

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Second
Legislature*

OF THE

STATE OF MAINE

1965

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

SENATE

Thursday, January 14, 1965

Senate called to order by the President.

Prayer by the Rev. Arthur Christopher of Augusta.

Reading of the Journal of yesterday.

Order

(Out of Order)

On motion by Mr. Harding of Aroostook, out of order and under suspension of the rules, it was

ORDERED, the House concurring, that when the House and Senate adjourn, they adjourn to meet on Tuesday, January 19 at ten o'clock in the morning. (S. P. 76)

Which was read and passed and ordered sent forthwith to the House for concurrence.

Papers from the House**Non-concurrent matter**

Bill, "An Act to Permit Sunday Hunting. (S. P. 17)

In Senate, January 7, referred to Committee on Legal Affairs.

Comes from the House referred to Committee on Inland Fisheries and Game in non-concurrence.

Senate voted to Recede and Concur.

Joint Orders

ORDERED, the Senate concurring, that Joint Rule 19B be amended by striking out the third paragraph of said Joint Rule and inserting in place thereof the following:

"The Clerk of the House shall cause Joint Rules 19A and 19B to be published in all daily papers in the State at least twice monthly for the two months immediately preceding the convening of the Legislature in regular session and Joint Rule 19B at least twice during January prior to the 3rd Friday of the month." (H. P. 109)

Read and Passed in concurrence.

ORDERED, the Senate concurring, that the Joint Rules be amended by adding thereto a new Rule 19-E, to read as follows: "19-E. With the approval of the Committee on Reference of Bills, a bill or resolve may be presented

jointly by not more than 2 members of the same branch." (H. P. 110)

Read and Passed in concurrence.

At this point, a Message was received from the House in the form of an Order delivered by the Hon. Jerome G. Plante, Clerk of the House to Senator Brown of Hancock.

Thereupon, Mr. Brown of Hancock presented the following Order and moved its passage:

January 14, 1965

RESOLVED, the Senate concurring, that the sympathy and the condolences of the members of the Senate and the House of Representatives, be extended to Governor John H. Reed and his family on the passing of his father, Walter Reed, Sr. of Fort Fairfield on January 13, 1965, and be it further RESOLVED, that a copy of this Resolution, signed by the Speaker of the House and the President of the Senate be immediately transmitted by the Clerk of the House to Governor Reed and his family.

Which Order was read and passed.

On motion by Mr. Brown of Hancock, the Senate stood for one moment of silence in memory of Walter Reed, Sr., father of Governor Reed.

At this time the President appointed Senator Harding of Aroostook, Senator Manuel of Aroostook and Senator Violette of Aroostook to attend the funeral of Walter Reed, Sr.

House Papers

Bill, "An Act Relating to Length of Time for Controlled Atmosphere Storage of Apples." (H. P. 26) (L. D. 38)

Bill, "An Act Relating to Application for Milk Dealers to Sell Milk." (H. P. 27)

Which were referred to the Committee on Agriculture in concurrence. (L. D. 39)

Appropriations and Financial Affairs

Bill, "An Act Appropriating Moneys for Sprinkler System at

State Military and Naval Children's Home." (H. P. 28) (L. D. 40)

Bill, "An Act Appropriating Monies to Effectuate Compensation for Members of the State Police." (H. P. 29) (L. D. 41)

Bill, "An Act Appropriating Monies to Provide for Night Pay Differentials for State Employees." (H. P. 30) (L. D. 42)

Bill, "An Act Providing Funds for Municipal Building at Old Orchard Beach." (H. P. 31) (L. D. 43)

Bill, "An Act Relating to Establishment and Operation of Regional Technical and Vocational Centers." (H. P. 32) (L. D. 44)

Resolve Creating a Vocational Educational Institute in the Waterville Area of Kennebec County. (H. P. 33) (L. D. 45)

Resolve in favor of Reed Planation for School Construction Aid. (H. P. 34) (L. D. 46)

Which were severally referred to the Committee on Appropriations and Financial Affairs in concurrence.

Business Legislation

Bill, "An Act to Incorporate Auto Loan and Finance Co. of Portland." (H. P. 35) (L. D. 47)

Bill, "An Act Relating to Maine Indemnity Company." (H. P. 36) (L. D. 48)

Which were referred to the Committee on Business Legislation in concurrence.

Claims

Resolve to Reimburse William Cossette of Wiscasset for Truck Damage Incurred at Fort Edgecomb State Park" (H. P. 37) (L. D. 49)

Resolve in favor of Town of Dixmont for Certain Snow Removal. (H. P. 38) (L. D. 50)

Resolve in favor of Francis J. Boudreau Jr., of Carmel for Damage by Highway Construction. (H. P. 39) (L. D. 51)

Resolve in favor of Daisy A. Reed of Millinocket for Injuries Sustained at State Armory. (H. P. 40) (L. D. 52)

Resolve in favor of Mahlon Dore of York for Well Damage by Highway Construction. (H. P. 41) (L. D. 53)

Resolve to Reimburse Clarence P. Christenson of Gardiner for Loss of Poultry. (H. P. 42) (L. D. 54)

Resolve in favor of Town of Bancroft. (H. P. 43) (L. D. 55)

Which were severally referred to the Committee on Claims in concurrence.

Education

Bill, "An Act Relating to Nason College Charter." (H. P. 44) (L. D. 56)

Bill, "An Act Relating to Transportation for Pupils to and from Schools." (H. P. 45) (L. D. 57)

Bill, "An Act Relating to Attending Secondary School Outside of Residence." (H. P. 46) (L. D. 58)

Bill, "An Act to Authorize the Town of Pownal to Form a School Administrative District." (H. P. 47) (L. D. 59)

Bill, "An Act Authorizing the Municipalities of Cumberland and North Yarmouth to Form a School Administrative District." (H. P. 48) (L. D. 60)

Which were severally referred to the Committee on Education in concurrence.

Election Laws

Bill, "An Act Prohibiting the Marking of Absentee Ballots Before Certain Officials." (H. P. 49) (L. D. 61)

Which was referred to the Committee on Election Laws in concurrence.

Health and Institutional Services

Bill, "An Act Governing Schools of Barbering in State Juvenile Institutions." (H. P. 50) (L. D. 62)

Bill, "An Act Relating to Qualified Assistant Pharmacists." (H. P. 51) (L. D. 63)

Bill, "An Act Relating to Discharge of Children from the Boys Training Center and the Stevens Training Center." (H. P. 52) (L. D. 64)

Bill, "An Act Relating to Inspection of County Jails." (H. P. 53) (L. D. 65)

Bill, "An Act Relating to Secondary Tuition for Children Com-

mitted to the Stevens Training Center." (H. P. 54) (L. D. 66)

Bill, "An Act relating to Informal Admission of the Mentally Ill." (H. P. 55) (L. D. 67)

Bill, "An Act relating to Educational Qualifications for Barbers." (H. P. 56) (L. D. 68)

Bill, "An Act relating to Certificates of Registration and Instructors' Licenses under Barber Law." (H. P. 57) (L. D. 69)

Which were severally referred to the Committee on Health and Institutional Services in concurrence.

Highways

Bill, "An Act relating to Weight Tolerances of Vehicles Loaded with Farm Produce." (H. P. 58) (L. D. 70)

Bill, "An Act relating to Expenditures under Town Road Improvement Fund Law." (H. P. 59) (L. D. 71)

Which were referred to the Committee on Highways in concurrence.

Inland Fisheries and Game

Bill, "An Act Providing for Training in Safe Handling of Firearms by Certain Minors." (H. P. 61) (L. D. 72)

Bill, "An Act Repealing Time Limitation on Size of Salmon Taken from Waters of Aroostook County." (H. P. 62) (L. D. 73)

Bill, "An Act Relating to Extending Hunting Season." (H. P. 63) (L. D. 74)

Bill, "An Act Permitting Sunday Hunting in Unorganized Territory of Aroostook County." (H. P. 64) (L. D. 75)

Bill, "An Act Providing for Open Season on Bull Moose." (H. P. 65) (L. D. 76)

Bill, "An Act Relating to Open Season on Muskrat in Portion of Cumberland County." (H. P. 66) (L. D. 77)

Which were severally referred to the Committee on Inland Fisheries and Game in concurrence.

Judiciary

Bill, "An Act Relating to Seasonal Business on Sunday." (H. P. 67) (L. D. 78)

Bill, "An Act Relating to Hospitalization for Mental Illness of

Convicts in County Jails." (H. P. 68) (L. D. 79)

Bill, "An Act Relating to Civil Rights of Persons Hospitalized for Mental Illness." (H. P. 69) (L. D. 80)

Bill, "An Act Relating to Sale or Inhaling of Certain Glue Vapors." (H. P. 71) (L. D. 81)

Bill, "An Act Relating to Driver Education for Certain Motor Vehicle Operator Licensees." (H. P. 72) (L. D. 82)

Bill, "An Act Relating to Pedestrians on Ways After Dark." (H. P. 73) (L. D. 83)

Bill, "An Act Relating to Penalty for Driving Motor Vehicle While License Suspended or Revoked." (H. P. 74) (L. D. 84)

Which were severally referred to the Committee on Judiciary in concurrence.

Legal Affairs

Bill, "An Act Providing Compensation for Members of Park Commission, School Committee and Police Commissioners of Town of Sanford." (H. P. 75)

Bill, "An Act Revising the Beano or Bingo Laws." (H. P. 76)

Bill, "An Act Relating to Ex-Officio Member of Board of Education of City of Bath." (H. P. 77)

Bill, "An Act Relating to Municipal Officers in City of Lewiston." (H. P. 78)

Bill, "An Act Relating to Obstructing Personnel of Fire Departments in Their Duties." (H. P. 79)

Bill, "An Act Relating to Powers and Duties of School Committee of the City of Portland." (H. P. 80)

Bill, "An Act to Annex Hungry Island to Town of Waldoboro, Lincoln County." (H. P. 81)

Which were severally referred to the Committee on Legal Affairs in concurrence.

Public Utilities

Bill, "An Act Changing the Time of the Annual Meeting of Kittery Water District." (H. P. 82)

Bill, "An Act Relating to Snowplows on Railroads." (H. P. 83)

Bill, "An Act Ratifying Lease Given by the State to Portland

Pipe Line Corporation." (H. P. 85)

Bill, "An Act to Clarify the Liability for Damages and the Eminent Domain in the Procedure of the Brunswick Sewer District." (H. P. 86)

Bill, "An Act Relating to the Bonded Indebtedness and Stock Structure of Island Falls Water Company." (H. P. 87)

Which were severally referred to the Committee on Public Utilities in concurrence.

Retirements and Pensions

Bill, "An Act Increasing Retirement Benefits Under State Retirement System." (H. P. 88)

Bill, "An Act Relating to Pensions for Certain Retired Teachers." (H. P. 89)

Bill, "An Act to Increase Pensions of Elderly Teachers." (H. P. 90)

Bill, "An Act Increasing Pensions for Certain Retired Superintendents." (H. P. 91)

Resolve, Providing for Pension for Mrs. Mary Belanger of Caribou." (H. P. 92)

Which were severally referred to the Committee on Retirements and Pensions in concurrence.

Sea and Shore Fisheries

Bill, "An Act Regulating the Digging of Clams in Wells, York County." (H. P. 93)

Bill, "An Act Relating to License for Sardine Packers." (H. P. 94)

Bill, "An Act Repealing the Law Regulating the Canning of Her-ring." (H. P. 95)

Which were referred to the Committee on Sea and Shore Fisheries in concurrence.

State Government

Bill, "An Act Extending Eastern Daylight Time for Entire Year and Providing for Atlantic Time from April to October." (H. P. 96)

Bill, "An Act Providing for Photographs of Persons Under Twenty-five Years of Age on Motor Vehicle Operators' Licenses." (H. P. 97)

Bill, "An Act to Create an Alternate Member to Serve on the State Probation and Parole Board." (H. P. 98)

Bill, "An Act to Create a Department of Rehabilitation." (H. P. 99)

Bill, "An Act Relating to Persons Sixty-five Years of Age Taking Examination for Motor Vehicle Driver's License." (H. P. 101)

Which were severally referred to the Committee on State Government in concurrence.

Taxation

Bill, "An Act Relating to Sweep-stake Races and Allocating Proceeds for Educational Purposes." (H. P. 102)

Which was referred to the Committee on Taxation in concurrence.

Towns and Counties

Bill, "An Act Increasing Salary of Judge of Probate of Sagadahoc County." (H. P. 102)

Bill, "An Act Relating to Application of Federal Social Security to Firemen." (H. P. 104)

Bill, "An Act Relating to Appointment and Duties of Fire Department Officers as Forest Fire Wardens." (H. P. 105)

Bill, "An Act Relating to Fire Department Officers as Fire Wards." (H. P. 106)

Which were severally referred to the Committee on Towns and Counties in concurrence.

Transportation

Bill, "An Act Relating to the Transportation of Refrigerated Products." (H. P. 107)

Which was referred to the Committee of Transportation in concurrence.

Communications

Office of the Secretary

January 13, 1965

To the Honorable Senate
of the 102nd Legislature:

Pursuant to Senate Order relative to appointment of Subordinate Officers of the Senate, this is to inform you that the President of the Senate has appointed Kathleen D. Watson as Secretary to the President, and the Secretary of the Senate has appointed Majorie L. Sewell as Secretary to the Secretary; Elizabeth A. Crawford, In-

dex Secretary; Nancy A. Grover, Recording Secretary; Ruby T. Clark, Secretary to the Assistant Secretary of the Senate and Dorothy E. Crocker, Senate Stenographer.

Respectfully,

EDWIN H. PERT
Secretary of the Senate

EHP:DEC

Which was Read and Placed on file.

Maine State Highway Commission
Augusta, Maine 04330

January 13, 1965

To the Honorable Senate and House of Representatives of the One Hundred and Second Legislature, and

To The Honorable Members of the Executive Council

Attached herewith is a complimentary copy of the latest edition of the General Highway Atlas of Maine. This atlas is prepared by the State Highway Commission's Planning and Traffic Division in cooperation with the U. S. Department of Commerce, Bureau of Public Roads.

Each member of the Legislature and each member of the Executive Council is receiving one copy of this atlas without charge. Additional copies are available at a nominal charge to cover our printing costs and handling charges. This cost amounts to \$5 per copy of the atlas and 15 cents per sheet with a \$1 minimum charge.

Respectfully,

STATE HIGHWAY COMMISSION
DAVID H. STEVENS,
Chairman
CARL M. STILPHEN,
Member
BERTRAND A. LaCHARITE
Member

(S. P. 74)

Which was read and ordered placed on file.

Sent down for concurrence.

STATE OF MAINE
Forest Service
Augusta

January 14, 1965

Memorandum to - Members
of the 102nd Legislature
From - Austin H. Wilkins,
Secretary,
Allagash River Authority

Pursuant to Chapter 415 of the Public Laws of 1963, attached are copies of "A Proposal for State Control, Allagash Wilderness Waterway" which fulfills the charge to report on this subject to the members of the 102nd Legislature. (S. P. 75)

Which was read and ordered placed on file.

Sent down for concurrence.

Senate Papers
Appropriations
and Financial Affairs

Mr. Faloon of Penobscot presented Bill, "An Act Appropriating Funds for Sabbatical Leaves for Faculty Members at the State Teachers Colleges." (S. P. 54)

The same Senator presented Bill, "An Act Appropriating Money to Match Federal Funds Provided Under Titles III and V-A of the National Defense Education Act." (S. P. 56)

Mr. Violette of Aroostook presented Bill, "An Act Increasing Salaries of Judges of the District Court." (S. P. 55)

Which were severally referred to the Committee on Appropriations and Financial Affairs and ordered printed.

Sent down for concurrence.

Business Legislation

Mrs. Chisholm of Cumberland presented Bill, "An Act Relating to Group Life Insurance for State Employees Retired for Other Than Occupational Liability." (S. P. 57)

Which was referred to the Committee on Business Legislation and ordered printed.

Sent down for concurrence.

Claims

Mr. Harding of Aroostook presented Resolve to Reimburse Allen Bragdon of Ashland for Loss of Poultry. (S. P. 58)

Which was referred to the Committee on Claims and ordered printed.

Sent down for concurrence.

Education

Mr. Snow of Cumberland presented Bill, "An Act Relating to Part-time School Attendance." (S. P. 59)

Which was referred to the Committee on Education and ordered printed.

Sent down for concurrence.

Election Laws

The same Senator presented Bill, "An Act Determining Position of Names of Candidates on Primary Ballot." (S. P. 60)

The same Senator presented Bill, "An Act Determining Position of Names of Nominees on General Election Ballot." (S. P. 61)

Which were referred to the Committee on Election Laws and ordered printed.

Sent down for concurrence.

Highways

Mr. Cahill of Somerset presented Bill, "An Act to Allocate Money from the General Highway Fund for State Aid Construction." (S. P. 62)

The same Senator presented Bill, "An Act to Make Allocations from the General Highway Fund for the Fiscal Years Ending June 30, 1966 and June 30, 1967." (S. P. 63)

Which were referred to the committee on Highways and ordered printed.

Sent down for concurrence.

Judiciary

Mr. Stern of Penobscot presented Bill, "An Act Relating to Trespass on Land of the University of Maine." (S. P. 64)

Mr. Violette of Aroostook presented Bill, "An Act Providing for an Additional District Court Judge and Relating to Composition of Certain District Court Districts." (S. P. 65)

The same Senator presented Bill, "An Act to Revise the Laws Relating to the District Court." (S. P. 67)

Mr. Hilton of Somerset presented Bill, "An Act Relating to Penalties under Dealer of Livestock Law." (S. P. 66)

Which were severally referred to the Committee on Judiciary and ordered printed.

Sent down for concurrence.

Legal Affairs

Mr. Hilton of Somerset presented Bill, "An Act Prohibiting Sunday Auctions." (S. P. 68)

Mr. Snow of Cumberland presented Bill, "An Act Permitting Merger of Maine General Hospital with Maine Medical Center." (S. P. 69)

Which were referred to the Committee on Legal Affairs and ordered printed.

Sent down for concurrence.

Liquor Control

Mr. Smith of Cumberland presented Bill, "An Act Relating to Definition of Restaurant Under Liquor Law." (S. P. 70)

Which was referred to the Committee on Liquor Control and ordered printed.

Sent down for concurrence.

Retirements and Pensions

Mr. Boisvert of Androscoggin presented Bill, "An Act Providing for Coverage of Employees of Maine State Employees Association Under State Retirement System." (S. P. 71)

Which was referred to the Committee on Retirements and Pensions and ordered printed.

Sent down for concurrence.

State Government

Mr. Hilton of Somerset presented Bill, "An Act Relating to Appointment of State Humane Agents." (S. P. 72)

Mr. Dunn of Kennebec presented Resolve, Authorizing the State Tax Assessor to Convey by Sale the Interest of the State in Certain Lands in the Unorganized Territory. (S. P. 73)

Which were referred to the committee on State Government and ordered printed.

Sent down for concurrence.

Committee Reports**Senate — Ought to Pass**

Mr. Maxwell from the Committee on Taxation on Bill, "An Act to Repeal the Sweet Corn Tax and Laws Relating to European Corn Borer." (S. P. 25) (L. D. 37) reported that the same Ought to pass.

Which report was read and accepted, the Bill read once and tomorrow assigned for second reading.

Orders of the Day

Mr. BROWN of Hancock: Mr. President, may I inquire if the Senate is in possession of bill, "An Act Providing Monies for National Legislative Conference to be Held in Maine in 1966." (S. P. 37)

The PRESIDENT: The Chair would inform the Senator that the bill is in the possession of the Senate, having been held at the request of the Senator.

Thereupon, on motion by Mr. Brown of Hancock, the Senate voted to reconsider its former action whereby the bill was referred to the Committee on Appropriations and Financial Affairs; and on further motion by the same Senator, the bill was tabled pending reference to a committee.

On motion by Mrs. Sproul of Lincoln, the Senate voted to re-

consider its former action whereby bill, "An Act to Permit Sunday Hunting" (S. P. 17) (Item 1a) was referred to the Committee on Inland Fisheries and Game in concurrence; and on further motion by the same Senator, the bill was tabled pending reference to a committee.

On motion by Mrs. Sproul of Lincoln, the Senate voted to reconsider its former action whereby bill, "An Act Permitting Sunday Hunting in Unorganized Territory of Aroostook County" (H. P. 64) (Item L-38) was referred to the Committee on Inland Fisheries and Game in concurrence; and on further motion by the same Senator, the bill was tabled pending reference to a committee.

On motion by Mr. Violette of Aroostook, the Senate voted to reconsider its former action whereby bill, "An Act Increasing Salaries of Judges of the District Court" (S. P. 55) (Item 3-3) was referred to the Committee on Appropriations and Financial Affairs; and on further motion by the same Senator, the bill was tabled pending reference to a committee.

The Adjournment Order having been received from the House read and passed in concurrence in the Senate.

Adjourned until Tuesday next at ten o'clock in the morning.