

# 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)

LEGISLATIVE RECORD

OF THE

*One-Hundredth Legislature*

OF THE

STATE OF MAINE

VOLUME II

MAY 12 - JUNE 17, 1961

and

SPECIAL SESSION

NOV. 27 - DEC. 2, 1961

DAILY KENNEBEC JOURNAL

AUGUSTA, MAINE

## HOUSE

Saturday, December 2, 1961

The House met according to adjournment and was called to order by the Speaker.

Prayer by the Rev. Mr. Joseph Craig of Augusta.

The journal of yesterday was read and approved.

The SPEAKER: We stand at this sixth day of the special session, at the day of adjournment. I was a member of this body during the special session in January 1960. During that special session we had before us 51 bills. We convened on January 9 and adjourned on January 29. With 62 bills before this special session of the Legislature on Monday of this week, I held only a small ray of hope that on this Saturday we would be at the day of adjournment. The improbable is always possible when there are those who dare to strive to achieve it.

We stand now in living testimony of the truth of that statement. There is glory enough in our unprecedented achievement to spill over the entire membership of this House and the Senate. The gentleman from Pittsfield, Mr. Baxter, the Majority Floor Leader of the House, and the gentleman from Woodstock, Mr. Whitman, the Assistant Majority Floor Leader of the House, are to be particularly commended for the excellent manner in which they expedited this legislation at every turn.

I have previously mentioned the cooperation we have received from the Clerk, the Assistant Clerk, and their staff. We have others behind the scenes who have worked into the night to have all of our bills ready for us on the next day and today. The Engrossing Department in the Office of the Secretary of State, has worked until past midnight three nights of this week, and until quarter past one last evening. Also, the Budget Officer has worked long hours and the Director of Legislative Research and his staff. And we must also appreciate the extensive work that has been done by the House Reporter, Mr. Raymond Gidney and his Assistant,

Mrs. Greta Merrill. All I can say is, well done, 100th Legislature. You have always been one who did things in a big way with a flourish and in a grand manner.

The SPEAKER: At this time, the Chair will request the Sergeant-at-Arms to escort the gentleman from Pittsfield, Mr. Baxter, to the rostrum to serve as Speaker pro tem.

Thereupon, Mr. Baxter assumed the Chair as Speaker pro tem amid the applause of the House and Speaker Good retired from the Hall.

On motion of the gentlewoman from Chelsea, Mrs. Shaw, House Rule 25 was suspended for the remainder of today's session in order to permit smoking.

The SPEAKER pro tem: The Chair would like to recognize at this time the presence in the balcony of the House eight members of the Cub Scout Pack 158 of Lewiston, accompanied by their Den Mother Mrs. Louis Talon and Cub Master Marcelle Corriveau of Lewiston. It is our understanding from recent observation that the Assistant Den Mother is the gentleman from Lewiston, Mr. Jalbert. The Chair takes great pleasure in welcoming you here to our session today. (Applause)

## Orders

The SPEAKER pro tem: The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker and Members of the House: Mr. Speaker, to you particularly before I present my order, I am sure that you thought of other names for me besides Assistant Den Mother. However, I will present an order and move its passage.

Thereupon, Mr. Jalbert of Lewiston presented the following Order and moved its passage:

WHEREAS, a Bates College team recently achieved its fourth consecutive win in the TV College Bowl by defeating a Trinity College team, 205 to 140; and

WHEREAS, this win paved the way for Bates College to seek a fifth win in nationally televised educational competition; and

WHEREAS, Bates College has received a substantial amount in scholarship grants as the result of previous wins and will receive, if successful in its next appearance, additional scholarship awards as well as a silver bowl with the names of the team members engraved on it; and

WHEREAS, competing teams may compete a maximum of five times in the TV College Bowl and receive a bonus scholarship grant if they win all five contests; and

WHEREAS, Bates College has received letters of congratulations from alumni and well wishers from coast to coast for its splendid record; now, therefore, be it

ORDERED, the Senate concurring, that the Legislature of the State of Maine extend congratulations to the team coach, Dr. George Goldat and to team members Nicholas Maistrellis of Peabody, Mass., John Bart of Northampton, Mass., Casimer J. Kolaski, Jr. of Ridgefield, Conn. and Jeffrey A. Rouault of Fayetteville, N. Y. for their achievements and wish them every success in their forthcoming appearance on the College Bowl program December 10th when they will meet a team from Macalester College, St. Paul, Minn. for their fifth and final competition; and be it further

ORDERED, that attested copies of this joint order be immediately transmitted by the Secretary of the Senate to the President of Bates College, to Coach Goldat and individually to each of the aforementioned members of his team. (H. P. 1247)

The Order received passage and was sent up for concurrence.

The SPEAKER pro tem: The Chair would ask the gentleman from Madison, Mr. Fogg, to approach the rostrum.

The gentleman from Madison, Mr. Fogg, approached the rostrum.

The SPEAKER pro tem: Jerry Plante and I have been kidding for some time about the fact that I owe him a cigar for being such a good boy at this session. He wanted a Corona-Corona. I don't happen to have a Corona-Corona, but I do have something here

which I would like Jerry to have, and this is a very special cigar. It reads: "Made in Tampa, Florida especially for the Honorable John H. Reed, Governor of Maine." Of course being able to get into the front office these days and get some of these things, I know it is a little more difficult for Jerry to get in the hallowed halls there, and of course I hope that this is as close as he will be getting to it for quite some time. Will you see that that is delivered to Jerry for me?

Mr. FOGG: Thank you, John, for your consideration. I shall give it to Jerry with your kind remarks. Of course I wouldn't want to venture to say whether he would choke on it or not. (Applause)

The SPEAKER pro tem: The Chair would like to mention that the gentleman from Old Orchard, Mr. Plante, has just entered and it would seem the timing was almost perfect.

At this point, Speaker Good returned to the rostrum.

SPEAKER GOOD: The Chair wishes to congratulate the gentleman from Pittsfield, Mr. Baxter, for the usual excellent performance of his duties as Speaker pro tem.

Thereupon, the Sergeant-at-Arms escorted the gentleman from Pittsfield, Mr. Baxter, to his seat on the Floor, amid the applause of the House, and Speaker Good resumed the Chair.

The SPEAKER: The Chair at this time would request the Sergeant-at-Arms to escort the gentleman from Cape Elizabeth, Mr. Berry, to the rostrum to act as Speaker pro tem.

Thereupon, Mr. Berry assumed the Chair as Speaker pro tem amid the applause of the House and Speaker Good retired from the Hall.

#### Passed to Be Enacted

An Act Providing for Additional Funds for State Grants to Municipalities for Sewage Treatment Works (S. P. 602) (L. D. 1642)

An Act to Correct Errors and Inconsistencies in the Public Laws (S. P. 615) (L. D. 1692)

An Act Repealing Law Creating a Lien on Real Property of Beneficiaries of Public Assistance (H. P. 1210) (L. D. 1663)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, passed to be enacted, signed by the Speaker and sent forthwith to the Senate.

At this point, Speaker Good returned to the rostrum.

**SPEAKER GOOD:** I am sorry the calendar did not afford the gentleman from Cape Elizabeth, Mr. Berry, an opportunity to preside longer. However, I do wish to congratulate him for the excellent performance of his duties while he was here.

Thereupon, the Sergeant-at-Arms escorted the gentleman from Cape Elizabeth, Mr. Berry, to his seat on the Floor, amid the applause of the House, and Speaker Good resumed the Chair.

The **SPEAKER:** The Chair recognizes the gentlewoman from Portland, Mrs. Kilroy.

Mrs. **KILROY:** Mr. Speaker, may I approach the rostrum please?

The **SPEAKER:** The gentlewoman may do so.

Thereupon, the gentlewoman from Portland, Mrs. Kilroy, approached the rostrum.

Mrs. **KILROY:** Just to prove that the Democrats do have an in as well as the Republicans in the front office, I would like to present you with a cigar from Tampa, Florida, from Governor Reed. (Applause)

The **CLERK:** Is that the same one?

Mrs. **KILROY:** No it is not.

The **SPEAKER:** Well I am sure that the Minority Party has more than one cigar, and they certainly have been smoking the peace pipe during this session, and I greatly appreciate the generosity of the gentlewoman from Portland, Mrs. Kilroy, in presenting this cigar to me, because although I do not smoke, I was going to take a cigar home to a friend, I have a friend in Sebago, and give him one of these cigars from Governor Reed, but when I went to look for it, it was gone. I wonder if this is

the same cigar. I am sure that it isn't. Thank you very much.

On motion of Mr. Baxter of Pittsfield,

Recessed for fifteen minutes.

The House was called to order by the Clerk.

The **SPEAKER:** Is there objection to taking up a matter out of order at this time? The Chair hears none. It is on Supplement Number one, 10:30 A.M.

### Senate Report of Committee Ought to Pass

Report of the Committee on Appropriations and Financial Affairs, acting by authority of Joint Order (S. P. 631), reporting a Bill (S. P. 633) under title of "An Act Making Miscellaneous Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1962 and June 30, 1963" and that it "Ought to pass"

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed.

In the House: The Report was read and accepted in concurrence and the Bill read twice. Under suspension of the Rules, the Bill was given its third reading and, without reference to the Committee on Bills in the Third Reading, passed to be engrossed and sent forthwith to the Senate.

### Order out of Order

Mr. Bragdon of Perham presented the following Order and moved its passage:

**ORDERED,** the Senate concurring, that the Legislative Finance Officer be supplied with necessary office space and equipment to carry on his duties and, with the approval of the President of the Senate and the Speaker of the House, be authorized to employ the necessary clerical assistance to perform his duties. (H. P. 1246)

The Order received passage and was sent up for concurrence forthwith.

Mr. Anderson of Ellsworth was granted unanimous consent to address the House briefly.

Mr. ANDERSON: Mr. Speaker and Ladies and Gentlemen of the House: I just would like to say on the eve of our departure that it has been a pleasure working with the Speaker, the Clerk of the House, the Floor Leaders of both parties, and with my colleagues. God bless you all. (Applause)

The SPEAKER: I am sure the remarks made by the gentleman from Ellsworth, Mr. Anderson, are appreciated by all.

Mr. Baxter of Pittsfield was granted unanimous consent to address the House briefly.

Mr. BAXTER: Mr. Speaker, Ladies and Gentlemen of the House: I did approach the Speaker earlier to ask permission to briefly address the House, and in his usual form, and being very proper about these matters, he asked me what it was I was going to talk about, and I told him I was going to talk about the weather, and it is a fine day, there is no question about it.

Now in addition to that I had a few other words which I wanted to say which I think perhaps is in the minds and the hearts of all of us. At a time like this I wish I were more eloquent and I am not, but we have been told by the Speaker today that we have done a good job getting our work done expeditiously and properly. He spoke to all of us in the House and all of the Legislature, the 100th Legislature. Being a modest man of course he could not refer to himself and would not have. I certainly would like to at this time.

I have been working with the Speaker now for a great many months, since January of course. I see him a great deal in between sessions, or I have seen him a great deal between this session and the regular session, and I have nothing but the greatest of admiration for our good friend, Vinal Good. I am sure that the accomplishments which we have made, be they accomplishments, and I think they are, are a reflection of Vinal, of his character, of his judgment, of his knowledge, of the extremely and unbelievable hard work that he has put into the job as Speaker. I don't believe any-

body realizes as much as I do, with the possible exception of the Clerk, or with the exception of the Clerk, the unremitting work that Vinal has put into this job as Speaker of the House of Representatives. I am sure you just wouldn't believe the time that he has put in. This terrific amount of work, coupled with his deep knowledge and understanding and good judgment, I am sure, has meant more than we will ever know to the successful work of the 100th Legislature, both in the regular session and in the special session. I am sure that the State of Maine is much, much better off for his dedication and I want everybody to know that I have considered it a deep and distinct honor to work with the Speaker this time, and I also feel that I have gained something even more priceless, and that is a life-long friend. (Applause, the members rising)

The SPEAKER: Jack, you were very eloquent, and coming from you, it is very much appreciated, because I am also a great admirer of yours, of your ability and your great intelligence. I only have one regret at this time, and that is that my wife is not here to hear you say that.

I do not wish at this time to go into a great discourse on the occupation of the Office of Speaker of the House of Representatives of the State of Maine, but I will say that it is just a tremendous experience, and a tremendous thrill, especially when the session does adjourn on such a happy note, and I will re-echo the statement made by Jack, that not only have we served here in the Legislature, but I know that I have made in the House, 150 very close and personal friends, and I feel that way about all of you.

Of course the progress of the Legislature could not have adjourned on this happy note, as I said earlier in the day, if it hadn't been for the work that all of you have done, and particularly that of the Floor Leader and the Assistant Floor Leader, and I wish them and all of you great success in the future, and I know that each and every one of you can obtain any goals that you may seek to

strive to reach, because already as being Members of the House of Representatives of the State of Maine, you have reached a platform from which you may spring to higher achievements, and you all have the ability. Thank you. (Applause)

The SPEAKER: At this time, the Chair would like to recognize the presence in the Hall of the House of another individual that I have had the great pleasure of working with during the 100th Legislature. I probably spent almost as much time in his office as I have in my own, and every moment of it has been enjoyable and interesting. I am referring to none other than the President of the Senate, the Honorable Earle Hillman, and the Chair will request that the Sergeant-at-Arms escort the President of the Senate to the rostrum to be the guest of the Speaker at this time.

Whereupon, the Honorable Earle M. Hillman, was escorted to the rostrum by the Sergeant-at-Arms amid applause of the House, the Members rising.

The SPEAKER: Ladies and Gentlemen, the President of the Senate, the Honorable Earle Hillman. (Applause)

Mr. HILLMAN: Mr. Speaker and the Honorable Harvey Pease and gentle people: You would think this was planned, but it wasn't. I know the Speaker came over to the Senate last night and I had the privilege of introducing him to the Senate. It seems to be the first time we have had this opportunity since we were elected to the offices.

I know that he gave me quite a flowery introduction, and it seems to me that I think of a little story that is a great Scotch story. They have a little ditty over there that when a person is born why if the fairy comes down and kisses him on the forehead, he is going to be a great philosopher; if he kisses him on the cheek, he is going to be a great orator; if he kisses him on the lips, he is going to be a great singer. Well I don't know where the little fairy kissed the good Speaker, but he sure makes a good Chairman. (Applause)

When I look at these smiles here it makes me think of a story, you know I really don't know how to address you. Representative Smith was asked to speak at the State Prison, and he looked around and he says: "Fellow citizens," well he thought, that's wrong; he says: "Fellow convicts," well he knew that was wrong, so he said: "I'm glad to see so many of you here anyway."

Well I have certainly enjoyed my association with the House Members, also the Senate Members; and it has been heartening for me to have so many House Members visit with me in the office. I am sure I speak for Vinal Good too, because I know that he has enjoyed having the Senate Members visit with him. I can only say to you people; I heard the last of his talk, and I certainly know that what Vinal said, and I am calling him Vinal because this is informal, that he means, and he speaks my words too to you folk, because you can do anything that you attempt to do, I am positive of it. I have never seen such unity; I have never seen such friendliness as there has been here, even among our good friends the Democrats, and I mean that too. I know Jane came in and said to me this morning, Jane Kilroy, we had a lot of fun together, and I think the citizens of the State of Maine should be proud of the Legislators and the job that they have done in the past week. We certainly have shown that we can practice economy by doing a job in a hurry that is costing the State of Maine approximately \$7,000 a day.

Thanks again for inviting me over, Speaker Good, and I have sure enjoyed my stay with you. (Applause)

Thereupon, Honorable Earle Hillman was escorted from the Hall of the House by the Sergeant-at-Arms amid applause of the House, the Members rising.

Mr. Kennedy of Milbridge was granted unanimous consent to address the House briefly.

Mr. KENNEDY: Mr. Speaker, Ladies and Gentlemen of the House: Bouquets and flowers seem to be the order of the day here this

morning. I think it has been a fine gesture by every member here who has contributed to it.

As you all know, Jack and I were opponents for Floor Leader of this House at the beginning of the session. I am sure that it would be unkind of me if I didn't say a word to you folk regarding Jack Baxter. I can only echo what our good Speaker has said relative to this gentleman, but I want to say to you that there hasn't been any animosity in my heart relative to his election. I am very proud that we did elect him. I think he has done a tremendous job, and it was a wonderful choice, and we have worked closely together. We have had differences of opinion of course. I think that many of us have differences of opinion. But wholeheartedly I want to endorse all that our good Speaker has said about Jack, about his ability, about the tremendous work that he has put into the progress of this session.

Our legislative process has been expedited on many occasions which might not have been done had I been your Floor Leader. So in all fairness to Jack, I think we made a good selection. (Applause)

The SPEAKER: Is there objection to taking up out of order an Enactor at this time? The Chair hears none.

#### Passed to Be Enacted

An Act Making Miscellaneous Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1962 and June 30, 1963 (S. P. 633)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed, passed to be enacted, signed by the Speaker and sent forthwith to the Senate.

#### House at Ease

Called to order by the Speaker.

The SPEAKER: The Chair recognizes the gentleman from Pittsfield, Mr. Baxter.

Mr. BAXTER: Mr. Speaker, for the information of the House, we will shortly recess to the sound of the gong which will be in about

half an hour, and when we return, it will be to adjourn. It will be our last meeting.

On motion of Mr. Baxter of Pittsfield,

Recessed until the sound of the gong.

#### After Recess

The House was called to order by the Speaker.

At this point, a message came from the Senate borne by Senator Noyes of that body, informing the House that the Senate had transacted all business before it and was ready to adjourn without day.

The SPEAKER: The Chair recognizes the gentleman from Woodstock, Mr. Whitman.

Mr. WHITMAN: Mr. Speaker, I move that a Committee be appointed charged with the duty of conveying a message to the Senate informing that body that the House has acted on all matters before it and is now ready to adjourn without day.

The SPEAKER: Pursuant to that motion, the Chair will request that the gentleman from Pittsfield, Mr. Baxter, come to the well of the House and that he be escorted to the Senate to inform that body that the House has acted on all matters before it and now stands ready to adjourn.

Subsequently Mr. Baxter reported that he had conveyed the message with which he was charged.

#### Order out of Order

Mr. Lantagne of Biddeford presented the following Order out of order and moved its passage:

WHEREAS, the football team of St. Louis High School of Biddeford, Maine, won the Class A High School Championship and was unbeaten during the season; now, therefore, be it

ORDERED, the Senate concurring, that the Legislature of the State of Maine extend congratulations to Coach Robert Cote and his team for their achievement and wish them well in the future; and be it further



ORDERED, that an attested copy of this Joint Order be immediately transmitted by the Secretary of the Senate to Coach Cote of St. Louis High School. (H. P. 1247)

The Order received passage. Sent up for concurrence forthwith.

#### House at Ease

Called to order by the Speaker.

#### Paper from the Senate

The following paper from the Senate was taken up out of order and under suspension of the rules.

From the Senate: The following Order:

ORDERED, the House concurring, that a Committee of three on the part of the Senate, with such as the House may join, be appointed to wait upon His Excellency, the Governor, and inform him that both branches of the Legislature have acted on all matters before them, and are ready to receive any further communication he may be pleased to make. (S. P. 634)

Came from the Senate read and passed, with the following members appointed on its part: Mr. Cole of Waldo, Mr. Wyman of Washington, Mr. Boisvert of Androscoggin.

In the House, the Order was read and passed in concurrence.

Thereupon, the Chair appointed as members of the committee on the part of the House: Mr. Baxter of Pittsfield, Mr. Whitman of Woodstock, Mr. Stevens of Portland, Mr. Thaanum of Winthrop, Mr. Winchenpaw of Friendship, Mrs. Hanson of Lebanon, Mrs. Baker of Orrington, Mr. Fogg of Madison, Mr. Plante of Old Orchard Beach, Mr. Jalbert of Lewiston, Mr. Nadeau of Biddeford.

Subsequently, Mr. Baxter for the Committee reported that the Committee had delivered the message with which it was charged.

#### House at Ease

Called to order by the Speaker.

Thereupon, His Excellency John H. Reed, Governor, entered the Hall of the House of Representatives, accompanied by his Council, amid applause, the members rising, and the Governor addressed the House as follows:

Mr. Speaker and Members of the House of Representatives of the 100th Maine Legislature:

I submit to you herewith a tabulation of the results of the special session of the 100th Legislature:

There were forty-six Acts approved.

There were five Resolves approved.

There was one Veto presented.

I wish to take this opportunity to express my appreciation and complete satisfaction for your prompt and responsible disposition of the various matters which were placed before you.

The 100th Legislature has truly earned an honored place in the annals of Maine history for the decisive action taken here this week. The people of Maine have reason to be most grateful to you for your outstanding accomplishments.

Without delay you provided funds for the Educational Foundation Program. You enacted appropriate legislation to correct the oversight in legislative apportionment.

You have wisely supported the proposal to establish an educational television network in the State of Maine. In brief, you have completely fulfilled the purposes for which this special session was called.

In addition you have taken appropriate action on a number of other problems of an emergency nature. I shall mention only those which I outlined for you on Monday.

You recognized the need for additional funds for state grants to municipalities for sewage treatment plants and the necessity of providing a suitable Emergency Operating Center to house State Government and Civil Defense.

The recommendation to extend our sardine season was accepted. You also provided an expression of legislative intent which will be most helpful relative to the State Employees Pay Plan.

At this time I wish to express my gratitude to the elected leaders of this body for their untiring efforts and excellent cooperation toward making this an eminently successful session. The many hours they spent on advance preparation together with their dedication to the task at hand throughout the long work days was of immeasur-

able value. I am certain all of us congratulate them for a job well done.

In my opinion tremendous credit is due to both of our legislative branches. From the outset, your positive attitude and sense of determination to complete your tasks properly and promptly was most evident. It has been a real pleasure working with you toward this goal.

Finally, as you leave for your homes, Mrs. Reed joins me in extending to each of you and to members of your staff, our very best wishes for a pleasant Christmas and a successful New Year. Thank you very much. (Prolonged Applause, the members rising)

Thereupon, Governor Reed and his Council retired from the Hall of the House.

The SPEAKER: The Chair recognizes the gentleman from Fort Kent, Mr. Cyr.

Mr. CYR: Mr. Speaker, Ladies and Gentlemen of this House: It is a pleasure and an honor for me to have the privilege of asking for the last motion, and before I do, I would like to make a statement, very short, may I Mr. Speaker?

Thereupon, Mr. Cyr of Fort Kent was granted unanimous consent to address the House briefly.

Mr. CYR: Mr. Speaker and Ladies and Gentlemen of this House: It would seem to me very ungrate-

ful were I not to thank the House for the splendid support I received at your hands at the last session, especially in an effort on my part to establish a fourth year in our school up there, a state school, which will open in September; we shall have a teachers college which we have been wanting for years, and I feel very grateful towards you people who backed me up so splendidly, and I want to thank you, and I am sure our people appreciate the support you gave us.

Furthermore, I want to make a short statement that I have been in this House when they first opened this section of the House and I have served seven sessions, and I have yet to find a more efficient, a more pleasant man than our present Speaker. Thank you. (Applause)

Since we have accomplished all for which this special session was called, it is now time to ask a motion to adjourn, and I do so at the present time, Mr. Speaker, I move that this House adjourn sine die.

The SPEAKER: The gentleman from Fort Kent, Mr. Cyr, being the oldest member of the House, moves that the House adjourn without day. Is this the pleasure of the House?

The motion prevailed and the House adjourned without day at 12:29 P.M.