

#### Ought Not to Pass

The Committee on Inland Fisheries and Game on Bill, "An Act Relating to Disposal of Deer Killed While Damaging Crops and Orchards." (H. P. 149) (L. D. 205) reported that the same Ought not to pass.

The same Committee on Bill, "An Act Relating to Trapping Season for Muskrats in Aroostook County." (H. P. 150) (L. D. 206) reported that the same Ought not to pass.

The same Committee on Bill, "An Act to Repeal Minimum Length Provision on Trout." (H. P. 287) (L. D. 434) reported that the same Ought not to pass.

The same Committee on "Resolve Closing Purgatory Pond and Sand Pond, Kennebec County, to Ice Fishing." (H. P. 151) (L. D. 228) reported that the same Ought not to pass.

The same Committee on "Resolve Regulating Fishing in Little Jim Pond, Somerset County." (H. P. 551) (L. D. 786) reported that the same Ought not to pass.

The same Committee on "Resolve Regulating Fishing in Arnold Pond, Franklin County." (H. P. 552) (L. D. 787) reported that the same Ought not to pass.

The Committee on Legal Affairs on Bill, "An Act Relating to Pari Mutuel Pools for Running Horse Races." (H. P. 301) (L. D. 448) reported that the same Ought not to pass.

The same Committee on Bill, "An Act Relating to Newspaper Rates for Political Advertising." (H. P. 94) (L. D. 141) reported that the same Ought not to pass.

The Committee on Taxation on Bill, "An Act Relating to Time of Filing Reports by Retailers Under Sales Tax Law." (H. P. 370) (L. D. 528) reported that the same Ought not to pass.

#### Ought to Pass

The Committee on Education on Bill, "An Act to Regulate Privately Owned Correspondence Schools." (H. P. 284) (L. D. 431) reported that the same Ought to pass.

(On motion by Mr. Bates of Penobscot, tabled pending acceptance of the report.)

The same Committee on Bill, "An Act Concerning Tuition of Children in Temporary Residence on State-Owned Property." (H. P. 489) (L. D. 702) reported that the same Ought to pass.

The same Committee on Bill, "An Act to Authorize the Municipalities of Eastport, Perry, Pembroke and Dennysville to Form a School Administrative District." (H. P. 518) (L. D. 753) reported that the same Ought to pass.

The same Committee on Bill, "An Act to Authorize the Municipalities of Codyville Plantation, Danforth, No. 21 Plantation, Princeton, Talmadge, Vanceboro, Waite and Weston to Form a School Administrative District." (H. P. 520) (L. D. 755) reported that the same Ought to pass.

The Committee on Judiciary on Bill, "An Act Authorizing the National Tuberculosis Association to hold Meetings Outside the State." (H. P. 294) (L. D. 441) reported that the same Ought to pass.

(H. P. 294) (L. D. 441) reported that the same Ought to pass.

The same Committee on Bill, "An Act Repealing the Incorporation of the Officers and Members of Lafayette Lodge." (H. P. 463) (L. D. 681) reported that the same Ought to pass.

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

#### Ought to Pass — as amended

The Committee on Education on Bill, "An Act Relating to Approval of Summer Schools." (H. P. 283) (L. D. 430) reported that the same Ought to pass as amended by Committee Amendment A (Filing No. 47)

The Committee on Public Utilities on Bill, "An Act to Incorporate the Eastport Water District." (H. P. 315) (L. D. 462) reported that the same Ought to pass with Committee Amendment A (Filing No. 46)

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

#### Senate Papers

The following bills were transmitted by the Director of Legislative Research, pursuant to Joint Order (S. P. 47)

Mr. Pierce of Hancock presented Bill, "An Act Relating to Dedicated Revenues in Insurance Department" (S. P. 398)

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

Sent down for concurrence.

Mr. Coffin of Cumberland presented Bill, "An Act Relating to Minimum Sick Leave for Teachers." (S. P. 399)

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

Sent down for concurrence.

The same Senator presented Bill, "An Act Relating to Cost of Snow Removal on the Interstate System." (S. P. 400)

Mr. Stilphen of Knox presented Bill, "An Act Relating to Outdoor Advertising Devices on the Interstate System." (S. P. 401)

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

Sent down for concurrence.

Mr. Carpenter of Somerset presented Bill, "An Act Relating to Private Shooting Preserves." (S. P. 402)

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

Sent down for concurrence.

Mr. Weeks of Cumberland presented Bill, "An Act to Correct Errors and Inconsistencies in the Public Laws." (S. P. 403)

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

Sent down for concurrence.

Mrs. Lord of Cumberland presented Bill, "An Act Relating to Part-time Work Permits for Minors." (S. P. 404)

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

Sent down for concurrence.

Mr. Weeks of Cumberland presented Bill, "An Act Relating to Barber Apprentices, Barber Instructors and Barber Shop Licenses." (S. P. 405)

The same Senator presented Bill, "An Act to Revise Certain Laws of the Department of Institutional Service." (S. P. 406)

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

Sent down for concurrence.

Mr. Stilphen of Knox presented Bill, "An Act Relating to Survivor Benefits for All State Employees." (S. P. 407)

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

Sent down for concurrence.

Mr. Charles of Cumberland presented Bill, "An Act Relating to Automobile Travel by State Employees." (S. P. 408)

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

Sent down for concurrence.

#### Senate Committee Reports Ought Not to Pass

Mr. Wyman from the Committee on Taxation on Bill, "An Act Relating to Property Tax Exemption of Veterans." (S. P. 144) (L. D. 339) reported that the same Ought not to pass.

Which report was read and accepted.

Sent down for concurrence.

#### Ought to Pass

Mr. Charles from the Committee on Business Legislation on Bill, "An Act Relating to the Bank Commissioner, Advisory Committee and Department Regulations." (S. P. 228) (L. D. 611) reported that the same Ought to pass.

Mr. Cole from the same Committee on Bill, "An Act Relating to Bank Records." (S. P. 230) (L. D. 613) reported that the same Ought to pass.

Mr. Thurston from the Committee on Highways on Bill, "An Act Clarifying Name of Federal Law Relating to Federal Highway Funds" (S. P. 188) (L. D. 484) reported that the same Ought to pass.

Mr. Stilphen from the same Committee on "Resolve Designating Bangor-Brewer Bridge as 'Joshua L. Chamberlain Bridge.'" (S. P. 204) (L. D. 543) reported that the same Ought to pass.

Mr. Willey from the Committee on Taxation on Bill, "An Act Relating to Part Payment of Delinquent Property Taxes in Unorganized Territory." (S. P. 121) (L. D. 273) reported that the same Ought to pass.

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

#### Ought to Pass — as amended

Mr. Wyman from the Committee on Taxation on Bill, "An Act Relating to Taxation of Domestic Fowl." (S. P. 122) (L. D. 272) reported that the same Ought to pass as amended by Committee Amendment A.

(On motion by Mr. Wyman of Washington, tabled pending acceptance of the report.)

Mr. Fournier from the same Committee on Bill, "An Act Relating to Refunds of Sales Tax." (S. P. 181) (L. D. 424) reported that the same Ought to pass as amended by Committee Amendment A.

Mr. Willey from the same Committee on Bill, "An Act Relating to Apportionment to Municipalities of Tax on Railroad Companies and Telephone and Telegraph Companies." (S. P. 219) (L. D. 558) reported that the same Ought to pass as amended by Committee Amendment A.

(On motion by Mr. Carpenter of Somerset, tabled pending acceptance of the report.)

Which reports were 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.

**Second Readers**

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

**House**

Bill, "An Act Relating to Rest Periods for Female Employees." (H. P. 162) (L. D. 238)

Bill, "An Act Relating to Unfair Wage Agreements." (H. P. 298) (L. D. 445)

Bill, "An Act to Incorporate the South Berwick Water District." (H. P. 781) (L. D. 1040)

"Resolve to Repeal Certain Special Resolve Pensions." (H. P. 594) (L. D. 840)

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

**Senate**

Bill, "An Act Repealing Bounty on Bobcat, Loupcervier and Canada Lynx." (S. P. 133) (L. D. 328)

Bill, "An Act Relating to Digging Out Foxes." (S. P. 161) (L. D. 383)

Bill, "An Act Providing Ferry Service Between Mainland and Islands in Casco Bay, Cumberland County." (S. P. 246) (L. D. 629)

Bill, "An Act Relating to Distribution and Sale of Publications Depicting Crime and Torture." (S. P. 249) (L. D. 632)

Bill, "An Act Relating to Maturity Date of Bonds of Jay School District." (S. P. 263) (L. D. 676)

Bill, "An Act to Ratify and Confirm the Incorporation of Woodfords Corner Congregational Parish Society." (S. P. 308) (L. D. 854)

"Resolve Regulating Fishing in Heald Pond, Somerset County." (S. P. 93) (L. D. 211)

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

Sent down for concurrence.

**Senate — as amended**

Bill, "An Act Clarifying the Laws Relating to Support of Dependents." (S. P. 283) (L. D. 745)

"Resolve Authorizing Arthur W. Bushey and Alice Bushey, John Tibbetts, Archie Leeman, and Oscar Bradstreet, all of Palermo, to Sue the State of Maine." (S. P. 258) (L. D. 671)

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

Sent down for concurrence.

**Orders of the Day**

The PRESIDENT: Under Orders of the Day, I am sure that the Senate joins me in saying how pleased we are that our good friend and colleague, the Senator from Washington, Senator Brown escaped without injury from what could have been a serious accident yesterday. We are most happy to see you back, Senator Brown.

The Chair would report to the Senate that there are in the office of the Director of Legislative Research, ready for signature, twelve Senate bills and forty-three House bills. Still to be prepared are ten for each branch. The stop-order as you recall passed both branches last Friday. I pass that on for your information.

On motion by Mr. Fournier of York

Adjourned until tomorrow morning at ten o'clock.