

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 21, 1965

Senate called to order by the President.

Prayer by Rev. Laurence Mercens of Hallowell.

Reading of the Journal of yesterday.

Order

Out of order and under suspension of the rules, on motion by Mr. Harding of Aroostook

ORDERED, the House concurring, that when the Senate and House adjourn they adjourn to meet on Tuesday, January 26th, at ten o'clock in the morning. (S. P. 138)

Which was Read and Passed. Sent forthwith to the House for concurrence.

House Papers

Bill, "An Act Relating to False Registration of Livestock." (H. P. 183) (L. D. 238)

Which was referred to the Committee on Agriculture in concurrence.

Bill, "An Act Relating to Appropriation to Adjust State Employees' Pay." (H. P. 184) (L. D. 239)

Bill, "An Act Providing for the Study of a State Building Code and Anti-Shack Statute." (H. P. 185) (L. D. 240)

Bill, "An Act to Create a Recess Committee to study Guardianship of Retarded Persons." (H. P. 186) (L. D. 241)

Bill, "An Act Providing Funds for a School Library Supervisor in the Department of Education." (H. P. 187) (L. D. 242)

Bill, "An Act Relating to Unexpended Balance of Appropriation for Maine's Participation in the New York World's Fair." (H. P. 188) (L. D. 243)

Resolve, Authorizing Preparation and Sale of Index to Private and Special Laws. (H. P. 189) (L. D. 244)

Resolve, Providing for Purchase of Fifty Copies of History of Brownfield Bicentennial Edition (H. P. 190) (L. D. 245)

Resolve, to Provide Funds for Construction of a Water Storage Dam Across the Weskeag River. (H. P. 191) (L. D. 246)

Resolve, Providing Funds for Conservation Education. (H. P. 192) (L. D. 247)

Resolve in Favor of Marine Research Society of Bath for Support and Maintenance of Museum. (H. P. 193) (L. D. 248)

Resolve to Purchase Fifty Copies of "History of Madison." (H. P. 194) (L. D. 249)

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

Bill, "An Act Providing for Group Insurance for Civilian Technicians Employed by the Military." (H. P. 195) (L. D. 250)

Bill, "An Act in Relation to Capital Stock of Rumford Bank and Trust Company." (H. P. 196) (L. D. 251)

Bill, "An Act Relating to Uninsured Motorist Coverage in Insurance Policies." (H. P. 197) (L. D. 252)

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

Bill, "An Act Authorizing the Municipalities of Perham, Wade and Washburn to Form a School Administrative District." (H. P. 198) (L. D. 253)

Bill, "An Act Relating to Minimum Salaries for Teachers." (H. P. 199) (L. D. 254)

Bill, "An Act Authorizing the Municipalities of Buckfield, Hartford and Sumner to Form a School Administrative District." (H. P. 200) (L. D. 255)

Bill, "An Act Relating to Pilot Programs for School Entrance Age." (H. P. 201) (L. D. 256)

Bill, "An Act Requiring Childhood Education Programs for Five-Year-Olds." (H. P. 202) (L. D. 257)

Bill, "An Act Increasing Compensation of Treasurer of Georges Valley Community School District." (H. P. 203) (L. D. 258)

Bill, "An Act Adjusting the School Tax Rate in Unorganized

Territory." (H. P. 204) (L. D. 259)

Bill, "An Act Simplifying Computation of Special Education Subsidy." (H. P. 205) (L. D. 260)

Bill, "An Act Pertaining to Privately Owned Trade and Technical Schools." (H. P. 206) (L. D. 274)

Bill, "An Act Authorizing the Municipalities of Atkinson, Lake View Plantation and Milo to Form a School Administrative District." (H. P. 207) (L. D. 275)

Bill, "An Act Relating to Payment of Tax Assessment for Flanders Bay Community School District." (H. P. 208) (L. D. 276)

Resolve to Provide Funds for Teaching Boat Building in SAD No. 5 by Maine Vocational Technical Institute. (H. P. 209) (L. D. 277)

Which were referred to the Committee on Education in concurrence.

Bill, "An Act Providing for the Rehabilitation of Alcoholics." (H. P. 210) (L. D. 278)

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

Bill, "An Act Relating to Permits by Highway Commission for Trucks in Construction Areas." (H. P. 211) (L. D. 279)

Bill, "An Act Relating to Maintenance and Snow Removal of Certain State Highways." (H. P. 212) (L. D. 280)

Which were referred to the Committee on Highways in concurrence.

Bill, "An Act Relating to Use of Live Bait in Cochnewagen Lake, Kennebec County." (H. P. 213) (L. D. 281)

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

Senate Papers Agriculture

Mrs. Sproul of Lincoln and Mr. Maxwell of Franklin presented Bill, "An Act Establishing a State Board of Pesticides Control." (S. P. 139)

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

Sent down for concurrence.

Appropriations and Financial Affairs

Mr. Boisvert of Androscoggin and Mr. Brown of Hancock presented Bill, "An Act providing Moneys for National Legislative Conference to be Held in Maine in 1966." (S. P. 37)

(Which had been recommitted to the Committee on Reference of Bills)

Mr. Glass of Waldo presented Resolve for Development of Park Facilities on Warren Island. (S. P. 140)

Mr. Shiro of Kennebec presented Resolve Appropriating Money for Cottage Renovations at Boys Training Center. (S. P. 141)

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

Sent down for concurrence.

Claims

Mr. Casey of Washington presented Resolve to Reimburse Richard Robinson of Robbinston for Damage by Highway Construction. (S. P. 142)

Mr. O'Leary of Oxford presented Resolve to Reimburse Hotel Rumford for Additional Payment for Hotel Liquor License. (S. P. 143)

The same Senator presented Resolve to Reimburse Hotel Harris, Rumford, for Additional Payment for Hotel Liquor License. (S. P. 144)

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

Sent down for concurrence.

Education

Mr. Glass of Waldo presented Bill, "An Act to Reconstitute School Administrative District No. 34." (S. P. 145)

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

Sent down for concurrence.

Highways

Mr. McDonald of Piscataquis presented Bill, "An Act Appropriating Moneys for Construction of a Road for Elliottsville Plantation." (S. P. 146)

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

Sent down for concurrence.

Inland Fisheries and Game

Mr. Southard of Penobscot presented Resolve Opening Cold Stream Pond, Penobscot County, to Ice Fishing. (S. P. 147)

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

Sent down for concurrence.

Judiciary

Mr. Hilton of Somersset presented Resolve to Reimburse Raymond A. Cote of Augusta for Expenses not Compensated by Department of Economic Development. (S. P. 148)

Mr. Glass of Waldo presented Bill, "An Act Relating to Definition of Kidnapping." (S. P. 149)

Mr. Shiro of Kennebec presented Resolve Authorizing the Estate of Frank E. Lemli, Formerly of The Forks, Maine, to Sue the State of Maine. (S. P. 150)

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

Sent down for concurrence.

Legal Affairs

Mr. O'Leary of Oxford presented Bill, "An Act to Incorporate the Blood Donor Service Program of Maine." (S. P. 151)

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

Sent down for concurrence.

Mrs. Sproul of Lincoln presented Bill, "An Act to Permit Legislative Service as Credit for Members of State Retirement System." (S. P. 152)

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

Sent down for concurrence.

Mr. Shiro of Kennebec presented Resolve Proposing an Amend-

ment to the Constitution to Lower the Voting Age to Eighteen Years. (S. P. 153)

Which was referred to the Committee on State Government and ordered printed.

Sent down for concurrence.

Mr. Boisvert of Androscoggin presented Bill, "An Act Authorizing Androscoggin County to Raise Money for Garage and Court House Capital Improvements." (S. P. 154)

Which was referred to the Committee on Towns and Counties and ordered printed.

Sent down for concurrence.

On motion by Mr. Jacques of Androscoggin, tabled pending reference.

Transportation

Mr. Mendell of Cumberland presented Bill, "An Act Relating to Weight of 3-Axle Trucks." (S. P. 155)

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

Sent down for concurrence.

Veterans and Military Affairs

Mr. Shiro of Kennebec presented Resolve Designating U.S. Route No. 2 as the 43rd Infantry Division Memorial Highway. (S. P. 156)

The same Senator presented Bill, "An Act to Provide for Establishment of a Veterans Memorial Cemetery." (S. P. 157)

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

Sent down for concurrence.

The President laid before the Senate the following Bills and Communication which were referred to this Legislature from the 101st Legislature:

Communication and Report

The Committee on Judiciary to which was referred Letter of Transmittal from the Secretary of State (S. P. 720) and Memorandum from the Supreme Judicial Court (S. P. 721) reported that the same should be referred to the 102nd Legislature to accompany (S. P. 712) (L. D. 1688).

This report was Read and Accepted by both branches of the 101st Legislature in Special Session on September 29, 1964. (S. P. 122)

Sent down for concurrence.

Bill, "An Act to Consolidate the Maine Unitarian Association with Northeast District of the Unitarian Universalist Association." (S. P. 123)

Bill, "An Act to Consolidate The Universalist Church of Maine with tarian Universalist Association." (S. P. 124)

(On motion by Mr. Brown of Hancock, tabled pending consideration and especially assigned for the next legislative day.)

Bill, "An Act Reactivating the Constitutional Commission." (S. P. 125)

Bill, "An Act Relating to Operation of Certain Motor Vehicles for Profit." (S. P. 126)

Bill, "An Act Relating to the Uniform Disposition of Unclaimed Property Act." (S. P. 127)

Bill, "An Act Relating to Qualifications for Voting at Local District Elections." (S. P. 128)

Bill, "An Act Providing State Scholarships for Education." (S. P. 129)

Bill, "An Act Relating to Certificate of Public Necessity for Transporting Freight for Hire as a Common Carrier." (S. P. 130)

Bill, "An Act to Provide for the Control of Air Pollution." (S. P. 131)

Bill, "An Act Providing for Western Hancock District Court to be Held at Bucksport." (S. P. 132)

Bill, "An Act Transferring Probation of Juveniles in Cumberland County to State Probation Administration." (S. P. 133)

Bill, "An Act Providing for the Study of a State Building Code and Anti-Shack Statute." (S. P. 134)

Bill, "An Act Relating to Continuity of Management of Insurance Companies." (S. P. 135)

Bill, "An Act Relating to Tuition for Pupils Attending Secondary School Outside of Residence." (S. P. 136)

Bill, "An Act Transmitting Alcoholic Rehabilitation to Department of Mental Health and Corrections." (S. P. 137)

On motion by Mr. Harding of Aroostook, all these Bills, except Tabled matters were Indefinitely Postponed.

Sent down for concurrence.

Orders

On motion by Mr. Boisvert of Androscoggin

ORDERED, the House concurring, that any Town Clerk or Board of County Commissioners may, upon written request to the Document Clerk, receive without charge, copies of all printed bills, so that there may be available to the public during the legislative session a complete and convenient file of all printed bills. (S. P. 158)

Which was Read and Passed.
Sent down for concurrence.

Mr. Duquette of York presented the following order and moved its passage:

ORDERED, that the Secretary of the Senate be paid in addition to the salary provided by law an increase of Four thousand dollars during the regular session of the Legislature and a salary at the rate of One thousand one hundred dollars (\$1,100) a year when the Legislature is not in session, payment of such additional compensation to be made on payrolls approved by the President of the Senate, or, if that office be vacant, by a Senate member of the Committee on Appropriations and Financial Affairs,

And be it further

ORDERED, that performing additional duties at the request and direction of the President of the Senate the Assistant Secretary of the Senate shall be paid Twenty-seven hundred dollars (\$2700) in addition to the salary provided by law.

Read and passed.

Committee Report

The Committee on Judiciary on Bill, "An Act Providing for Review of Settlements for Perma-

nent Injuries." (H. P. 20) (L. D. 23) reported that the same Ought Not to Pass.

Which report was Read and Accepted in concurrence.

The Committee on Bills in the Second Reading reported the following Bill:

Bill, "An Act Relating to Educational Assistance for Orphans of Veterans." (H. P. 1) (L. D. 1)

Which was Read a Second Time and Passed to be Engrossed in concurrence.

Orders of the Day

On motion by Mr. Violette of Aroostook, the Senate voted to take from the table the 1st tabled item (S. P. 55) bill, An Act Increasing Salaries of Judges of the District Court; tabled by that Senator on January 14 pending reference; and on motion by Mr. Harding of Aroostook, the bill was referred to the Committee on Judiciary and sent down for concurrence.

On motion by Mr. Glass of Waldo, the Senate voted to take from the table the 4th tabled item (S. P. 116) bill, An Act Relating to Election of Directors of Corporations; tabled by that Senator on January 20 pending reference; and on motion by Mr. Harding of Aroostook, the bill was referred to the Committee on Judiciary and sent down for concurrence.

On motion by Mr. Shiro of Kennebec, the Senate voted to take from the table the 2nd tabled item (H. P. 67) (L. D. 78) bill, An Act Relating to Seasonal Business on Sunday; tabled by that Senator on January 19 pending reference; and on motion by Mr. Harding of Aroostook, the bill was referred to the Committee on Legal Affairs and sent down for concurrence.

On motion by Mr. Cahill of Somerset, the Senate voted to take from the table the 5th tabled item (H. P. 25) (L. D. 203) bill, An Act Repealing Milk Control Prices at the Retail Level; ta-

bled by that Senator on January 20 pending reference; and on motion by Mr. Harding of Aroostook, the bill was referred to the Committees on Agriculture and Business Legislation jointly in concurrence.

The PRESIDENT: The Chair would state that the adjournment order has been received from the House, having been read and passed in concurrence.

Mr. HARDING of Aroostook: Mr. President, I have a Resolution and move its adoption.

The PRESIDENT: The Secretary will read the Resolution and the Chair requests the Senate to stand during the reading.

RESOLUTION

WHEREAS, the members of this 102nd Legislature have learned with shock and regret of the sudden death of the Hon. Robert J. Milliken, newly-elected member of the Executive Council, and

WHEREAS, we had felt honored to elect a man with Mr. Milliken's outstanding abilities and years of experience in the legal profession and as a public servant and were looking forward to working closely with him during this legislative session and having the benefit of his wise counsel as well as his warm friendship,

NOW THEREFORE BE IT RESOLVED: That the State of Maine mourns the loss of a valued public servant, and the 102nd Legislature laments the passing of one of our most esteemed and beloved associates, and

BE IT FURTHER RESOLVED, that these resolutions be entered upon our permanent journals and that an engrossed copy be forwarded to the bereaved family of the Hon. Robert J. Milliken, and

BE IT FURTHER RESOLVED, that as a further token of respect after the reading of these resolutions each branch of the Legislature stands adjourned.