

# 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

1961

DAILY KENNEBEC JOURNAL  
AUGUSTA, MAINE

**SENATE**

Tuesday, February 21, 1961

Senate called to order by the President.

Prayer by Rev. Royal Brown of Gardiner.

On motion by Mr. Gilbert of Kennebec,

Journal of yesterday read and approved.

The PRESIDENT: The Chair would like to mention that Reverend Brown is one of my old friends. He is a member of the Lions Club in Bangor and has been pastor of one of our churches for years. It is nice to have you with us.

We have in the Senate Chamber this morning a young man who is a cousin of the Senator from Piscataquis, Senator Parker, Douglas Stevenson from Wayne. He attends Wayne Grammar School and is in the 7th grade. The Chair would like to appoint Douglas Stevenson as Page for the day. Would Mrs. Foster please escort the young man to his seat? (Applause)

We also have in the Senate Chamber this morning a group of fifty young people and adults from the Christian Citizenship Seminar of the Maine Baptist Youth Fellowship, which is being held in the Penney Memorial Church. Officers present are: Rev. Vernon Legg, Director of Youth Work for the United Baptist Convention of Maine; Dr. John Thomas, Executive Secretary of the Council on Christian Social Progress of the American Baptist Convention, New York; State Chairman of Christian Citizenship, Vernon Palmer II, Caribou; Eastern Area Vice President, James Lufkin, Bangor; State Treasurer, Catherine Dunn, Gardiner; State Guild Chairman, Janice Chase, Augusta.

This group of young people visited in Washington a year or two years ago and they felt they should visit the State House and enjoy the privileges of our State House and get a little knowledge as to how State Government works. They felt they should attend sessions at the State House before they went to Washington, but they were royally received in Washington by

the Maine Delegation. I know they will have a royal reception here. It is a pleasure to have you with us. (Applause)

We also have in the Senate Chamber this morning a group from St. Peter's School, Lewiston, numbering forty young people. They are in the balcony, as I understand. They are accompanied by Brothers Leonce, Lavelle and Daclan. It is a pleasure to have you with us and we hope you enjoy your stay. We hope that you will visit the Hall of Flags and the Museum, and we hope that sometime you will sit in this Senate Chamber. (Applause)

We have another group of students from South Portland Junior High School in attendance here. They are accompanied by Mr. Curtis, teacher. It is certainly a pleasure to have you with us. (Applause)

We also have in the balcony the sons of one of our Senators, the Senator from Kennebec, Senator Farris, Ronald Farris and Gregory Farris. They are grandchildren of Ralph W. Farris, Sr., who was a member of the Senate in 1940-41 and the sons of the Senator I just mentioned, the present Senator from Kennebec, Senator Farris. It is a pleasure to have you with us. If you will please stand, I am sure the Senate would like to recognize you. We know that you will probably take your father's place as Senators. (Applause)

**Communication:**

DEPARTMENT OF STATE  
STATE OF MAINE  
Augusta

To Vinal G. Good, Speaker of the House of Representatives of the One-Hundredth Legislature:

I have the honor to herewith transmit copies of the estimates of expenses of the sixteen counties within the State for the years 1961 and 1962, the same having been filed in this office according to the provisions of Sections 13 and 14 of Chapter 89 of the Revised Statutes of 1954.

(Signed) WOLCOTT H. FRASER

Deputy Secretary of State  
(H. P. 1062)

Comes from the House referred to the Committee on Towns and Counties.

In Senate, referred to the Committee on Towns and Counties in concurrence.

#### Senate Papers

The President laid before the Senate the following Bills which were referred to this Legislature from the 99th Legislature:

Bill, "An Act Establishing Secondary Area Vocational Schools." (S. P. 466)

(On motion by Mr. Noyes of Franklin, indefinitely postponed, covered by other legislation. Sent down for concurrence.)

Bill, "An Act Providing Funds for Veterans for Farm and Home Purchases and Remodeling." (S. P. 467)

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

Sent down for concurrence.

Bill, "An Act Revising Election Laws Relating to Registration of Voters and Boards of Registration." (S. P. 468)

(On motion by Mr. Noyes of Franklin, indefinitely postponed, covered by other legislation. Sent down for concurrence.)

Bill, "An Act Permitting Paraplegics to Hunt from Stationary Motor Vehicles." (S. P. 469)

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

Sent down for concurrence.

Bill, "An Act Relating to Second Injury Fund and Vocational Rehabilitation Under Workmen's Compensation Act." (S. P. 470)

(On motion by Mr. Noyes of Franklin, indefinitely postponed; covered by other legislation. Sent down for concurrence.)

Bill, "An Act Relating to Workmen's Compensation Insurance." (S. P. 471)

(On motion by Mr. Noyes of Franklin, indefinitely postponed; covered by other legislation. Sent down for concurrence.)

Bill, "An Act Authorizing Governor and Council to Sell or Lease Western Maine Sanatorium." (S. P. 472)

(On motion by Mr. Noyes of Franklin, indefinitely postponed; covered by other legislation. Sent down for concurrence.)

Bill, "An Act Permitting Certain Trailers and Truck Tractors on Four-lane Highways." (S. P. 473)

(On motion by Mr. Noyes of Franklin, indefinitely postponed; covered by other legislation. Sent down for concurrence.)

#### Order

On motion by Mr. Noyes of Franklin

ORDERED, the House concurring that three thousand additional House and Senate Registers be printed.

Which Joint Order received a passage.

Sent down for concurrence.

#### Reports of Committees

##### House

##### Leave to Withdraw

The Committee on Retirements and Pensions on Resolve, Providing for State Pension for Paul Tobin of Otisfield. (H. P. 103) (L. D. 143) reported that the same be granted Leave to Withdraw.

The Committee on Towns and Counties on Bill, "An Act Relating to Compensation of Chief Deputy Sheriff of Cumberland County." (H. P. 105) (L. D. 145) reported that the same be granted Leave to Withdraw.

Which reports were read and accepted in concurrence.

##### Ought Not to Pass

The Committee on Business Legislation on Bill, "An Act Relating to Licensing of Home Party Plan Demonstrators." (H. P. 187) (L. D. 283) reported that the same Ought not to pass.

The Committee on Claims on Resolve, in favor of A. R. Palmer of Litchfield for Damaged Well. (H. P. 110) (L. D. 150) reported that the same Ought not to pass.

The Committee on Retirements and Pensions on Resolve, in Favor of Mrs. Charles F. Moore of Auburn. (H. P. 666) (L. D. 944)

The same Committee on Resolve, Granting Additional Retirement Benefits to Erna G. Adams of Bridgton. (H. P. 702) (L. D. 980)

reported that the same Ought not to pass.

The same Committee on Resolve, to Increase Retirement Benefit of Cora B. Littlefield of Kennebunk. (H. P. 631) (L. D. 848) reported that the same Ought not to pass.

The same Committee on Resolve, Providing for a Pension for Camille Dube of Plaisted. (H. P. 628) (L. D. 845) reported that the same Ought not to pass.

The same Committee on Resolve, Providing for State Pension for Charles Wildes of Kennebunkport. (H. P. 630) (L. D. 847) reported that the same Ought not to pass.

The same Committee on Resolve, Providing State Pension for Joseph Burrows of Kennebunkport. (H. P. 629) (L. D. 846) reported that the same Ought not to pass.

The same Committee on Resolve, in Favor of a Survivor Benefit Allowance for Gertrude S. Osgood of Auburn. (H. P. 627) (L. D. 844) reported that the same Ought not to pass.

The Committee on Towns and Counties on Bill, "An Act Relating to Bonds of County Sheriffs." (H. P. 714) (L. D. 913) reported that the same Ought not to pass. which reports were severally read and accepted in concurrence.

The PRESIDENT: We have in the Senate Chamber another son of one of our distinguished Senators, the son of Senator Lovell of York, Marston Lovell. Will he please stand so the Senate may recognize him? (Applause)

We hope you enjoy your visit with us today.

#### Ought to Pass

The Committee on Election Laws on Bill, "An Act Dividing Township of Freeman, Franklin County, for Voting Purposes." (H. P. 302) (L. D. 454) reported that the same Ought to pass.

The Committee on Inland Fisheries and Game on Bill, "An Act Relating to Trapping Beaver in Organized and Unorganized Territory." (H. P. 92) (L. D. 132) reported that the same Ought to pass.

The Committee on Sea and Shore Fisheries on Bill, "An Act Regulating the Taking of Alewives

in Dyer River, Lincoln County." (H. P. 309) (L. D. 461) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Taking Quahogs in Maquoit Bay, Cumberland County." (H. P. 343) (L. D. 495) reported that the same Ought to pass.

The same Committee on Bill, "An Act Closing Casco Bay and Adjacent Waters to the Use of Otter Trawls." (H. P. 345) (L. D. 497) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Digging of Clams in Town of Deer Isle from June to September." (H. P. 348) (L. D. 500) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Digging of Clams in Deer Isle and Stonington, Hancock County." (H. P. 349) (L. D. 501) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Taking of Smelts in Addison, Columbia Falls, Harrington, Cherryfield, Milbridge and Steuben." (H. P. 420) (L. D. 595) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Taking Smelts in East Machias River by Gill Nets." (H. P. 633) (L. D. 850) reported that the same Ought to pass.

The Committee on Taxation on Bill, "An Act to Simplify Exemption of Veteran's Property from Taxation." (H. P. 549) (L. D. 746) reported that the same Ought to pass.

The Committee on Transportation on Bill, "An Act Relating to Motor Vehicle Operators' Licenses for Members of the Armed Forces." (H. P. 437) (L. D. 612) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Reciprocity for Non-residents in Motor Vehicle Laws." (H. P. 440) (L. D. 615) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Temporary Driver's Permit." (H. P. 441) (L. D. 616) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Definition of Motorcycle." (H. P. 443) (L. D. 618) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Registration of Motor Vehicles." (H. P. 445) (L. D. 620) reported that the same Ought to pass.

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

#### House — As Amended

The Committee on Inland Fisheries and Game on Bill, "An Act Relating to Use of Artificial Lights for Lighting Game." (H. P. 112) (L. D. 152) reported that the same Ought to pass As Amended by Committee Amendment "A" (Filing H-16)

Which report was read and accepted and the bill read once.

On motion by Mr. Brown of Hancock, tabled pending adoption of Committee Amendment A.

The Committee on Public Utilities on Bill, "An Act to Incorporate the Castine Water District." (H. P. 527) (L. D. 725) reported that the same Ought to pass As Amended by Committee Amendment "A" (Filing H-27)

On motion by Mr. Gilbert of Kennebec, tabled pending acceptance of the report.

The Committee on Sea and Shore Fisheries on Bill, "An Act Regulating the Maximum Size of Otter Trawlers in Casco Bay and Adjacent Waters." (H. P. 344) (L. D. 496) reported that the same Ought to pass.

In House, report read and accepted. House Amendment "A" (Filing H-31) read and adopted and the Bill, as amended, passed to be engrossed.

The same Committee on Bill, "An Act Regulating Size of Otter Trawls and Other Trawls in Casco Bay and Adjacent Waters." (H. P. 346) (L. D. 498) reported that the same Ought to pass.

In House, report read and accepted. House Amendment "A" (Filing H-32) read and adopted,

and the Bill, as amended, passed to be engrossed.

In Senate, reports read and accepted in concurrence. House Amendments "A" read and adopted in concurrence, and the Bills, as amended, read once and tomorrow assigned for second reading.

#### MAJORITY — Ought to Pass

#### MINORITY — Ought Not to Pass

The Majority of the Committee on Transportation on Bill, "An Act Relating to Duplicate Motor Vehicle Operators' Licenses." (H. P. 439) (L. D. 614) reported that the same Ought to pass.

(Signed)

Senators: STILPHEN of Knox

COLE of Waldo

GILBERT of Kennebec

Representatives:

WHITNEY of Winn

BERRY of Portland

DUNN of Poland

LINNEKIN of Limington

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

(Signed)

Representatives:

BUSSIÈRE of Lewiston

FINLEY of Washington

NADEAU of Lewiston

In House, Majority Report accepted.

In the Senate, on motion by Mr. Stilphen, the Majority Ought to pass report was accepted, the bill read once and tomorrow assigned for second reading.

The PRESIDENT: We have in the Senate Chamber at this time one of our distinguished Senators, the Senator from Androscoggin, Senator Jacques, whom I understand was just re-elected Mayor of Lewiston yesterday. I would like to have the Secretary read a telegram that was sent to the Senator.

The SECRETARY: "Augusta, Maine, February 21, 1961.

The Honorable Emile J. Jacques, Mayor of Lewiston, Maine.

Senate Chamber, Augusta, Maine: Congratulations and very best wishes upon your re-election as Mayor of the City of Lewiston. May your tenure in office bring you continued success.

(Signed) John H. Reed, Governor of Maine." (Applause)

The PRESIDENT: I believe it is quite unusual for the Senate to have two Mayors, one from Augusta and one from Lewiston. I think it is very wonderful, and I think we should give Mayor Jacques and Mayor Gilbert a good hand. (Applause)

**Senate  
Ought Not to Pass**

Mr. Carpenter from the Committee on Inland Fisheries and Game on Resolve, Relating to Stocking of Rangeley Lake with Togue. (S. P. 168) (L. D. 414) reported that the same Ought not to pass.

Mr. Farris from the Committee on Legal Affairs on Bill, "An Act Relating to Steam Engineers and Firemen." (S. P. 116) (L. D. 261) reported that the same Ought not to pass.

(On motion by Mr. Porteous of Cumberland, tabled pending acceptance of the report.)

Mrs. Lord from the same Committee on Bill, "An Act Relating to Improper Operation of Steam Boilers." (S. P. 117) (L. D. 262) reported that the same Ought not to pass.

Mr. Cyr from the Committee on Natural Resources on Resolve, Providing for Publication of Information on the Public Lots by Forestry Department. (S. P. 181) (L. D. 427) reported that the same Ought not to pass.

(On motion by Mr. Noyes of Franklin, tabled pending acceptance of the report.)

Mrs. Christie from the Committee on State Government on Bill, "An Act to Clarify and Revise Laws of Department of Economic Development." (S. P. 127) (L. D. 272) reported that the same Ought not to pass.

Which reports were read and accepted.

Sent down for concurrence.

**Senate — Ought to Pass**

Mr. Carpenter from the Committee on Inland Fisheries and Game on Resolve, Regulating Fishing in Parmachenee Lake, Parmachenee and Lynchtown, Oxford County. (S. P. 227) (L. D. 632) reported that the same Ought to pass.

Mr. Cyr from the Committee on Natural Resources on Bill, "An Act Authorizing Construction and Maintenance of a Wharf in Sebago Lake at Standish by Virgule A. Chick." (S. P. 179) (L. D. 425) reported that the same Ought to pass.

Mr. Porteous from the Committee on Taxation on Bill, "An Act Relating to Motor Vehicle Excise Tax." (S. P. 263) (L. D. 780) reported that the same Ought to pass.

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

**Senate — Ought to Pass As Amended**

Mr. Erwin from the Committee on Judiciary on Bill, "An Act Relating to Deduction of Sentence in County Jails." (S. P. 18) (L. D. 18) reported that the same Ought to pass as amended by Committee Amendment "A" (Filing S-19)

Mr. Marden from the same Committee on Bill, "An Act Relating to Record of Facts Used to Impose Sentence on Persons Convicted." (S. P. 67) (L. D. 167) reported that the same Ought to pass as amended by Committee Amendment "A" (Filing S-20)

Mr. Noyes from the Committee on State Government on Bill, "An Act Increasing Compensation of and Revising Fee Schedules of Court Reporters." (S. P. 183) (L. D. 429) reported that the same Ought to pass as amended by Committee Amendment "A" (Filing S-18)

Which reports were read and accepted. Committee Amendments "A" read and adopted, and the Bills, as amended, read once and tomorrow assigned for second reading.

Mr. Boardman from the Committee on Judiciary on Bill, "An Act Relating to Use of Motor Vehicles Without Authority in any Place." (S. P. 138) (L. D. 321) reported that the same Ought to pass in New Draft (S. P. 465) under same title.

Which report was read and accepted. The Bill in New Draft was

read once and tomorrow assigned for second reading.

**Senate — New Draft — Same Title Report A — Ought to Pass Report B — Ought Not to Pass**

Five members of the Committee on State Government on Bill, "An Act Relating to Transfer of Portland Municipal Airport by City of Portland to State of Maine." (S. P. 185) (L. D. 431) reported in Report A that the same Ought to pass.

(Signed)

Senators: NOYES of Franklin  
LOVELL of York

Representatives:

HAUGHN of Bridgton  
DOSTIE of Lewiston  
NOEL of Waterville

Five members of the same Committee on the same subject matter reported in Report B that the same Ought not to pass.

(Signed)

Senator: CHRISTIE of Aroostook  
Representatives:

DENNETT of Kittery  
KIMBALL of Mt. Desert  
WHITMAN of Woodstock  
BEARCE of Bucksport

On motion by Mr. Noyes of Franklin, tabled pending acceptance of either report.

**Second Readers**

**The Committee on Bills in the Second Reading reported the following Bills and Resolve:**

**House**

Bill, "An Act Revising the Maine Economic Poisons Law." (H. P. 220) (L. D. 335)

Bill, "An Act Relating to Student Rates for Ferry Service for North Haven, Vinalhaven, Islesboro and Swan's Island." (H. P. 476) (L. D. 676)

(On motion by Mr. Edgar of Hancock, tabled pending passage to be engrossed.)

Bill, "An Act Relating to Definition of Retail Sale Under Sales and Use Tax Law." (H. P. 543) (L. D. 740)

Bill, "An Act Relating to Poll Taxes." (H. P. 547) (L. D. 744)

Resolve, to Reimburse Edward M. Healy for Repairs to Andros-

coggin Lake Dam. (H. P. 232) (L. D. 346)

Resolve, Designating Abbot Village Bridge as "The Page-Carr Bridge." (H. P. 306) (L. D. 453)

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

**House — New Draft — New Title**

Bill, "An Act Exempting Certain Nonprofit and Charitable Institutions from Sales and Use Tax Law." (H. P. 1060) (L. D. 1360)  
New Draft of H. P. 38, L. D. 72.

**House — New Draft — Same Title**

Bill, "An Act Relating to the Tax on Interim Rental of Property Purchased for Resale." (H. P. 1061) (L. D. 1361)  
New Draft of H. P. 424, L. D. 599.

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

**House — As Amended**

Bill, "An Act Amending the Christmas Tree Law." (H. P. 265) (L. D. 379)

(On motion by Mr. Stanley of Penobscot, tabled pending passage to be engrossed.)

**Senate**

Bill, "An Act Relating to Disposition of Eyes After Death." (S. P. 113) (L. D. 258)

Bill, "An Act Relating to Rate of Premiums for Group Life Insurance." (S. P. 157) (L. D. 403)

Bill, "An Act to Incorporate General Discount Corporation (Maine)." (S. P. 159) (L. D. 405)

Bill, "An Act Relating to Trustees of and Investments by Odd Fellows' Home of Maine." (S. P. 194) (L. D. 527)

Bill, "An Act to Incorporate International Mortgage Corporation (Maine)." (S. P. 250) (L. D. 767)

Bill, "An Act Creating a Committee to Plan for an Institution Serving as a Reception and Treatment Center." (S. P. 322) (L. D. 997)

Resolve, to Increase Retirement Benefit for Susie H. Yeaton, of Harrington. (S. P. 301) (L. D. 912)



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

Sent down for concurrence.

The Chair recognizes in the balcony a group of fourth and sixth grade students from Rockland, accompanied by their principal, Mr. Parker; elementary supervisor, Mr. Ciaravino; and chaperones, Mrs. Soffayer, Mrs. Crockett, Mrs. Lindsay, and Mrs. Brannan. It is a pleasure to have you with us this morning, and we know that the Senator from York, Senator Stilphen, will escort you any place you would like to go and that he will try to answer your questions. Will Senator Stilphen please rise so the folks in the gallery can see him? (Applause)

#### Orders of the Day

The President laid before the Senate the first tabled and today assigned item (S. P. 333) (L. D. 1008) bill, "An Act Relating to Resident County Commissioners of Aroostook County.," tabled on February 16 by the Senator from Aroostook, Senator Edmunds pending adoption of Committee Amendment A.

Mr. EDMUNDS of Aroostook: Mr. President because there is still a technicality which has to be worked out with respect to this bill I now move that it be retabled and especially assigned for Thursday of this week.

The motion prevailed and the bill was retabled and especially assigned for Thursday of this week.

The PRESIDENT: The Chair recognizes in the Senate Chamber, a former Senator from York County, Fred Marshall. The Chair would ask the Senator to rise and be acknowledged by the Senate. Would you care to say a word?

Former SENATOR MARSHALL: No thank you, Mr. President.

Mr. Edgar of Hancock was granted unanimous consent to address the Senate.

Mr. EDGAR of Hancock: Mr. President, I would merely like to point out to the members of the Senate, and particularly in view of the fact that we have had considerable talk this session on the subject of voting machines, there is now on display in the rotunda of the third floor a voting machine that is open for your inspection. I believe that there is a young lady in charge of the machine, who will be very happy to demonstrate its operation to anyone who might be interested.

The PRESIDENT: Thank you Senator Edgar. I am sure the Senators will take advantage of the opportunity.

On motion by Mr. Brown of Hancock, the Senate voted to take from the table the 9th tabled and unassigned item (H. P. 942) (L. D. 1290) bill, "An Act Relating to Confidential Records in Insurance Department.," tabled by that Senator on February 9 pending reference; and on further motion by the same Senator, the bill was referred to the Committee on State Government in concurrence.

On motion by Mrs. Lord of Cumberland, the Senate voted to take from the table the 21st tabled and unassigned item (H. P. 620) (L. D. 837) House Report, Ought to Pass, from the Committee on Public Utilities on bill, "An Act Relating to Charges and Real Estate Liens by Westbrook Sewerage Districts.," tabled by that Senator on February 15 pending acceptance of the report; and on further motion by the same Senator, the report was accepted in concurrence, the bill read once and tomorrow assigned for second reading.

On motion by Mr. Noyes of Franklin

Adjourned until tomorrow morning at ten o'clock.