

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

Friday, March 27, 1959

Senate called to order by the President.

Prayer by Rev. Douglas H. Robbins of Augusta.

On motion by Mr. Dow of Lincoln,

Journal of yesterday read and approved.

Order

On motion by Mr. Woodcock of Penobscot, out of order and under suspension of the rules,

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, March 31st, at ten o'clock in the forenoon. (S. P. 438)

Which was read and passed.
Sent down for concurrence.

Papers from the House

Bill, "An Act Regulating Open Season on Deer by Zones." (S. P. 92) (L. D. 210)

In Senate on March 19, passed to be engrossed.

Comes from the House, passed to be engrossed as amended by House Amendment A (Filing 129) in non-concurrence.

In the Senate, on motion by Mr. Carpenter of Somerset, tabled pending consideration.

"Resolve Authorizing the State Tax Assessor to Convey by Sale the Interest of the State in certain Lands in the Unorganized Territory." (S. P. 137) (L. D. 332)

In Senate on March 19, passed to be engrossed as amended by Committee Amendment A (Filing 94)

Comes from the House, Committee Amendment A Indefinitely Postponed and Resolve passed to be engrossed as amended by House Amendment A (Filing 132)

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

Bill, "An Act to Incorporate the Eastport Water District." (H. P. 315) (L. D. 462)

In Senate on March 11, passed to be engrossed as amended by Committee Amendment A (Filing 46) in concurrence.

Comes from House, recommitted to the committee on Public utilities in non-concurrence.

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

**House Committee Reports
Referred to Next Legislature**

The Committee on Transportation on Bill, "An Act Permitting Certain Trailers and Truck Tractors on four-lane Highways." (H. P. 839) (L. D. 1190) reported that same be referred to the Next Legislature.

On motion by Mr. Ross of Sagadahoc, tabled pending acceptance of the report.

Leave to Withdraw

The Committee on Legal Affairs on Bill, "An Act Providing for Advisory Referendum for City of Bath." (H. P. 834) (L. D. 1185) reported that same be granted Leave to Withdraw.

Which report was read and accepted in concurrence.

Ought Not to Pass

The Committee on Claims on "Resolve in Favor of Norman H. Farnham of Fort Fairfield." (H. P. 185) reported that the same Ought not to pass as Covered by Other Legislation.

The same Committee on "Resolve Providing for Pension of Louise Gagnon of Fairfield." (H. P. 363) (L. D. 522) reported that the same bought not to pass.

The Committee on Legal Affairs on Bill, "An Act Relating to Sale of Used Fire Equipment." (H. P. 654) (L. D. 946) reported that the same Ought not to pass.

The same Committee on Bill, "An Act Relating to Dance Hall Licenses." (H. P. 655) (L. D. 947) reported that the same Ought not to pass.

The same Committee on Bill, "An Act Relating to Inspection of Buildings and Premises." (H. P. 658) (L. D. 950) reported that the same Ought not to pass.

The Committee on Public Utilities on Bill, "An Act Relating to Removal from Waters of Debris Which Threatens Damage." (H. P. 729) (L. D. 1034) reported that the same Ought not to pass.

The Committee on Transportation on Bill, "An Act Relating to Special

Registration Plates for Uninsured Motor Vehicles.” (H. P. 574) (L. D. 807) reported that the same Ought not to pass.

Which reports were severally read and accepted in concurrence.

The Committee on Retirements and Pensions on “Resolve Providing for Pensions for Loomis and Emma Deane of Fort Fairfield.” (H. P. 625) (L. D. 893) reported that the same Ought not to pass.

Comes from the House, recommitted to the Committee on Retirements and Pensions.

In the Senate, on motion by Mr. Stilphen of Knox, tabled pending acceptance of the report.

Ought to Pass

The Committee on Transportation on Bill, “An Act Requiring Certain Trucks to Carry Flares.” (H. P. 705) (L. D. 1005) reported that the same Ought to pass.

Comes from the House, report accepted; subsequently the bill was Indefinitely Postponed.

In the Senate, on motion by Mr. Cole of Waldo, the Senate voted to concur with the House in the Indefinite Postponement of the bill.

Ought to Pass — N.D.

The Committee on Legal Affairs on Bill, “An Act Relating to Licenses for Pari Mutuel Harness Horse Racing.” (H. P. 610) (L. D. 870) reported same in New Draft (H. P. 911) (L. D. 1283) Under same Title, and that it Ought to pass.

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

**Majority — OTP
Minority — ONTP**

The Majority of the Committee on Liquor Control on Bill, “An Act Permitting Sale of Liquor on Election Days After Polls Close.” (H. P. 765) (L. D. 1083) reported that the same Ought to pass.

(Signed)

Senators:

WILLEY of Hancock
BOUCHER of Androscoggin

Representatives:

MAYO of Bath
BROWN of Bangor

LACHARITE of Brunswick
DOSTIE of Winslow
COUTURE of Lewiston

The Minority of the same Committee on the same subject matter, reported that the bill ought not to pass.

(Signed)

Senators:

CARPENTER of Somerset

Representatives:

CHRISTIE of Presque Isle
CHAPMAN of Norway

In House, Majority Report Accepted and the bill Passed to be Engrossed.

In the Senate, on motion by Mr. Boucher of Androscoggin, tabled pending acceptance of either report.

**Majority — OTP
Minority — ONTP**

The Majority of the Committee on Transportation on Bill, “An Act Relating to Operation of Farm Trucks.” (H. P. 459) (L. D. 665) reported that the same Ought to pass.

(Signed)

Senators:

COLE of Waldo
PARKER of Piscataquis
DUNN of Kennebec

Representatives:

HOBBS of Acton
LINDSAY of Brewer
DUMAINE of Readfield
LEBEL of Van Buren
WALLS of Millinocket

The Minority of the same Committee on the same subject matter, reported that the bill Ought not to pass.

(Signed)

Representatives:

DUNN of Poland
DUMAIS of Lewiston

In House, Majority Report Accepted and the bill Passed to be Engrossed.

In the Senate, on motion by Mr. Cole of Waldo, the Majority Report “Ought to pass” was accepted in concurrence, the bill read once and tomorrow assigned for second reading.

**Senate Committee Reports
Leave to Withdraw**

Mr. Weeks from the Committee on Judiciary on “Resolve Authoriz-

ing Board of Bar Examiners to Permit Esther Thibodeau of Augusta to Take Bar Examination." (S. P. 415) (L. D. 1199) reported that same be granted Leave to Withdraw.

Which report was read and accepted.

Sent down for concurrence.

Ought to Pass

Mr. Thurston from the Committee on Highways on Bill, "An Act Relating to Cost of Snow Removal on the Interstate System." (S. P. 400) (L. D. 1168) reported that the same Ought to pass.

Mr. Parker from the same Committee on "Resolve Relating to Ferry Terminals at Islesboro and Lincolnville." (S. P. 367) (L. D. 1050) reported that the same Ought to pass.

Mr. Farley from the Committee on Towns and Counties on Bill, "An Act Relating to County Appropriations to Promote Counties." (S. P. 299) (L. D. 823) reported that the same Ought to pass.

The same Senator from the same Committee on Bill, "An Act Relating to Use of Surplus Funds by Counties." (S. P. 300) (L. D. 824) 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.

Second Readers

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

House

Bill, "An Act Relating to Local Option for a Certain Liquor Question." (H. P. 213) (L. D. 304)

Bill, "An Act Permitting Certain Public utility Corporations to Hold Stockholders Meetings Outside the State." (H. P. 440) (L. D. 646)

Bill, "An Act Relating to Acceptance of Surety Company Bonds in Lieu of Bail Bonds or Other Sureties." (H. P. 556) (L. D. 790)

Bill, "An Act Relating to Use of Prior Convictions in Motor Vehicle Registration and License Suspensions." (H. P. 558) (L. D. 792)

Bill, "An Act Increasing Payment to Washington County Law Library." (H. P. 617) (L. D. 885)

Bill, "An Act Relating to Cost of Furnishing Copies of Insurance Laws and Related Information." (H. P. 682) (L. D. 982)

Bill, "An Act Relating to Definition of Tavern Under Liquor Laws." (H. P. 695) (L. D. 995)

Bill, "An Act Relating to Local Option for Sale of Malt Liquor in Clubs and Part-time Hotels." (H. P. 722) (L. D. 1027)

Bill, "An Act Relating to Loan and Building Associations." (H. P. 803) (L. D. 1142)

Bill, "An Act Relating to Local Option for Sale of Malt Liquor by Hotels and Clubs." (H. P. 909) (L. D. 1281)

Bill, "An Act Relating to Credit Between Malt Beverage Manufacturers and Wholesalers." (H. P. 910) (L. D. 1282)

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

House — as amended

Bill, "An Act Relating to Planting Forest Nursery Tree Seedlings." (H. P. 127) (L. D. 185)

Bill, "An Act Relating to Speed of Motor Vehicles." (H. P. 375) (L. D. 533)

Bill, "An Act Relating to Withdrawal of Town From School Supervisory Union." (H. P. 541) (L. D. 776)

Bill, "An Act Relating to Open Season on Fisher in Certain Counties." (H. P. 606) (L. D. 866)

(On motion by Mr. Dow of Lincoln, tabled pending passage to be engrossed.)

Bill, "An Act Relating to Pre-arranged Payments for Funerals or Burial Plans." (H. P. 631) (L. D. 923)

Bill, "An Act Relating to Dissolution of Corporations for Non-use of Corporate Powers." (H. P. 645) (L. D. 936)

Bill, "An Act Relating to Transfer to State of Maine of Portland Bridge, Cumberland County." (H. P. 745) (L. D. 1064)

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

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

Senate — as amended

Bill, "An Act Increasing Salary of Mayor of the City of Lewiston." (S. P. 336) (L. D. 912)

"Resolve in Favor of George Freyer, Jr. Covington, Kentucky." (S. P. 365) (L. D. 1048)

"Resolve in Favor of Lena Freyer of Covington, Kentucky." (S. P. 366) (L. D. 1049)

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

Sent down for concurrence.

Enactors

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

Bill, "An Act to Incorporate the Town of Topsfield." (H. P. 45) (L. D. 65)

(On motion by Mr. Pierce of Hancock, the bill was laid upon the Special Appropriations Table pending passage to be enacted.)

Bill, "An Act Relating to Qualifications of Directors of Corporations, (H. P. 114) (L. D. 169)

(On motion by Mr. Ross of Sagadahoc, tabled pending passage to be enacted.)

Bill, "An Act Relating to Survivor Benefits and Budget Estimates Under Maine State Retirement System." (H. P. 217) (L. D. 308)

(On motion by Mr. Pierce of Hancock, the bill was laid upon the Special Appropriations Table pending passage to be enacted.)

Bill, "An Act Permitting Town of Fort Kent to Raise Money for Boarding Home for Aged." (H. P. 358) (L. D. 517)

Bill, "An Act Relating to Terms of Office of the Aeronautics Commission." (H. P. 368) (L. D. 527)

Bill, "An Act Relating to Taking of Tom Cods in Gouldsboro and Steuben." (H. P. 429) (L. D. 635)

Bill, "An Act Relating to Digging Clams in Kennebunkport, York County." (H. P. 564) (L. D. 797)

Bill, "An Act Relating to Procedure in State Construction Contracts." (S. P. 239) (L. D. 622)

Bill, "An Act to Incorporate the R. and T. Cement Railroad Company." (S. P. 309) (L. D. 855)

Which bills were severally passed to be enacted.

"Resolve Designating the Interstate Highway System in Maine as

Brian M. Jewett Memorial Highway." (H. P. 907) (L. D. 1278)
Which resolve was finally passed.

Emergency

Bill, "An Act Amending Laws Relating to Employment Offices." (S. P. 307) (L. D. 853)

Which bill, being an emergency measure, and having received the affirmative vote of 23 members of the Senate, was Passed to be Enacted.

Orders of the Day

On motion by Mr. Stilphen of Knox, the Senate voted to take from the table House Committee Report "Ought not to pass" on "Resolve Providing for Pensions for Loomis and Emma Deane of Fort Fairfield," (H. P. 625) (L. D. 893) which came from the House, recommitted to the Committee on Retirements and Pensions and which was tabled by that Senator earlier in today's session; and on further motion by the same Senator the Senate voted to concur with the House in recommitting the resolve to the Committee on Retirements and Pensions.

On motion by Mr. Martin of Kennebec, the Senate voted to take from the table the 45th tabled and unassigned matter, (H. P. 12) (L. D. 21) Bill, "An Act Relating to Town Meetings of Sanford," which was tabled by that Senator on March 26th pending consideration.

On further motion by the same Senator, under suspension of the rules, the Senate voted to reconsider its action whereby the bill was passed to be enacted, and under suspension of the rules, to further reconsider its action whereby the bill was passed to be engrossed.

The same Senator then presented Senate Amendment "B" and moved its adoption. Senate Amendment "B" was read by the Secretary and adopted, and the bill was passed to be engrossed as amended by Committee Amendment "A", Senate Amendment "A" and Senate Amendment "B" in nonconcurrence.

Sent down for concurrence.

On motion by Mr. Woodcock of Penobscot,

Adjourned until 10:00 A.M. Tuesday March 31st.