

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

# ACTS AND RESOLVES

AS PASSED BY THE

Ninety-ninth Legislature

OF THE

# STATE OF MAINE

Published by the Director of Legislative Research in accordance with subsection VI of section 27 of chapter 10 of the Revised Statutes of 1954.

---

KENNEBEC JOURNAL

AUGUSTA, MAINE

1959

---

---

---

Selected  
Proclamations

by

Governor Edmund S. Muskie

---

---

---

## STATE OF MAINE

## PROCLAMATION BY THE GOVERNOR

Referendum upon Acts Increasing Operators' License and Registration Fees

WHEREAS, the Ninety-eighth Legislature of the State of Maine convening upon the first Wednesday of January in the year of our Lord one thousand nine hundred and fifty-seven, duly enacted a Public Law entitled, "An Act Increasing Registration Fees for Motor Vehicles and Operators' Licenses," which law appears in the Public Laws of the State of Maine for the year 1957 as Chapter 330; said Ninety-eighth Legislature also duly enacted a Public Law entitled, "An Act Relating to Registration Fees on Certain Commercial Vehicles," which law appears in the Public Laws of the State of Maine for the year 1957 as Chapter 363 thereof, and

WHEREAS, it appears that written petitions bearing the signatures of 31,390 electors of this State, which number is in excess of ten per cent of the total vote for Governor cast in the last gubernatorial election preceding the filing of such petitions, were addressed to the Governor and were filed in the office of the Secretary of State within ninety days after the recess of the said Ninety-eighth Legislature requesting that parts of said acts be referred to the people and it therefore appeared that the effect of portions of said Public Acts were suspended by said petitions under the provisions of the Constitution of Maine;

NOW, THEREFORE, I, Edmund S. Muskie, Governor of the State of Maine, hereby declare that the whole of Section 1 (increasing registration fees on passenger cars); all references in Section 4 increasing fees on motor trucks from 0 pounds to 26,000 pounds gross weight; and the whole of Section 6 (increasing operators' license fees from \$2 to \$3); of the act entitled, "An Act Increasing Registration Fees for Motor Vehicles and Operators' Licenses," designated as Chapter 330 of the Public Laws of 1957, and also all references increasing fees on motor trucks from 0 pounds to 26,000 pounds gross weight in Section 1 of a certain act entitled, "An Act Relating to Registration Fees on Certain Commercial Vehicles," designated as Chapter 363 of the Public Laws of 1957, has been suspended, and

WHEREAS, said petitioners requested that a special election be called in accordance with the provisions of the Constitution, and

WHEREAS, under the provisions of Section 17 of Part Third of Article IV of the Constitution of Maine, such election may be held not less than four months and not more than six months from the date of this proclamation.

NOW, THEREFORE, I hereby designate the second Monday of March, being the tenth day of said month, in the year of our Lord one thousand nine hundred and fifty-eight as the time on which the above mentioned Public Acts

shall be voted on by the people of the State, in accordance with the constitutional provision.

IN WITNESS WHEREOF, I have caused the Seal of the State to be hereunto affixed at Augusta, this nineteenth day of September in the year of our Lord one thousand nine hundred and fifty-seven and in the year of the Independence of the United States the one hundred and eighty-second.

EDMUND S. MUSKIE,  
Governor

By the Governor :

HAROLD I. GOSS,  
Secretary of State

A true copy.

Attest :

JAMES LORD, JR.,  
Deputy Secretary of State

---

STATE OF MAINE

---

**PROCLAMATION BY THE GOVERNOR**

AN ACT to Authorize Ferry Service for North Haven, Vinalhaven, Islesboro and Swan's Island

WHEREAS, the Ninety-eighth Legislature of the State of Maine by an act entitled, "AN ACT to Authorize Ferry Service for North Haven, Vinalhaven, Islesboro and Swan's Island," passed by a concurrent vote of both branches and approved May 29, 1957, which said act is known and identified as Chapter 190 of the Private and Special Laws of 1957, enacted said measure expressly conditioned upon the people's ratification by a referendum vote, at the next general or special state-wide election, and

WHEREAS, such an election was duly called and held on the second Monday of September, 1957 as provided by law, and

WHEREAS, it appears by the return of votes given in by the electors of the various cities, towns and plantations voting upon said act, upon the ninth day of September, 1957 that a majority of said votes were in favor of this act becoming a law, namely : 68,188 for, and 30,363 opposed ;

NOW, THEREFORE, I, Edmund S. Muskie, Governor of the State of Maine, in pursuance of the provisions of the Constitution of said State in such case

provided declare said measure adopted, to take effect and become a law thirty days from the date of this proclamation.

Given at the office of the Governor at Augusta and sealed with the Great Seal of the State of Maine, this nineteenth day of September, in the year of Our Lord One Thousand Nine Hundred and Fifty-seven, and of the Independence of the United States of America, the One Hundred and Eighty-second.

EDMUND S. MUSKIE,  
Governor

By the Governor:  
PAUL A. MacDONALD,  
Deputy Secretary of State

---

STATE OF MAINE

---

**PROCLAMATION BY THE GOVERNOR**

AN ACT to Authorize the Issuance of Bonds in the Amount of Twenty-four Million Dollars on Behalf of the State of Maine for the Purpose of Building State Highways.

WHEREAS, the Ninety-eighth Legislature of the State of Maine by an act entitled, "AN ACT to Authorize the Issuance of Bonds in the Amount of Twenty-four Million Dollars on Behalf of the State of Maine for the Purpose of Building State Highways," passed by a concurrent vote of both branches and approved May 28, 1957, which said act is known and identified as Chapter 173 of the Private and Special Laws of 1957, enacted said measure expressly conditioned upon the people's ratification by a referendum vote, at the next general or special state-wide election, and

WHEREAS, such an election was duly called and held on the second Monday of September, 1957 as provided by law, and

WHEREAS, it appears by the return of votes given in by the electors of the various cities, towns and plantations voting upon said act, upon the ninth day of September, 1957 that a majority of said votes were in favor of this act becoming a law, namely: 74,285 for, and 24,739 opposed;

NOW, THEREFORE, I, Edmund S. Muskie, Governor of the State of Maine, in pursuance of the provisions of the Constitution of said State in such case

provided declare said measure adopted, to take effect and become a law thirty days from the date of this proclamation.

Given at the office of the Governor at Augusta and sealed with the Great Seal of the State of Maine, this nineteenth day of September, in the year of Our Lord One Thousand Nine Hundred and Fifty-seven, and of the Independence of the United States of America, the One Hundred and Eighty-second.

EDMUND S. MUSKIE,  
Governor

By the Governor:  
PAUL A. MacDONALD,  
Deputy Secretary of State

---

STATE OF MAINE

---

PROCLAMATION BY THE GOVERNOR

Authorization of the Amendment to the Constitution Pledging Credit of State for Guaranteed Loans for Industrial Purposes

WHEREAS, the Ninety-eighth Legislature of the State of Maine by a Resolve passed by a concurrent vote of both branches and approved May 29, 1957 proposed to the electors of said State the following amendments to the Constitution, to wit:

"The 1st sentence of Section 14 of Article IX of the Constitution is hereby amended to read as follows:

'The credit of the State shall not be directly or indirectly loaned in any case, except as provided in section 14-A.'

Article IX of the Constitution is hereby amended by adding thereto a new section to be numbered 14-A, to read as follows:

'Section 14-A. For the purposes of fostering, encouraging and assisting the physical location, settlement and resettlement of industrial and manufacturing enterprises within the State, the Legislature by proper enactment may insure the payment of mortgage loans on the real estate within the State of such industrial and manufacturing enterprises not exceeding in the aggregate \$20,000,000 in amount at any one time and may also appropriate moneys and authorize the issuance of bonds on behalf of the State at such times and in such amounts as it may determine to make payments insured as aforesaid.' and

WHEREAS, it appears by the return of votes given in by the electors of the various cities, towns and plantations, voting upon said amendment, as directed in the aforementioned Resolve, upon the ninth day of September, nineteen hundred and fifty-seven, and canvassed by the Governor and Council on September

eighteenth, nineteen hundred and fifty-seven, that a majority of said votes were in favor of this amendment, namely 66,427 for, and 30,750 opposed;

NOW, THEREFORE, I, Edmund S. Muskie, Governor of the State of Maine, do proclaim the Constitution of the State of Maine amended as proposed, and in accordance with the provisions of this said Resolve, the amendment shall hereupon as of the date of this proclamation become a part of the Constitution.

Given at the office of the Governor at Augusta and sealed with the Great Seal of the State of Maine, this nineteenth day of September, in the year of Our Lord One Thousand Nine Hundred and Fifty-seven, and of the Independence of the United States of America, the One Hundred and Eighty-second.

EDMUND S. MUSKIE,  
Governor

By the Governor:  
PAUL A. MacDONALD,  
Deputy Secretary of State

---

STATE OF MAINE

---

**PROCLAMATION BY THE GOVERNOR**

Authorization of the Amendment to the Constitution Changing the Tenure of Office of the Governor to Four-Year Terms

WHEREAS, the Ninety-eighth Legislature of the State of Maine by a Resolve passed by a concurrent vote of both branches and approved May 22, 1957 proposed to the electors of said State the following amendments to the Constitution, to wit:

“The first sentence of Section 4 of Article II of the Constitution is hereby amended to read as follows:

‘The election of Senators and Representatives shall be on the second Monday of September biennially forever and the election of Governor shall be on the second Monday of September every four years.’

Section 2 of Part First of Article V of the Constitution is hereby amended to read as follows:

‘Section 2. The Governor shall be elected by the qualified electors, and shall hold his office for four years from the first Wednesday of January next following the election. The person who has served two consecutive popular elective four-year terms of office as Governor shall be ineligible to succeed himself.’

The first and second sentences of Section 3 of Part First of Article V of the Constitution are hereby amended to read as follows:



'The meetings for election of Governor every four years shall be notified, held and regulated, and votes shall be received, sorted, counted, declared and recorded, in the same manner as those for Senators and Representatives. They shall be sealed and returned into the Secretary's office in the same manner, and at the same time every four years as those for Senators.'

Section 14 of Part First of Article V of the Constitution is hereby amended to read as follows :

'Section 14. Whenever the office of Governor shall become vacant by death, resignation, removal from office or otherwise, the President of the Senate shall assume the office of Governor until another Governor shall be duly qualified; in the event such vacancy occurs not less than 90 days immediately preceding the date of the primaries for nominating candidates to be voted for at the biennial election next succeeding, the President of the Senate shall exercise the office of Governor until the first Wednesday of January following such biennial election. At such biennial election, a Governor shall be elected to fill the unexpired term created by such vacancy, unless the vacancy shall have occurred less than 90 days immediately preceding the date or, or after, such primaries, in which case the then President of the Senate shall fill the unexpired term; and in case of the death, resignation, removal from office or other disqualification of the President of the Senate, so exercising the office of Governor, the Speaker of the House of Representatives shall exercise the office, until a President of the Senate shall have been chosen; and when the office of Governor, President of the Senate, and Speaker of the House shall become vacant, in the recess of the Senate, the person, acting as Secretary of State for the time being, shall by proclamation convene the Senate, that a President may be chosen to exercise the office of Governor. And whenever either the President of the Senate, or Speaker of the House shall so exercise said office, he shall receive only the compensation of Governor, but his duties as President or Speaker shall be suspended; and the Senate or House, shall fill the vacancy, until his duties as Governor shall cease.' " and

WHEREAS, it appears by the return of votes given in by the electors of the various cities, towns and plantations, voting upon said amendment, as directed in the aforementioned Resolve, upon the ninth day of September, nineteen hundred and fifty-seven, and canvassed by the Governor and Council on September eighteenth, nineteen hundred and fifty-seven, that a majority of said votes were in favor of this amendment, namely 60,240 for, and 41,392 opposed;

NOW, THEREFORE, I, Edmund S. Muskie, Governor of the State of Maine, do proclaim the Constitution of the State of Maine amended as proposed, and in accordance with the provisions of this said Resolve, the amendment shall hereupon as of the date of this proclamation become a part of the Constitution.

Given at the office of the Governor at Augusta and sealed with the Great Seal of the State of Maine, this nineteenth day of September, in the year of Our Lord One Thousand Nine Hundred and Fifty-seven, and of the Independence of the United States of America, the One Hundred and Eighty-second.

EDMUND S. MUSKIE,  
Governor

By the Governor:

PAUL A. MacDONALD,  
Deputy Secretary of State

## STATE OF MAINE

## PROCLAMATION BY THE GOVERNOR

## Authorization of the Amendment to the Constitution Changing the Date of the General Election

WHEREAS, the Ninety-eighth Legislature of the State of Maine by a Resolve passed by a concurrent vote of both branches and approved May 22, 1957 proposed to the electors of said State the following amendments to the Constitution, to wit:

“The 1st sentence of section 4 of Article II of the Constitution is hereby amended to read as follows:

‘The election of Governor, Senators and Representatives shall be on the Tuesday following the first Monday of November biennially forever.’

The 1st sentence of section 20 of Part Third of Article IV of the Constitution is hereby amended to read as follows:

‘As used in either of the three preceding sections the words “electors” and “people” mean the electors of the State qualified to vote for Governor; “recess of the Legislature” means the adjournment without day of a session of the Legislature; “general election” means the November election for choice of presidential electors, Governor and other State and county officers; “measure” means an act, bill, resolve or resolution proposed by the people, or two or more such, or part or parts of such, as the case may be; “written petition” means one or more petitions written or printed, or partly written and partly printed, with the original signatures of the petitioners attached, verified as to the authenticity of the signatures by the oath of one of the petitioners certified thereon, and accompanied by the certificate of the clerk of the city, town or plantation in which the petitioners reside that their names appear on the voting list of his city, town or plantation as qualified to vote for Governor.’

Section 7 of Article VI of the Constitution is hereby amended to read as follows:

‘Section 7. Election and tenure of judges and registers of probate; vacancies. Judges and registers of probate shall be elected by the people of their respective counties, by a plurality of the votes given in, at the biennial election on the Tuesday following the first Monday of November, and shall hold their offices for four years, commencing on the first day of January next after their election. Vacancies occurring in said offices by death, resignation or otherwise, shall be filled by election in manner aforesaid at the November election, next after their occurrence; and in the meantime, the Governor, with the advice and consent of the Council, may fill said vacancies by appointment, and the persons so appointed shall hold their offices until the first day of January next after the election aforesaid.’

The 1st paragraph of section 10 of Article IX of the Constitution is hereby amended to read as follows:

‘Sheriffs shall be elected by the people of their respective counties, by a plurality of the votes given in on the Tuesday following the first Monday of Novem-

ber, and shall hold their offices for two years from the first day of January next after their election, unless sooner removed as hereinafter provided.'

Section 4 of Article X of the Constitution is hereby amended to read as follows:

'Section 4. Amendments to Constitution. The Legislature, whenever two-thirds of both Houses shall deem it necessary, may propose amendments to this Constitution; and when any amendments shall be so agreed upon, a resolution shall be passed and sent to the selectmen of the several towns, and the assessors of the several plantations, empowering and directing them to notify the inhabitants of their respective towns and plantations, in the manner prescribed by law, at the next biennial meetings in the month of November, or to meet in the manner prescribed by law for calling and holding biennial meetings of said inhabitants for the election of Senators and Representatives, on the Tuesday following the first Monday of November following the passage of said resolve, to give in their votes on the question, whether such amendment shall be made; and if it shall appear that a majority of the inhabitants voting on the question are in favor of such amendment, it shall become a part of this Constitution.'

WHEREAS, it appears by the return of votes given in by the electors of the various cities, towns and plantations, voting upon said amendment, as directed in the aforementioned Resolve, upon the ninth day of September, nineteen hundred and fifty-seven, and canvassed by the Governor and Council on September eighteenth, nineteen hundred and fifty-seven, that a majority of said votes were in favor of this amendment, namely 63,820 for and 36,202 opposed;

NOW, THEREFORE, I, Edmund S. Muskie, Governor of the State of Maine, do proclaim the Constitution of the State of Maine amended as proposed, and in accordance with the provisions of this said Resolve, the amendment shall hereupon as of the date of this proclamation become a part of the Constitution.

Given at the office of the Governor at Augusta and sealed with the Great Seal of the State of Maine, this nineteenth day of September, in the year of Our Lord One Thousand Nine Hundred and Fifty-seven, and of the Independence of the United States of America, the One Hundred and Eighty-second.

EDMUND S. MUSKIE,  
Governor

By the Governor:  
PAUL A. MacDONALD,  
Deputy Secretary of State