

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

In Senate, January 26, 1965

Senate called to order by the President.

Prayer by the Rev. Preston W. Pennell of Winthrop.

On motion by Mr. Casey of Washington,

Journal of yesterday read and approved.

At this point, Senator Harding of Aroostook assumed the Chair, President Reed retiring to the floor of the Senate.

Thereupon, Mr. Reed of Sagadahoc presented the following Resolution and moved its adoption.

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

RESOLUTION

WHEREAS the members of the 102nd Legislature have learned with great sorrow of the sudden death of former Governor, Hon. Sumner Sewall, Governor of Maine from 1941 to 1945, and

WHEREAS Sumner Sewall will always be remembered by his contemporaries as one of the most colorful, vigorous, friendly and effective leaders Maine was ever privileged to have as a Governor, and

WHEREAS History will record him as an outstanding hero in the beginning of air warfare in World War I and in many other capacities as a builder of the hoped-for permanent peace, and

WHEREAS Maine historians will accord his record with a fitting place in its annals as a member of a famous family of shipbuilders who are a part of the foundation of this State and credit him with having built well on this firm foundation, and

WHEREAS the members of this 102nd Legislature who have had the honor of serving with him feel a very personal loss in his passing and recall the days when the Sewall family were in the Blaine House as some of the happiest years of public service,

NOW THEREFORE BE IT RESOLVED that the State of Maine mourns the loss of a beloved and valued leader, and the members of the 102nd Legislature lament the passing of one of Maine's outstanding citizens, and

BE IT FURTHER RESOLVED that a copy of these resolutions be sent to his family.

Which Resolution was adopted and ordered sent forthwith to the House.

President Reed resumed the Chair, Mr. Harding of Aroostook retiring to the floor of the Senate.

The PRESIDENT: The Chair would like at this time to recognize in the back of the Senate Chamber, the wife of one of our Senators from Oxford, Mrs. Norris. (Applause)

House Papers

Bill, "An Act to Authorize the Construction of Housing for the University of Maine and the Issuance of not exceeding \$6,000,000 Bonds of the State of Maine for the Financing Thereof." (H. P. 264) (L. D. 346)

Bill, "An Act Providing for a Legislative Conference Prior to the Convening of the 103rd Legislature." (H. P. 265) (L. D. 347)

Resolve Providing Funds for a Pilot Research Project to Study Means of Increasing Lobster Supply. (H. P. 266) (L. D. 348)

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

Bill, "An Act Amending Charter of St. Mark's Home, Augusta." (H. P. 267) (L. D. 349)

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

Bill, "An Act Requiring Approval of Early Childhood Education Programs." (H. P. 268) (L. D. 350)

Which was referred to the Committee on Education, in concurrence.

Bill, "An Act Relating to Tandem Axle Weights." (H. P. 60) (L. D. 335)

Which was referred to the Committee on Transportation.

Bill, "An Act Relating to Taking of Alewives in Tremont, Hancock County." (H. P. 215) (L. D. 283)

Bill, "An Act Creating a Hunting Accident Reserve Fund." (H. P. 214) (L. D. 282)

Bill, "An Act Relating to Sale of Publications of Department of Inland Fisheries and Game." (H. P. 216) (L. D. 284)

Bill, "An Act Relating to Hunting for Pheasants." (H. P. 217) (L. D. 285)

Bill, "An Act Repealing the Bounty on Porcupines." (H. P. 218) (L. D. 286)

(On motion by Mr. Hilton of Somerset, tabled pending reference and especially assigned for tomorrow.)

Bill, "An Act Granting Complimentary Fishing and Hunting Licenses for Certain Maine Residents in Armed Forces." (H. P. 219) (L. D. 287)

Bill, "An Act Relating to Setting Traps Near Beaver Dams." (H. P. 220) (L. D. 288)

Bill, "An Act Relating to Fees for Tagging and Marking Beaver Skins." (H. P. 221) (L. D. 289)

Bill, "An Act Providing for a Bounty on Bears." (H. P. 222) (L. D. 290)

Bill, "An Act Prohibiting Taking of Fish as Bait in Certain Inland Waters." (H. P. 224) (L. D. 291)

Bill, "An Act Providing for Adequate Fishways in Dams." (H. P. 225) (L. D. 292)

Resolve, Directing a Study of the Moose Population in Maine. (H. P. 226) (L. D. 293)

Resolve Relating to Fish Screen at Outlet of Rangeley Lake. (H. P. 227) (L. D. 294)

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

Bill, "An Act Relating to Shooting Human Being While Hunting." (H. P. 228) (L. D. 295)

Bill, "An Act Shortening the Period of Real Estate Mortgage Foreclosure." (H. P. 137) (L. D. 333)

Bill, "An Act Relating to Suspension of Liquor Licenses for Sales of Liquor to Minors." (H. P. 229) (L. D. 296)

Resolve Authorizing Kermit O. Stadig to Bring Civil Action

Against State of Maine. (H. P. 230) (L. D. 299)

Which were referred to the Committee on Judiciary in concurrence.

Bill, "An Act Relating to Definition and Standards for Apprenticeship Agreements." (H. P. 231) (L. D. 300)

Bill, "An Act Relating to Definition of Average Weekly Wages Under Workmen's Compensation Law." (H. P. 232) (L. D. 301)

Which were referred to the Committee on Labor in concurrence.

Resolve Changing Name of Ames Cove, Knox County, to Flood's Cove. (H. P. 240) (L. D. 309)

Bill, "An Act Relating to Certain Financial Provisions of Charter of City of Rockland." (H. P. 239) (L. D. 308)

Bill, "An Act Relating to Trespass on Unimproved Land Devoted to Preservation of Wildlife." (H. P. 238) (L. D. 307)

Bill, "An Act Providing for Payment of Personal Property Taxes before Registration of Motor Vehicles and for Hunting and Fishing Licenses." (H. P. 237) (L. D. 306)

Bill, "An Act Increasing Allowance for Uniforms of the Police Department of the City of Lewiston." (H. P. 236) (L. D. 305)

Bill, "An Act Relative to the Granting of Licenses for Certain Businesses and Purposes by the Municipal Officers of Town of Wells." (H. P. 235) (L. D. 304)

Bill, "An Act Relative to the Granting of Licenses for Certain Businesses and Purposes by the Municipal Officers of the Town of Boothbay Harbor." (H. P. 233) (L. D. 302)

Bill, "An Act Increasing Number of Members of Superintending School Committee of Town of Fairfield." (H. P. 234) (L. D. 303)

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

Bill, "An Act Relating to Definition of Hotel Under Liquor Law." (H. P. 242) (L. D. 311)

Bill, "An Act Relating to Definition of Premises Under Liquor Law." (H. P. 241) (L. D. 310)

Bill, "An Act Relating to Sunday Sales of Liquor by Hotels, Restaurants, Taverns and Retail Stores." (H. P. 243) (L. D. 312)

Which were referred to the Committee on Liquor Control in concurrence.

Bill, "An Act Limiting Number of Lobster Traps Per Person." (H. P. 160) (L. D. 334)

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

Bill, "An Act to Incorporate the Kittery Sewer District." (H. P. 244) (L. D. 324)

Bill, "An Act to Amend the Charter of the Auburn Sewerage District." (H. P. 245) (L. D. 323)

Bill, "An Act Relating to Dissolution of York Sewer District." (H. P. 246) (L. D. 314)

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

Bill, "An Act Relating to Service Retirement of Enforcement Officers of Departments of Inland Fisheries and Game and Sea and Shore Fisheries." (H. P. 247) (L. D. 315)

Resolve Providing Increases in Retirement Allowances for Certain Retired Fish and Game Wardens. (H. P. 248) (L. D. 316)

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

Bill, "An Act Repealing the Time Limitation on Law Repealing the Two Inch Soft-Shell Clam Law." (H. P. 249) (L. D. 317)

Bill, "An Act Relating to Penalty Relative to Short Lobsters." (H. P. 250) (L. D. 318)

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

Bill, "An Act Increasing Salary of Commissioner of Inland Fisheries and Game." (H. P. 251) (L. D. 319)

(On motion by Mr. Manuel of Aroostook, tabled pending reference)

Bill, "An Act Increasing Salary of Legislative Finance Officer." (H. P. 252) (L. D. 320)

Bill, "An Act Increasing Compensation of Members of Personnel Board." (H. P. 253) (L. D. 321)

Bill, "An Act Relating to Definition of Legislative Counsel and Legislative Agent." (H. P. 254) (L. D. 322)

Resolve, Proposing an Amendment to the Constitution to Reduce the Voting Age to Nineteen Years. (H. P. 255) (L. D. 325)

Resolve, Proposing an Amendment to the Constitution to Eliminate the Office of Treasurer of State. (H. P. 256) (L. D. 326)

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

Bill, "An Act Directing an Improvement of Property Tax Administration." (H. P. 257) (L. D. 327)

Bill, "An Act Exempting Non-revenue Producing Real Property on Airports from Property Tax." (H. P. 258) (L. D. 328)

Bill, "An Act Providing Additional Funds for Education by Sweepstake Races." (H. P. 259) (L. D. 329)

Which were referred to the Committee on Taxation in concurrence.

Bill, "An Act Relating to Uniforms for Deputy Sheriffs." (H. P. 260) (L. D. 330)

Bill, "An Act Relating to Compensation of and Per Diem Fees of Deputy Sheriffs." (H. P. 261) (L. D. 331)

Bill, "An Act Increasing Compensation of Register of Probate of Piscataquis County." (H. P. 262) (L. D. 332)

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

Communication

STATE OF MAINE
Bureau of Public Improvements
Augusta, Maine

January 25, 1965

To the Senate and House of
Representatives of the
One-Hundred
and Second Legislature

In accordance with the provisions of Title 5, Section 1742, Re-

vised Statutes (1964) of Maine, we are submitting herewith the "Requests for Capital Improvements" for the fiscal years 1966-67.

Respectfully,
NIRAN C. BATES

State Director of Public Improvements. (S. P. 169)

Which was read and placed on file.

From the House:

RESOLUTION

STATE OF MAINE HOUSE OF REPRESENTATIVES 102nd LEGISLATURE

WHEREAS, we have learned with deep sorrow of the death of Sir Winston Churchill, former Prime Minister of the British Commonwealth, Member of the House of Commons, Citizen of the United States by Act of Congress and World Statesman; and

WHEREAS, by great courage, clear wisdom, remarkable patience, and a mighty intellect he has done much for international peace and justice; and

WHEREAS, in his passing, not alone the great nation where he was born, and the United States of America, his adopted "home", but the whole world has suffered an irreparable loss; therefore, be it

RESOLVED, the Senate concurring, that when the Legislature adjourns this day, it do so out of respect to the memory of Sir Winston Churchill; and be it further

RESOLVED, that a copy of this resolution, suitably engrossed, be transmitted to the family of the deceased.

Presented by Mr. Jalbert of Lewiston.

Which Resolution was read and adopted in concurrence.

Senate Papers Appropriations and Financial Affairs

Mr. Snow of Cumberland presented Resolve, Appropriating Funds for Operation of Advisory Committee on Education. (S. P. 160)

Mr. Harding of Aroostook presented Resolve Providing for a Maine Key Number Digest Committee. (S. P. 161)

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

Sent down for concurrence.

Business Legislation

Mr. Snow of Cumberland presented Bill, "An Act to Amend Charter of the Home for Aged Men." (S. P. 162)

Which was referred to the Committee on Business Legislation.

Sent down for concurrence.

Health and Institutional Services

Mr. Harding of Aroostook presented Bill, "An Act Authorizing the Leasing by the State of Wing of Community General Hospital Fort Fairfield to the Hospital." (S. P. 163)

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

Sent down for concurrence.

Judiciary

Mr. Shiro of Kennebec presented Bill, "An Act Increasing Salaries of Official Court Reporters." (S. P. 164)

Which was referred to the Committee on Judiciary.

Sent down for concurrence.

Legal Affairs

The same Senator presented Bill, "An Act Repealing Law Regulating Business on Sundays and Certain Holidays." (S. P. 165)

Which was referred to the Committee on Legal Affairs.

Sent down for concurrence.

State Government

Mr. Jutras of York presented Bill, "An Act Increasing Compensation of Members of Employment Security Commission." (S. P. 166)

Mr. Glass of Waldo presented Bill, "An Act Relating to Removal of Justices of the Peace and Notaries Public." (S. P. 167)

(On motion by Mr. Glass of Waldo, tabled pending reference)

Mr. Maxwell of Franklin presented Resolve Proposing an Amendment to the Constitution Creating the Office of Lieutenant-Governor and Providing for Succession of Office of the Governor. (S. P. 168)

Which were referred to the Committee on State Government. Sent down for concurrence.

Committee Reports

House - Ought to Pass

The Committee on Judiciary on Bill, "An Act Relating to Discharge from Juvenile Training Centers." (H. P. 11) (L. D. 11) reported that the same Ought to Pass.

Which report was Read and Accepted in concurrence, and the Bill Read Once and tomorrow assigned for second reading.

Senate - Ought Not to Pass

Mrs. Sproul from the Committee on Legal Affairs on Bill, "An Act Relating to Board of Registration in City of Bangor." (S. P. 19) (L. D. 31) reported that the same Ought Not to Pass.

Mr. Stern from the Committee on State Government on Bill, "An Act Creating an Official State Anthem." (S. P. 23) (L. D. 35) reported that the same Ought not to Pass.

Which reports were Read and Accepted.

Sent down for concurrence.

Senate - Ought to Pass

Mr. Jacques from the Committee on Legal Affairs on Bill, "An Act Relating to Election of Council Members of the City of Portland." (S. P. 21) (L. D. 33) reported that the same Ought to Pass.

The same Senator from the same Committee on Bill, "An Act Amending the Charter of the City of Bangor Relative to the Use of Municipal Revenue Bonds." (S. P. 20) (L. D. 32) reported that the same Ought to Pass.

Mr. Shiro from the same Committee on Bill, "An Act Relating to Eminent Domain under Ur-

ban Renewal Authority Law in City of Bangor." (S. P. 18) (L. D. 30) reported that the same Ought to Pass.

Which reports were Read and Accepted, the Bills Read Once and tomorrow assigned for second reading.

Orders of the Day

The President laid before the Senate the 1st tabled and today assigned item (S. P. 124), An Act to Consolidate the Universalist Church of Maine with Northeast District of the Unitarian Universalist Association; tabled on January 21 by Senator Brown of Hancock pending consideration; and that Senator yielded to Senator Sproul of Lincoln.

On motion by Mrs. Sproul of Lincoln, the bill was referred to the Committee on Legal Affairs, ordered printed and sent down for concurrence.

The President laid before the Senate the 2nd tabled and today assigned item (S. P. 123), bill, An Act to Consolidate the Maine Unitarian Association with Northeast District of the Unitarian Universalist Association; tabled January 21 by Senator Brown of Hancock; and that Senator yielded to Senator Sproul of Lincoln.

On motion by Mrs. Sproul of Lincoln, the bill was referred to the Committee on Legal Affairs, ordered printed and sent down for concurrence.

On motion by Mr. O'Leary of Oxford, the Senate voted to take from the table the 2nd tabled and unassigned item (S. P. 120) bill, An Act Relating to Nonprofit Blood Service Corporations; tabled by that Senator on January 21 pending reference; and on motion by Mr. Harding of Aroostook, the bill referred to the Committee on Legal Affairs, ordered printed and sent down for concurrence.

On motion by Mr. Brown of Hancock, the Senate voted to reconsider its action taken on Item

1-7 earlier in today's session whereby bill, An Act Relating to Taking of Alewives in Tremont, Hancock County (H. P. 215) (L. D. 283) 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.

On motion by Mr. Harding of Aroostook

Adjourned until tomorrow morning at ten o'clock.