

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**

**OF THE**

*One-Hundredth Legislature*

**OF THE**

**STATE OF MAINE**

**1961**

**DAILY KENNEBEC JOURNAL  
AUGUSTA, MAINE**

**SENATE**

Tuesday, February 28, 1961

Senate called to order by the President.

Prayer by Rev. Alton E. Maxell of Augusta.

On motion by Mrs. Lord of Cumberland,

Journal of yesterday read and approved.

The PRESIDENT: We have in the Senate balcony forty pupils from the C. K. Burns School of Saco, in connection with State Government work in the Maine History course. They are accompanied by Miss Velma Gibbs and Mr. Benjamin Hall. We hope that your stay will be pleasant and we hope that you will garner a little information to take back to your school. We know that you would be pleased to talk with the Senators from your county and the Chair will ask Senators Erwin, Lovell and Brewster to stand. These Senators will be glad to help you in any way, I am sure. We are pleased to have you with us.

**Communication:**

DEPARTMENT OF STATE  
State of Maine  
Augusta

February 23, 1961

To the Honorable Senate of the One-Hundredth Legislature of the State of Maine

I have the honor to herewith transmit proposals of An Act to Authorize the Construction of a Causeway Connecting Cousins Island with Littlejohns Island, and a Bridge and Causeway Connecting Littlejohns with Chebeague Island.

This measure is in accordance with the provisions of Section 18 of Article IV, Part 3rd of the Constitution of the State of Maine. The measure is proposed by what is purported to be approximately 51,000 signatures. These petitions were filed on February 17, 1961.

Respectfully,  
PAUL A. MACDONALD  
Secretary of State  
(SP 476)

**Joint Orders**

On motion by Mr. Noyes of Franklin, out of order and under suspension of the rules

ORDERED, the House concurring that the communication, together with Bill, "An Act to Authorize the Construction of a Causeway Connecting Cousins Island with Littlejohns Island, and a Bridge and Causeway Connecting Littlejohns with Chebeague Island." (I.B. 1) and accompanying petitions, be referred to the Committee on Judiciary for investigation and report as to the sufficiency of the petitions with power to summons witnesses. (SP 477)

Which was read and passed.

Thereupon, on further motion by the Senator, the order was transmitted to the House by special messenger.

On motion by Mr. Noyes of Franklin

ORDERED, the House concurring, that the department of Economic Development shall report to the 100th Legislature by March 21, 1961 a breakdown of its actual expenditures in the "All Other Category" of this appropriation for the fiscal year ending June 30, 1960 and its actual expenditures in this category for the present fiscal year through the month of February. The breakdown of expenditures shall show the actual amounts expended and the firms, persons and corporations to whom paid for the purpose of recreational development and industrial development.

Which Order received a passage. Sent down for concurrence.

**Committee Reports**

**House — Leave to Withdraw**

The Committee on State Government on Resolve, Proposing an Amendment to the Constitution Changing the Tenure of Office of Representatives to Four-Year Terms. (H. P. 636) (L. D. 853) reported that the same be granted Leave to Withdraw.

Which was read and accepted in concurrence.

**Ought Not to Pass — Recommended**

The Committee on Transportation on Bill, "An Act Relating to Initial Motor Vehicle Number Plates." (H.

P. 217) (L. D. 312) reported that the same Ought not to pass.

Comes from the House recommit-  
ted to the Committee on Trans-  
portation.

In Senate, recommit-  
ted in con-  
currence.

#### Ought Not to Pass

The same Committee on Bill,  
"An Act Regulating the Use of  
Horses and Bicycles on Ways."  
(H. P. 719) (L. D. 918) reported  
that the same Ought not to pass.

Which report was read and ac-  
cepted in concurrence.

#### House — Ought to Pass

The Committee on Agriculture  
on Bill, "An Act Relating to Pen-  
alty for Violating Vesicular Exan-  
thema Laws." (H. P. 375) (L. D.  
550) reported that the same Ought  
to pass.

The Committee on Health and  
Institutional Services on Bill, "An  
Act Making Mandatory the Report-  
ing of Blindness to Health and  
Welfare Department." (H. P. 805)  
(L. D. 1119) reported that the  
same Ought to pass.

The same Committee on Resolve,  
Permitting Demolishing Certain  
Building at Maine State Prison.  
(H. P. 743) (L. D. 1199) reported  
that the same Ought to pass.

Which reports were read and ac-  
cepted in concurrence, the Bills  
read once and tomorrow assigned  
for second reading.

#### Ought to Pass — New Draft —Same Title

The Committee on Health and  
Institutional Services on Bill, "An  
Act Relating to Tattooing." (H. P.  
474) (L. D. 674) reported that the  
same Ought to pass in a New  
Draft (H. P. 1067) (L. D. 1468)  
Same Title.

#### Ought to Pass — New Draft —New Title

The Committee on Labor on  
Bill, "An Act Exempting Certain  
Employees from Minimum Wage  
Law." (H. P. 324) (L. D. 476)  
reported that the same Ought to  
pass in New Draft, under a New  
Title "An Act Exempting Taxicab  
Drivers from the Minimum Wage  
Law." (H. P. 1056) (L. D. 1265)  
Which reports were read and ac-

cepted in concurrence, the Bills in  
New Draft read once and tomor-  
row assigned for second reading.

#### Ought to Pass — As Amended

The Committee on Agriculture on  
Bill, "An Act Providing for Maine  
Potato Advertising by the Depart-  
ment of Agriculture." (H. P. 284)  
(L. D. 436) reported that the same  
Ought to pass as amended by Com-  
mittee Amendment "A" (Filing H-  
41)

Which report was read and ac-  
cepted in concurrence, and the  
Bill read once. Committee Amend-  
ment "A" was read and adopted  
in concurrence, the Bill read once  
and tomorrow assigned for second  
reading.

#### Senate — Leave to Withdraw

Mr. Brown from the Committee  
on Highways on Bill, "An Act Re-  
lating to Certain Records of the  
State Highway Commission not  
Confidential." (S. P. 284) (L. D.  
885) reports that the same be  
granted Leave to Withdraw.

Which report was read and ac-  
cepted.

Sent down for concurrence.

#### Ought Not to Pass

Mr. Carpenter from the Commit-  
tee on Inland Fisheries and Game  
on Bill, "An Act Relating to Sun-  
day Hunting of Bobcat in Oxford  
County." (S. P. 379) (L. D. 1256)  
reported that the same Ought not  
to pass.

Which report was read and ac-  
cepted.

Sent down for concurrence.

#### Senate — Re-referred

Mr. Davis from the Committee  
on Appropriations and Financial  
Affairs on Resolve, Appropriating  
Moneys for Vocational and Techni-  
cal Institute in Northern Maine.  
(S. P. 317) (L. D. 993) reported  
that the same should be referred  
to the Committee on Education.

Mr. Davis from the same Com-  
mittee on Resolve, Providing for a  
Vocational Technical Institute in  
Eastern Maine. (S. P. 316) (L. D.  
992) reported that the same should  
be referred to the Committee on  
Education.

The same Senator from the same  
Committee on Resolve, Appropri-

ating Moneys for Vocational Educational Institute in Washington County. (S. P. 276) (L. D. 877) reported that the same should be referred to the Committee on Education.

Mr. Erwin from the Committee on Judiciary on Bill, "An Act Relating to Transfer of County Jail Prisoners." (S. P. 197) (L. D. 530) reported that the same should be referred to the Committee on Health and Institutional Services.

Which reports were read and accepted.

Sent down for concurrence.

**Ought to Pass**

Mr. Brooks from the Committee on Education on Bill, "An Act Relating to Attending School in Administrative Units in Another State." (S. P. 192) (L. D. 525) reported that the same Ought to pass.

Mr. Bates from the Committee on Education on Bill, "An Act Relating to Education of Children of Estcourt, Maine." (S. P. 224) (L. D. 629) reported that the same Ought to pass.

Mr. Erwin from the Committee on Judiciary on Bill, "An Act Relating to Duty Upon Damaging Property by Motor Vehicles." (S. P. 140) (L. D. 323) reported that the same Ought to pass.

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

**Ought to Pass — As Amended**

Mr. Erwin from the Committee on Judiciary on Bill, "An Act Relating to Distribution of Obscene Literature to Minors." (S. P. 9) (L. D. 9) reported that the same Ought to pass as amended by Committee Amendment "A" (Filing S-28)

Which report was read and accepted. Committee Amendment "A" was read and adopted, and the Bill, as amended, was read once and tomorrow assigned for second reading.

**MAJORITY — Ought to Pass**  
**MINORITY — Ought Not to Pass**

The Majority of the Committee on Labor on Bill, "An Act Re-

lating to Chiropractic Treatment Under Workmen's Compensation Law." (S. P. 325) (L. D. 1000) reported that the same Ought to pass.

(Signed)

Senator:

COUTURE  
of Androscoggin

Representatives:

WINCHENPAW  
of Friendship  
THAANUM of Winthrop  
JOBIN of Rumford  
BROWN  
of South Portland  
BOISSONNEAU  
of Westbrook

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

(Signed)

Senators:

MAYO of Sagadahoc  
EDMUNDS of Aroostook

Representative:

HARDY of Hope

On motion by Mr. Edmunds of Aroostook, 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 Relating to Superintending School Committee of Town of Winslow." (H. P. 260) (L. D. 374)

Bill, "An Act Relating to the Ogunquit Village Corporation." (H. P. 262) (L. D. 376)

Bill, "An Act Increasing Indebtedness of Fort Fairfield School District." (H. P. 264) (L. D. 378)

Bill, "An Act Repealing the Windham Game Preserve." (H. P. 308) (L. D. 460)

Bill, "An Act to Incorporate the Town of Newburgh School District." (H. P. 328) (L. D. 480)

Bill, "An Act Relating to Leases of Facilities for State Government." (H. P. 352) (L. D. 504)

Bill, "An Act to Clarify State Disbursements." (H. P. 353) (L. D. 505)

Bill, "An Act Relating to Boundaries of Limington, Hollis and

Waterboro Game Preserve." (H. P. 391) (L. D. 566)

Bill, "An Act Repealing Oosoola Stream Game Preserve." (H. P. 479) (L. D. 679)

Bill, "An Act Relating to Open Season on Deer in Vinalhaven." (H. P. 480) (L. D. 680)

Bill, "An Act Amending the Charter of the City of Bangor." (H. P. 524) (L. D. 722)

Bill, "An Act Relating to Sales Tax on Sales of Food Products for Immediate Consumption." (H. P. 548) (L. D. 745)

Bill, "An Act Revising the Law on Tax on Transient Rentals." (H. P. 551) (L. D. 748)

Bill, "An Act Relating to Sewage Treatment Plant for City of Saco." (H. P. 508) (L. D. 783)

Resolve, Refunding Motor Vehicle Fees to Certain Canadian Residents. (H. P. 466) (L. D. 666)

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

#### House — As Amended

Bill, "An Act to Incorporate the Castine Water District." (H. P. 527) (L. D. 725)

Which was read a second time and passed to be engrossed as amended by Committee Amendment "A" in concurrence, and as amended by Senate Amendment "A" in non-concurrence.

Sent down for concurrence.

Bill, "An Act to Grant a New Charter to the City of Hallowell." (H. P. 63) (L. D. 105)

Bill, "An Act Increasing Indebtedness of Deer Isle School District." (H. P. 332) (L. D. 484)

Bill, "An Act Relating to Trapping Season on Muskrats in Aroostook County." (H. P. 388) (L. D. 563)

Bill, "An Act Increasing Borrowing Capacity of Newport School District." (H. P. 687) (L. D. 965)

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

Bill, "An Act Relating to Compensation of Members of Board of Registration in Medicine and Certain Fees." (S. P. 184) (L. D. 430)

Bill, "An Act Relating to Operation of Vehicles Loaned by a Dealer or Holder of a Transit Registration Certificate." (S. P. 213) (L. D. 546)

Bill, "An Act Relating to Employment of Minors in Establishments Selling Frozen Dairy Products." (S. P. 255) (L. D. 772)

Bill, "An Act Relating to Employment of Minors in Automatic Laundries." (S. P. 256) (L. D. 773)

Bill, "An Act Relating to Completion of the York River Project in York." (S. P. 265) (L. D. 782)

Bill, "An Act Relating to Powers of Maine Fidelity Life Insurance Company." (S. P. 278) (L. D. 879)

Bill, "An Act Relating to Temporary Motor Vehicle Number Plates for Non-resident Members of Armed Services." (S. P. 388) (L. D. 1198)

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

Sent down for concurrence.

#### Senate — As Amended

Bill, "An Act Providing State Aid to Towns for Care of Poor Persons." (S. P. 84) (L. D. 183)

Bill, "An Act Relating to Resident County Commissioner of Aroostook County." (S. P. 333) (L. D. 1008)

Resolve, Regulating Fishing in Dodge Pond, Franklin County. (S. P. 166) (L. D. 412)

Which were 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 Bill and Resolve:

Bill, "An Act to Incorporate Starks Water District." (H. P. 622) (L. D. 839)

Which Bill was passed to be enacted.

Resolve, Designating Bridge at North Rumford as "Howe Bridge." (H. P. 235) (L. D. 349)

Which Resolve was finally passed.

**Orders of the Day**

Mrs. Lord of Cumberland was granted unanimous consent to address the Senate.

Mrs. LORD: Mr. President and Members of the Senate: I have two things I would like to do. First, I would like to tell you that this report on the new Boys Training Center is on the desks. There is a supplemental book which is quite large and quite expensive to print, and there will be a dozen copies in the Library if anyone wishes to see these books, and also in other places. I hope you will take an interest and see the amount of work that the committee did on this project.

Also I would like to ask the Senate to extend congratulations to the Cheverus High School of Portland who won the Western Maine Conference. I think these boys have worked very hard and that they will appreciate very much getting a letter from the Secretary of the Senate congratulating them.

The PRESIDENT: Thank you, Senator Lord. Will you make that a motion.

Mrs. LORD: Yes, Mr. President. Mrs. Christie of Aroostook was granted unanimous consent to address the Senate.

Mrs. CHRISTIE: Mr. President, the Presque Isle basketball team won the Eastern Maine Tournament last Saturday night, so I would like to have the Secretary send a letter congratulating them.

Mr. Brooks of Cumberland was granted unanimous consent to address the Senate.

Mr. BROOKS: Mr. President, I also would request a letter to go to the basketball players of North Yarmouth Academy who last Saturday evening won the Western Class L Championship. This Saturday they will have the honor of meeting the high school in Portland for the Class L state championship.

Mr. Bates of Penobscot was granted unanimous consent to address the Senate.

Mr. BATES: Mr. President, continuing the spirit of the morning and hoping that it is not necessary to inform the Senate that Orono won the Class L Eastern Maine

Championship, I request a different letter of a higher congratulatory nature as compared to the other school letter be sent to the Orono High School basketball squad.

The PRESIDENT: I am sure the Secretary will attend to his duties as outlined here this morning. I think it would be wonderful to show our appreciation of the fine sportsmanship these schools have showed by giving them a good hand. (Applause)

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

Mr. EDGAR: Mr. President, in view of the fact that our honorable President has expressed his approval of these letters being sent out, I would like to have included on the list the basketball team of Mount Desert which last Friday night in Bangor won the Class M championship.

The PRESIDENT: Not to be outdone, they will be taken care of too. I think we should also give that team a hand. (Applause)

Mr. Stilphen of Knox was granted unanimous consent to address the Senate.

Mr. STILPHEN: Mr. President, I would like to have Rockport included in that too. I believe they won the small school championship.

The PRESIDENT: I hope the Secretary is keeping a list of all these teams. I think that team should have a round of applause too. (Applause) It is nice to recognize our home teams.

The President laid before the Senate the first tabled and today assigned item, (H. P. 458) (L. D. 658) Bill, "An Act Providing an Advisory Committee for Security Dealers." tabled on February 22 by the Senator from Hancock, Senator Brown, pending adoption of House Amendment A; and on motion by that Senator, House Amendment A was adopted in concurrence and the bill was tomorrow assigned for second reading.

The President laid before the Senate the second tabled and today assigned item, (H. P. 50) (L. D. 91) Resolve, Loaning to City

of Hollowell the Replaced Furniture of the Executive Council Chambers, tabled on February 23, by the Senator from Franklin, Senator Noyes pending motion by Senator Mayo of Sagadahoc for final passage; and on further motion by Mr. Noyes of Franklin, the resolve was retabled and especially assigned for tomorrow morning at ten o'clock.

On motion by Mr. Porteous of Cumberland, the Senate voted to take from the table the 21st tabled and unassigned item, (S. P. 116) (L. D. 261) Senate Report, Ought not to pass, from the Committee on Legal Affairs on Bill, "An Act Relating to Steam Engineers and Firemen." tabled by that Senator on February 21 pending acceptance of the report; and that Senator yielded to the Senator from Kennebec, Senator Farris.

Mr. FARRIS of Kennebec: Mr. President and members of the Senate, this Item 21 just removed from the table has had its hearing before the Committee on Legal Affairs but Senator Porteous has pointed out that there are a number of proponents who wish to be heard on this measure and due to error they were not notified and were unable to be present on the

day the bill was heard. In the Legal Affairs Committee executive action indicated that they would be willing to have this matter returned to Legal Affairs for further hearing in order to accommodate Senator Porteous and I now move that it be recommitted for further hearing.

The motion prevailed and the bill was recommitted to the Committee on Legal Affairs.

Sent down for concurrence.

On motion by Mr. Cyr of Aroostook, the Senate voted to take from the table the 29th tabled item, (H. P. 490) (L. D. 690) House Report, Ought to pass, from the Committee on Inland Fisheries and Game on Resolve, Regulating Fishing in Maranacook Lake, Kennebec County; tabled on February 23 by Senator Cyr of Aroostook pending acceptance of the report; and on further motion by the same Senator, the bill was recommitted to the Committee on Inland Fisheries and Game.

Sent down for concurrence.

On motion by Mr. Noyes of Franklin

Adjourned until tomorrow morning at ten o'clock.