

# 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, May 14, 1965

Senate called to order by the President.

Prayer by Rev. Vesta Thompson of Alfred.

On motion by Mr. Shiro of Kennebec, the Journal of yesterday was Read and Approved.

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

ORDERED, the Rouse concurring, that when the Senate and House adjourn they adjourn to meet on Monday, May 17th, at 3 o'clock in the afternoon. (S. P. 547)

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

**Paper from the House****Non-Concurrent Matter**

Bill, "An Act Relating to Use of Money Received From the Potato Tax." (S. P. 490) (L. D. 1453)

In Senate, April 27, Passed to Be Engrossed As Amended by Senate Amendment "A" (S-147)

Comes from the House, Passed to Be Engrossed As Amended by Senate Amendment "A", as Amended by House Amendment "A" thereto in Non-Concurrence. (H-287)

In the Senate, on motion by Mr. Manuel of Aroostook, the Senate voted to recede and concur.

**Reports of Committees****House****Ought Not to Pass**

The Committee on Appropriations and Financial Affairs on Bill, "An Act To Authorize General Fund Bond Issue in Amount of Four Hundred and Fifteen Thousand Dollars for Vocational Educational Building at the Boys Training Center." (H. P. 15) (L. D. 15) reported that the same Ought not to Pass.

The same Committee on Resolve Appropriating Moneys for Conversion of Heating System at Boys

Training Center. (H. P. 305) (L. D. 408) reported that the same Ought Not to Pass.

The same Committee on Bill, "An Act Providing Subsidy to Driver Education." (H. P. 792) (L. D. 1128) reported that the same Ought Not to Pass.

Reports came from the House Read and Accepted.

Which reports were read and accepted in concurrence.

**Divided Report**

The Majority of the Committee on State Government on Bill, "An Act Relating to Powers of Board of Trustees of Maine Maritime Academy." (H. P. 877) (L. D. 1173) reported that the same Ought to Pass As Amended by Committee Amendment "A" (H-221)

(Signed)

Senators:

MAXWELL of Franklin  
WILLEY of Hancock

Representatives:

PITTS of Harrison  
DOSTIE of Lewiston  
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)

Senators:

STERN of Penobscot

Representatives:

EDWARDS of Portland  
STARBIRD of Kingman  
BERRY of Cape Elizabeth

Comes from the House Passed to Be Engrossed As Amended by House Amendment "B" (H-239)

In the Senate, on motion by Mr. Maxwell of Franklin, the Ought to pass report was accepted, Committee Amendment "A" was read and adopted, House Amendment "B" was read and adopted and the bill as amended was tomorrow assigned for second reading.

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

Mr. Glass from the Committee on Judiciary on Bill, "An Act Authorizing Appeals by State in Criminal Proceedings." (S. P. 266) (L.

D. 815) reported that the same should be granted Leave to Withdraw.

#### **Ought Not to Pass**

Mrs. Hoffses from the Committee on Inland Fisheries and Game on Bill, "An Act Relating to Hunting Buck Deer." (S. P. 522) (L. D. 1503) reported that the same Ought Not to Pass.

(On motion by Mr. Hoffses of Knox, tabled pending acceptance of the report and especially assigned for the next legislative day.)

Mr. Violette from the Committee on Judiciary on Bill, "An Act Providing for Professional Immunity to Nurses in Emergency Cases." (S. P. 401) (L. D. 1226) reported that the Same Ought Not to Pass.

Which reports were Read and Accepted.

Sent down for concurrence.

#### **Ought to Pass—As Amended**

Mr. Violette from the Committee on Judiciary on Recommended Bill, "An Act Increasing Salaries of Official Court Reporters." (S. P. 164) (L. D. 494) reported that the same Ought to pass As Amended by Committee Amendment "A" (S. 151)

Mr. Glass from the same Committee on Bill, "An Act Relating to Possession of Firearms by Felons." (S. P. 198) (L. D. 579) reported that the same Ought to pass as amended by Committee Amendment "A".

Which reports were Read and Accepted and the Bills Read Once. Committee Amendments "A" were Read and Adopted, and the Bills, As Amended, were tomorrow assigned for second reading.

#### **Ought to Pass in New Draft**

Mr. Maxwell from the Committee on Taxation on Recommended Bill, "An Act Relating to Allocations from Gasoline Tax for Public Facilities for Boats." (S. P. 344) (L. D. 1089) reported that the same Ought to Pass in New Draft Under the same title. (S. P. 545) (L. D. 1542)

Which was Read and Accepted and the Bill in New Draft Read Once and tomorrow assigned for second reading.

#### **Divided Reports**

The Majority of the Committee on Appropriations and Financial Affairs on Bill, "An Act Establishing an Inter-Agency Committee of State Government." (S. P. 392) (L. D. 1217) reported that the same Ought to Pass in New Draft under New Title: "An Act Authorizing Department of Economic Development Advisory Council to Develop a Master Economic Plan for the State. (S. P. 543) (L. D. 1541)

(Signed)  
Senators:

DUQUETTE of York  
HARDING of Aroostook  
BROWN of Hancock

Representatives:

HEALY of Portland  
BISHOP of Presque Isle  
ANDERSON of Old Town  
JALBERT of Lewiston

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

(Signed)

Representatives:

BRAGDON of Perham  
DUNN of Denmark  
BIRT of E. Millinocket

On motion by Mr. Duquette of York, the Majority Ought to Pass Report was accepted, the Bill read once and tomorrow assigned for second reading.

The Majority of the Committee on Appropriations and Financial Affairs on Bill, "An Act Creating the State Airport Authority." (S. P. 359) (L. D. 1139) reported that the same Ought to Pass in New Draft under New Title: "An Act Creating a State Transportation Commission." (S. P. 542) (L. D. 1540)

(Signed)  
Senators:

DUQUETTE of York  
HARDING of Aroostook

Representatives:

HEALY of Portland

BISHOP of Presque Isle  
ANDERSON of Orono  
BIRT of E. Millinocket  
JALBERT of Lewiston

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

(Signed)

Senator:

BROWN of Hancock

Representatives:

BRAGDON of Perham

DUNN of Denmark

On motion by Mr. Duquette of York, the Ought to Pass report was accepted, the Bill read once and tomorrow assigned for second reading.

### Second Readers

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

#### House

Bill, "An Act Relating to Registration Fee for Motor Vehicles Operated Exclusively on Certain Islands." (H. P. 1024) (L. D. 1387)

Bill, "An Act Relating to Unlawful Practices Under Unfair Sales Act." (H. P. 989) (L. D. 1334)

Bill, "An Act Establishing Maine Scale Rule for Logs." (H. P. 1120) (L. D. 1530)

Bill, "An Act to Incorporate the Kittery Sewer District." (H. P. 1121) (L. D. 1531)

(Which was read a second time and on motion by Mr. Harding of Aroostook, was tabled pending engrossment.)

Bill, "An Act Relating to the Exemption of Aeronautical Fuel from the Sales Tax." (H. P. 1122) (L. D. 1532)

Which were Read a Second Time and Passed to Be Engrossed in concurrence.

#### House — As Amended

Bill, "An Act to Correct Errors and Inconsistencies in Uniform Commercial Code and to Amend Certain Statutes to Conform thereto." (H. P. 816) (L. D. 1107)

Resolve, in Favor of Development of State Park on Lower

Range Pond, Poland, Androscoggin County. (H. P. 303) (L. D. 406)

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)

Which were Read a Second Time and Passed to Be Engrossed, As Amended, in concurrence.

### Enactor

The Committee on Engrossed Bills reported as truly and strictly engrossed the following Resolve:

#### Constitutional Amendment

Resolve, Proposing Amendment to the Constitution Relating to Bond Issues to be Voted Upon by the People." (H. P. 612) (L. D. 804)

On motion by Mr. Duquette of York, placed on the Special Appropriations Table pending final passage.

#### Orders of the Day

The President laid before the Senate the 1st tabled and today assigned item (S. P. 166) (L. D. 496) Senate Report Ought not to pass from the Committee on State Government on Bill, "An Act Increasing Compensation of Members of Employment Security Commission"; tabled on April 28 by Senator Chisholm of Cumberland pending acceptance of the report; and on further motion by the same Senator, the bill was substituted for the report, read once and tomorrow assigned for second reading.

The President laid before the Senate the 2nd tabled and today assigned item (H. P. 964) (L. D. 1299) Bill, "An Act Relating to Licensing of Embalmers, Funeral Directors and Funeral Homes"; tabled on May 12 by Senator Shiro of Kennebec pending adoption of Senate Amendment "A"; and on further motion by the same Senator, the bill was retabled and especially assigned for Tuesday next.

The President laid before the Senate the 3rd tabled and today

assigned item (S. P. 335) (L. D. 1080) bill, "An Act Relating to Tuition for Students Attending Secondary School Outside of Residence"; tabled on May 13 by Senator Hilton of Somerset pending motion by Senator Snow of Cumberland that the bill as amended be passed to be engrossed; and Mr. Hilton moved the pending question. Thereupon, the bill was passed to be engrossed.

Mr. HARDING of Aroostook: Mr. President, I would inquire if the Senate is in possession of L. D. 394, Resolve Proposing an Amendment to the Constitution to Lower the Voting Age to Eighteen Years?

The PRESIDENT: The Chair would state that it is, having been requested by the President.

Thereupon, on further motion by the same Senator, the Senate voted to reconsider its former action whereby the bill was passed to be engrossed; and to further reconsider its action whereby Senate Amendment "B" was adopted.

The same Senator then presented Senate Amendment "A" to Senate Amendment "B" and moved its adoption.

Which amendment (S-206) was read and adopted, Senate Amendment "B" as amended by Senate Amendment "A" was read and adopted and the bill as amended was passed to be engrossed in non-concurrence.

Sent down for concurrence.

On motion by Mr. Manuel of Aroostook, the Senate voted to take from the table the 22nd tabled and unassigned item (H. P. 1029) (L. D. 1399) House Reports from the Committee on Highways on Bill, "An Act Providing Funds for Land Damages and Rights of Way for Maine Quebec Highway"; Majority Report, Ought not to pass; Minority Report, Ought to pass; tabled on April 21 by Senator Manuel of Aroostook pending acceptance of either report.

Mr. MANUEL of Aroostook: Mr. President, I now move acceptance of the Ought to pass report of the committee.

Thereupon, on motion by Mr. Glass of Waldo, the bill was tabled

pending the motion of Senator Manuel of Aroostook to accept the Minority Ought to pass report.

On motion by Mrs. Sproul of Lincoln, the Senate voted to reconsider its former action taken earlier in today's session whereby it passed to be engrossed, Item 3 (previously tabled and especially assigned for today) (S. P. 335) (L. D. 1080) Bill, "An Act Relating to Tuition for Students Attending Secondary School Outside of Residence."

Mrs. SPROUL of Lincoln: Mr. President, I have been having a little difficulty studying this bill and I wish someone on the Education Committee would explain what it does.

The PRESIDENT: The Senator from Lincoln, Senator Sproul directs a question to any member of the Education Committee who may answer if they so choose.

Mr. SNOW of Cumberland: Mr. President, the bill is a very complicated revision of the subsidy formula. I would like to suggest and I would hope that some Senator would table the bill. I think that this could be best explained to the Senator in a private conversation. It is a very complicated subject.

Thereupon, on motion by Mr. Hoffses of Knox, the bill was tabled pending passage to be engrossed and especially assigned for Wednesday next.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations table, (H. P. 88) (L. D. 97), Bill, "An Act Increasing Retirement Benefits under State Retirement System; and on motion by Mr. Harding of Aroostook, the Senate voted to reconsider its former action whereby the bill was passed to be engrossed; and the same Senator presented Senate Amendment "A" and moved its adoption.

Which amendment (S-208) was read and adopted, and the bill as amended was passed to be engrossed in non-concurrence.

Sent down for concurrence.

On motion by Mr. Harding of Aroostook, the Senate voted to take from the table the 29th tabled and unassigned item (H. P. 32) (L. D. 44) Bill, "An Act Relating to Establishment and Operation of Regional Technical and Vocational Centers"; tabled on April 28 by Senator Harding of Aroostook pending enactment; and on further motion by the same Senator, the Senate voted to reconsider its former action whereby the bill was passed to be engrossed. The same Senator presented Senate Amendment "A" and moved its adoption.

Which amendment (S-210) was read and adopted and the bill as amended passed to be engrossed in non-concurrence.

Sent down for concurrence.

On motion by Mr. Duquette of York, the Senate voted to take from the table the 59th tabled and unassigned item (S. P. 375) (L. D. 1192) Senate Report, Leave to Withdraw from the Committee on Appropriations and Financial Affairs on Bill, "An Act Relating to Study of Air Pollution"; tabled on May 12 by Senator Duquette of York pending acceptance of the report; and on motion by the same Senator, the Leave to Withdraw report was accepted.

Sent down for concurrence.

On motion by Mr. Jacques of Androscoggin, the Senate voted to take from the table the 41st tabled

and unassigned item (S. P. 230) (L. D. 767) Bill, "An Act Providing for a New Charter for the City of Lewiston"; tabled on May 4 by Senator Jacques of Androscoggin pending passage to be engrossed; and that Senator presented Senate Amendment "A" and moved its adoption.

Which amendment was read, and on motion by Mr. Jacques, the bill was tabled pending his motion to adopt Senate Amendment "A".

On motion by Mr. Maxwell of Franklin, the Senate voted to take from the table the 26th tabled and unassigned item (H. P. 102) (L. D. 110) House Report, Ought not to pass, from the Committee on Taxation on bill, "An Act Relating to Sweepstake Races and Allocating Proceeds for Educational Purposes"; tabled on April 23 by Senator Maxwell of Franklin pending acceptance of the report and that Senator moved the pending question.

Thereupon, on motion by Mr. Faloor of Penobscot, the bill was tabled pending the motion by Mr. Maxwell of Franklin to accept the Ought not to pass report.

The Joint Order having been returned from the House, read and passed in concurrence, the Senate

Adjourned until Monday next at three o'clock in the afternoon.