

# 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**

Friday, April 9, 1965

Senate called to order by the President.

Prayer by Rev. John Donovan of Winthrop.

On motion by Mr. Casey of Washington, the Journal of yesterday was read and approved.

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, April 13th. (S. P. 493)

Which was read and passed.

Sent forthwith to the House for concurrence.

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

Bill "An Act Relating to Chiropractic Treatment Under Workmen's Compensation Law." (S. P. 95) (L. D. 262)

In Senate, March 19, passed to be engrossed.

Comes from the House indefinitely postponed in non-concurrence.

In the Senate, on motion by Mr. Harding of Aroostook, the Senate voted to insist.

Bill "An Act Relating to Tuition for Students Attending Secondary School Outside of Residence." (S. P. 335) (L. D. 1080)

In Senate March 26, passed to be engrossed As Amended by Committee Amendment "A" (S-77)

Comes from the House passed to be engrossed As Amended by Committee Amendment "A" and as Amended by House Amendment "A" (H-188) in Non-concurrence.

In the Senate, on motion by Mr. Snow of Cumberland, the Senate voted to recede and concur.

**House Papers**

Bill "An Act Relating to Community Insurance Company." (H. P. 1067) (L. D. 1446)

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

"Resolve, Proposing an Amendment to the Constitution Relating to the Election of the Clerk of the House of Representatives." (H. P. 1068) (L. D. 1447)

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

Bill "An Act Relating to Borrowing Powers of East Corinth Academy." (H. P. 1065) (L. D. 1443)

Which was referred to the Committee on Education in concurrence.

**Senate Papers**

The following Bills were received and transmitted to the Committee on Reference of Bills, on April 8, 1965, pursuant to Joint Rule 19-C, and approved for appearance on the calendar:

Mr. Casey of Washington presented Bill "An Act Relating to Qualifications for Practice of Hairdressing and Beauty Culture." (S. P. 491)

Which was received by unanimous consent and referred to the Committee on Health and Institutional Services.

Sent down for concurrence.

Mr. Violette of Aroostook presented Bill "An Act Authorizing Town of Island Falls to Construct Certain Road." (S. P. 492)

Which was received by unanimous consent and referred to the Committee on Towns and Counties.

Sent down for concurrence.

**Orders**

On motion by Mr. Jutras of York

ORDERED, the House concurring, that a committee composed of all the members of the Joint Legislative Committee of Sea and Shore Fisheries of the 102nd Legislature with the Commissioner of Sea and Shore Fisheries shall study and investigate the management and protection of the lob-

ster industry in the State of Maine.

Members of this committee shall be reimbursed for necessary expenses, including travel, while engaged in this study. There is appropriated the sum of \$2,000 from the legislative appropriation for the purposes of this order; and be it further

ORDERED, that the results of such a study together with any recommendations deemed necessary be made to the 103rd Legislature. (S. P. 494)

In the Senate, on motion by Mr. O'Leary of Oxford, tabled pending passage and especially assigned for Friday next.

### Reports of Committees

#### House

##### Leave to Withdraw

The Committee on Agriculture on Bill, "An Act Establishing the Maine Apple Fund and Maine Apple Commission." (H. P. 657) (L. D. 966) reported that the same should be granted Leave To Withdraw.

The Committee on Health and Institutional Services on Bill, "An Act Defining Mental Illness for Public Assistance." (H. P. 801) (L. D. 1093) reported that the same should be granted Leave to Withdraw.

##### Ought Not To Pass

The Committee on Appropriations And Financial Affairs on Bill, "An Act to Provide for Trade and Industrial Teacher Training Service at Gorham State Teachers College." (H. P. 112) (L. D. 136) reported the same Ought Not To Pass.

The same Committee on Resolve Relating to Treatment of Lake Sabbattus to Eliminate Aquatic Growth (H. P. 117) (L. D. 136) reported the same Ought not to pass.

The Committee on Health And Institutional Services on Bill, "An Act Prohibiting Placement of State Children in a Receiving State Without Certain Notification." (H. P. 803) (L. D. 1095) reported that the same Ought Not To Pass.

Which reports were Read And Accepted in concurrence.

The Committee on Inland Fisheries And Game on Bill, "An Act Permitting Sunday Hunting in Unorganized Territory of Aroostook County." (H. P. 64) (L. D. 75) reported that the same Ought Not To Pass

Comes from the House Indefinitely Postponed.

In the Senate, on motion by Mr. Violette of Aroostook, tabled pending acceptance of the committee report.

The Committee on Towns and Counties on Bill, "An Act Increasing Fees of Registers of Deeds." (H. P. 763) (L. D. 1000) reported that the same Ought Not To Pass

Comes from the House, Bill Substituted for the report and the Bill passed to be engrossed.

In the Senate, on motion by Mr. Girard of Androscoggin, the bill was substituted for the report in concurrence, read once and tomorrow assigned for second reading.

##### Ought To Pass

The Committee on Education on Bill, "An Act Relating to Minimum Salaries for Teachers. (H. P. 199) (L. D. 254) reported that the same Ought To Pass.

The Committee on Taxation on Bill, "An Act Revising the Gasoline Road Tax and Use Fuel Tax. (H. P. 899) (L. D. 1209) reported that the same Ought To Pass

Which reports were Read And Accepted in concurrence and the Bills Read Once and tomorrow assigned for second reading.

##### Ought to Pass - As Amended

The Committee on State Government on Bill, "An Act Relating to Definition of Agricultural Societies to Qualify for Stipend." (H. P. 602) (L. D. 823) reported that the same Ought To Pass As Amended by Committee Amendment "A" (H. 175)

On motion by Mr. Manuel of Aroostook, tabled pending acceptance of the report.

**Divided Reports**

The Majority of the Committee on Towns and Counties on Bill, "An Act Repealing Law Providing for a Fire Marshal for Aroostook County." (H. P. 901) (L. D. 1211) reported that the same Ought Not to Pass.

(Signed)

Senators:

CASEY of Washington  
GIRARD of Androscoggin  
BERNARD of Penobscot

Representatives:

BUSSIÈRE of Lewiston  
CROMMETT  
of Millinocket  
SULLIVAN of Portland  
HAMMOND of Paris  
KILROY of Portland

The Minority of the same Committee on the same subject matter reported that the same Ought to Pass.

(Signed)

Representatives:

WIGHT of Presque Isle  
FARRINGTON of China

Comes from the House, the Majority — Ought Not to Pass Report Accepted.

In the Senate, on motion by Mr. Manuel of Aroostook, tabled pending acceptance of either report.

The Majority of the Committee on State Government on Bill, "An Act to Authorize a Bond Issue for Purchase of Voting Machines for Resale to Municipalities." (H. P. 546) (L. D. 768) reported that the same Ought to Pass.

(Signed)

Senators:

STERN of Penobscot  
MAXWELL of Franklin  
WILLEY of Hancock

Representatives:

DOSTIE of Lewiston  
EDWARDS of Portland  
STARBIRD of Kingman  
BERRY of Cape Elizabeth  
KATZ of Augusta  
LIBHART of Brewer

The Minority of the same Committee on the same subject matter reported that the same Ought Not to Pass.

(Signed)

Representatives:

PITTS of Harrison

Comes from the House, Indefinitely Postponed.

In the Senate, on motion by Mr. Maxwell of Franklin, the Majority Ought to Pass Report was accepted in non-concurrence, the bill read once and tomorrow assigned for second reading.

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**Senate**
**Leave to Withdraw**

Mr. Manuel from the Committee on Inland Fisheries and Game on Bill, "An Act Increasing Bounty on Bobcat." (S. P. 241) (L. D. 751) reported that the same should be granted Leave to Withdraw.

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**Ought Not to Pass**

Mr. Stern from the Committee on Judiciary on Bill, "An Act Relating to Shooting Animals in Roadside Menageries." (S. P. 340) (L. D. 1085) reported that the same Ought Not to Pass.

Mrs. Chisholm from the Committee on Labor on Bill, "An Act Revising the Minimum Wage Law." (S. P. 433) (L. D. 1367) reported that the same Ought Not to Pass — covered by other Legislation.

The same Senator from the same Committee on Bill, "An Act Revising the Minimum Wage Law." (S. P. 416) (L. D. 1313) reported that the same Ought Not to Pass — covered by other Legislation.

Mr. Violette from the Committee on Public Utilities on Bill, "An Act to Regulate Community Antenna Television Companies as Public Utilities." (S. P. 304) (L. D. 1231) reported that the same Ought Not to Pass.

Mr. Maxwell from the Committee on State Government on Bill, "An Act Establishing a Maine Transportation Commission." (S. P. 306) (L. D. 1007) reported that the same Ought Not to Pass.

Which reports were Read and Accepted.

Sent down for concurrence.

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**Ought to Pass**

Mr. Faloon from the Committee on Education on Bill, "An Act Relating to Fixing the Number of Personnel at the State Teachers Colleges and State Vocational -

Technical Institutes." (S. P. 189) (L. D. 554) reported that the same Ought to Pass.

Mr. Stern from the Committee on State Government on Bill, "An Act Relating to Compensation Rates in Certain Technical and Professional Classifications." (S. P. 438) (L. D. 1426) reported that the same Ought to Pass.

Mr. Willey from the same Committee on Bill, "An Act Relating to Citizenship Requirements for Certain State Employees." (S. P. 476) (L. D. 1424) reported that the same Ought to Pass.

Mr. Casey from the Committee on Highways on Resolve Authorizing State Highway Commission to Study Desirability of Bridge Across Machias River. (S. P. 467) (L. D. 1409) reported that the same Ought to Pass.

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

#### Ought to Pass—As Amended

Mr. Hilton from the Committee on Agriculture on Bill, "An Act Revising the Potato Grading Law." (S. P. 422) (L. D. 1357) reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-117)

Which report was Read and Accepted and the Bill Read Once. Committee Amendment "A" was Read and Adopted, and the Bill, as Amended, tomorrow assigned for second reading.

#### Ought to Pass in New Draft

Mr. Morris from the Committee on Highways on Bill, "An Act to Provide for Partial Discontinuance of Highways." (S. P. 365) (L. D. 1132) reported that the same Ought to Pass in New Draft under the same title: (S. P. 488) (L. D. 1451)

Mrs. Sproul from the Committee on Agriculture on Bill, "An Act Relating to Use of Moneys Received from the Potato Tax." (S. P. 421) (L. D. 1356) reported that the same Ought to Pass in New Draft under the same title: (S. P. 490) (L. D. 1453)

On motion by Mr. Manuel of Aroostook, tabled pending acceptance of the report.

#### Divided Report

The Majority of the Committee on Labor on Bill, "An Act Relating to Unemployment Compensation Regarding Remuneration for Holidays." (S. P. 119) (L. D. 345) reported that the same Ought to Pass.

(Signed)

Senators:

O'LEARY of Oxford  
CHISHOLM

of Cumberland  
SMITH of Cumberland

Representatives:

BEDARD of Saco  
GAUVIN of Auburn  
LEVESQUE

Of Madawaska  
DUMONT of Augusta

The Minority of the same Committee on the same subject matter reported that the same Ought Not to Pass.

(Signed)

Representatives:

BENSON  
of Southwest Harbor  
BAKER of Winthrop  
KITTREDGE  
of South Thomaston

On motion by Mr. O'Leary of Oxford, the Majority Ought to Pass report was accepted, the bill read once and tomorrow assigned for second reading.

Majority of the Committee on Transportation on Bill, "An Act Relating to Length of Certain Motor Vehicles." (S. P. 300) (L. D. 914) reported that the same Ought to Pass in New Draft under the same title: (S. P. 489) (L. D. 1452)

(Signed)

Senators:

MENDELL of Cumberland  
SHIRO of Kennebec

Representatives:

BUSSIÈRE of Lewiston  
LEBEL of Van Buren  
HUBER of Rockland  
CROSBY of Kennebunk  
STORM of Sherman  
KEYTE of Dexter  
BEANE of Moscow

The Minority of the same Committee on the same subject mat-

ter reported that the same Ought Not to Pass.

(Signed)

Senator:

CAHILL of Somerset

On motion by Mr. Mendell of Cumberland, tabled pending acceptance of either report and especially assigned for one week from today.

### Second Readers

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

#### House

Bill "An Act Authorizing Purchase of Certain Land on Indian Island by Penobscot Indian Baptist Church, Incorporated." (H. P. 372) (L. D. 474)

Bill "An Act Relating to Attending Secondary School Outside of Residence." (H. P. 1045) (L. D. 1416)

(On motion by Mr. Cahill of Somerset, the bill was read a second time and that Senator presented Senate Amendment A.

Senate Amendment A (S-119) was read and adopted and the bill as amended was passed to be engrossed in non-concurrence and sent down for concurrence.)

Bill "An Act Changing Name of Soil Conservation Districts to Soil and Water Conservation Districts." (H. P. 374) (L. D. 476)

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 Relating to Publication of Notice of Hearings on Rules and Regulations of Department of Inland Fisheries and Game." (H. P. 815) (L. D. 1106)

Bill "An Act Relating to Boundaries of Standish Game Preserve." (H. P. 1061) (L. D. 1437)

Bill "An Act Relating to Legal Length of Salmon and Weight and Number of Certain Fish Taken from Sebago Lake." (H. P. 1062) (L. D. 1438)

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

#### Senate

"Resolve Proposing an Amendment to the Constitution Providing for the Appointment of the Secretary of State by the Governor." (S. P. 223) (L. D. 682)

Which was read a second time and passed to be engrossed.

Sent down for concurrence.

### Senate — As Amended

Bill "An Act Appropriating Funds for the Establishment of a Speech and Hearing Referral and Training Center at the Farmington State Teachers Colleges." (S. P. 79) (L. D. 224)

Which was read a second time and passed to be engrossed, As Amended.

Sent down for concurrence.

### Orders of the Day

The President laid before the Senate the 1st tabled and today assigned item (H. P. 591) (L. D. 783) Bill, "An Act Revising the Laws Relating to Plumbers"; tabled on April 7 by Senator Faloon of Penobscot pending motion by Senator Sproul of Lincoln to Recommit to Legal Affairs; and on motion by Mr. Faloon of Penobscot, the bill was retabled and especially assigned for April 20.

The President laid before the Senate the 2nd tabled and today assigned item (H. P. 570) (L. D. 740) House Reports from the Committee on Towns and Counties on Bill "An Act Relating to Micro-filming of Records in Registries of Deeds"; Majority Report, Ought to pass; Minority Report, Ought not to pass; tabled on April 7 by Senator Sproul of Lincoln pending motion by Senator Casey of Washington to Accept the Majority Ought to pass report; and on motion by Mrs. Sproul of Lincoln, the bill and reports were retabled and especially assigned for Wednesday next.

Mrs. SPROUL of Lincoln: Mr. President, I would inquire of the Chair if L. D. 435 is still in the possession of the Senate.

The PRESIDENT: The Chair would inform the Senator that

it is, having been requested by the Senator.

Thereupon on motion by Mrs. Sproul of Lincoln, the Senate voted to reconsider its former action whereby it accepted the Ought not to pass report on H. P. 332, L. D. 435, Bill, An Act to Increase Reimbursements to Towns for Snow Removal; and on further motion by the same Senator, the bill was tabled pending acceptance of the report and especially assigned for Wednesday next.

On motion by Senator Manuel of Aroostook, the Senate voted to take from the table the 27th tabled and unassigned item, (H. P. 699) (L. D. 937) Bill, "An Act Relating to Hunting by Non-resident Aliens," which was tabled by that Senator on April 6th pending passage to be engrossed, and on further motion by the same Senator, the bill was passed to be engrossed in non-concurrence and sent down for concurrence.

On motion by Senator Jacques of Androscoggin, the Senate voted to take from the table the 25th tabled and unassigned matter, (H. P. 750) (L. D. 987) House Report "Ought not to pass as covered by other legislation from the Committee on Liquor Control on Bill, "An Act Relating to Liquor Fees of Hotels Serving and Not Serving Meals," which was tabled by that Senator on April 6th pending acceptance of report, and on further motion by the same Senator the bill was recommitted to the Committee on Liquor Control.

Sent down for concurrence.

On motion by Senator Jacques of Androscoggin, the Senate voted to take from the table the 28th tabled and unassigned matter, (H. P. 753) (L. D. 990) House Report Leave to withdraw as covered by other legislation from the Committee on Liquor Control on Bill, "An Act Relating to Definition of Premise Under Liquor Laws," which was tabled by that Senator on April 6th pending acceptance of report, and on further motion by the same Senator the bill was recommitted to the Committee on

Liquor Control and sent down for concurrence.

On motion by Senator Jacques of Androscoggin, the Senate voted to take from the table the 29th tabled and unassigned matter, (H. P. 241) (L. D. 310) House Report Leave to Withdraw as Covered by Other Legislation from the Committee on Liquor Control on Bill, "An Act Relating to Definition of Premises Under Liquor Law" which was tabled by that Senator on April 6th pending acceptance of report, and on further motion by the same Senator the Bill was recommitted to the Committee on Liquor Control and sent down for concurrence.

On motion by Senator Jacques of Androscoggin, the Senate voted to take from the table the 22nd tabled and unassigned matter, (S. P. 384) (L. D. 1200) Senate Report—Leave to Withdraw as Covered by Other Legislation from the Committee on Liquor Control on Bill, "An Act Relating to Definition of Hotel Under Liquor Laws," which was tabled by that Senator on April 2nd pending acceptance of report.

Mr. JACQUES: Mr. President, I move that this bill be recommitted to the Committee on Liquor Control.

Mrs. SPROUL of Lincoln: Mr. President, I would ask a parliamentary question of the Chair: Is it customary to return to the committee a bill on which leave has been granted to withdraw?

The PRESIDENT: The Chair could not answer whether it is customary or not but I believe a motion to recommit is in order.

Mr. JACQUES: Mr. President, may I explain the reason for my motion?

The PRESIDENT: The motion to recommit is debatable and the Senator may proceed.

Mr. JACQUES: Mr. President, these bills on which leave was granted to withdraw are not covered by other legislation. That is the reason for their being sent back to committee.

The PRESIDENT: The motion is to recommit S. P. 384, L. D.



1200. Is this the pleasure of the Senate?

The motion prevailed and the bill was recommitted to the Committee on Liquor Control and sent down for concurrence.

On motion by Senator Manuel of Aroostook, the Senate voted to take from the table the 2nd tabled and unassigned matter, (H. P. 341) (L. D. 444) House Report "Ought to pass" from the Com-

mittee on Labor on Bill, "An Act Relating to Employment of Minors Under 18 Years of Age," which was tabled by that Senator on February 24th pending acceptance of report, and on further motion by the same Senator the bill was indefinitely postponed.

The adjournment order having been received from the House, the Senate adjourned until Tuesday next at 10:00 a.m.