

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Second
Legislature*

OF THE

STATE OF MAINE

VOLUME II

MAY 17 - JUNE 4, 1965

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

SENATE

Tuesday, May 25, 1965

Senate called to order by the President.

Prayer by Rev. A. Christopher Ives of Hallowell.

On motion by Mr. Willey of Hancock, the Journal of yesterday was Read and Approved.

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

Bill, "An Act Creating a State Transportation Commission." (S. P. 542) (L. D. 1540)

In Senate, May 17, Passed to Be Engrossed.

Comes from the House Passed to Be Engrossed as amended by House Amendment "B" (H-355) in Non-concurrence.

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

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

The Committee on Taxation on Bill, "An Act Repealing Trade-in Credit for Motor Vehicles Under Sales Tax Law and Payment of Tax." (H. P. 982) (L. D. 1320) reported that the same Ought not to pass.

Which report was Read and Accepted in concurrence.

Ought to Pass

The Committee on Judiciary on Bill, "An Act Relating to Construction and Operation of Intrastate Natural Gas Pipelines." (H. P. 845) (L. D. 1146) reported that the same Ought to pass.

Which report was Read and Accepted in concurrence, the Bill Read Once, and under suspension of the rules, Read a Second Time and Passed to Be Engrossed in concurrence.

Ought to Pass — As Amended

The Committee on Legal Affairs on Bill, "An Act Providing for Registration of Land Surveyors." (H. P. 925) (L. D. 1215) reported that the same Ought to pass, as

amended by Committee Amendment "A" (H-334)

Comes from the House, Indefinitely postponed.

In the Senate, on motion by Mr. Hilton of Somerset, the Senate voted to indefinitely postpone in concurrence.

Ought to Pass — in New Draft

The Committee on Health and Institutional Services on Recommended Bill, "An Act Relating to Application to Municipalities for Support of Indigent Dischargees from the Pineland Hospital and Training Center." (H. P. 476) (L. D. 629) reported that the same Ought to pass in New Draft under the same Title: (H. P. 1126) (L. D. 1536)

Comes from the House, Indefinitely Postponed.

In the Senate, the Ought to pass report was read and accepted; on motion by Mr. Harding of Aroostook, the rules were suspended, the bill given its two several readings and passed to be engrossed in non-concurrence.

The Committee on Judiciary on Bill, "An Act Relating to Relocation Payments in Eminent Domain." (H. P. 739) (L. D. 976) reported that the same Ought to pass in New Draft under title of: "An Act Relating to Relocation Assistance in State Highway Projects." (H. P. 1139) (L. D. 1559)

Comes from the House, Passed to Be Engrossed, as amended by House Amendment "A" (H-358)

In the Senate, on motion by Mr. Violette of Aroostook, tabled pending consideration and especially assigned for later in today's session.

Senate**Divided Report**

The Majority of the Committee on Judiciary on Resolve to Reimburse Raymond A. Cote of Augusta for Expenses not Compensated by Department of Economic Development. (S. P. 148) (L. D. 389) reported that the same Ought to Pass in New Draft under New Title: Resolve to Reimburse Raymond A. Cote of Augusta for Legal Expenses for Securing Right

of Appeal to Superior Court. (S. P. 572) (L. D. 1585)

(Signed)

Senators:

VIOLETTE of Aroostook
STERN of Penobscot

Representatives:

DANTON
of Old Orchard Beach
DAVIS of Calais
BRENNAN of Portland
BERMAN of Houlton

The Minority of the same Committee on the same subject matter reported that the same Ought not to pass.

(Signed)

Senator:

GLASS of Waldo

Representatives:

RICHARDSON
of Cumberland
BISHOP of Presque Isle
GILLAN of South Portland

On motion by Mr. Violette of Aroostook, the Majority Ought to pass report was accepted, and on motion by Mr. Harding of Aroostook, the resolve was given its two several readings, passed to be engrossed and sent down for concurrence.

Second Readers

House

Bill, "An Act Relating to Definition of Premises Under Liquor Law." (H. P. 1149) (L. D. 1574)

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

House — As Amended

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

Which was Read a Second Time and Passed to Be Engrossed, as amended, in concurrence.

Senate

Bill, "An Act Directing Review of Governmental Immunity." (S. P. 561) (L. D. 1573)

Which was Read a Second Time and Passed to Be Engrossed.

Sent down for concurrence.

Enactor

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

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

Which was Passed to Be Enacted.

The President laid before the Senate the 1st tabled and today assigned item (H. P. 248) (L. D. 316) Resolve, Providing Increases in Retirement Allowances for Certain Retired Fish and Game Wardens; tabled on May 24, by Senator Duquette of York pending Final Passage; and on motion by Mr. Duquette of York, the resolve was placed on the Special Appropriations Table pending final passage.

The President laid before the Senate the 2nd tabled and today assigned item (S. P. 560) (L. D. 1567) Bill, "An Act Relating to Definition of Licensee Under Liquor Law;" tabled on May 24 by Senator Harding of Aroostook pending passage to be engrossed; and on motion by Mr. Harding of Aroostook, the bill was retabled and especially assigned for later in today's session.

The PRESIDENT: The Chair at this time would like to recognize in the back of the Senate Chamber our new Miss Maine — Ellen Fowler. Ellen is 19, a Gorham State Teachers College Freshman from Old Orchard Beach and she was crowned last Friday night in the Portland Playhouse. She is the daughter of Mr. and Mrs. Lewis M. Fowler. Ellen's talent and beauty won over 14 other contestants for the title. Her talent presentation was a song, "Let Me Entertain You." The applause and judges decision indicated she did just that.

Ellen plans to continue her education at Gorham and wants to be a high school English teacher.

Her rewards include a \$500 scholarship from Pepsi-Cola, use of a new convertible for a year and, of course, an all expense paid trip to Atlantic City in September to compete in the Miss American Pageant.

The Chair would request the Sergeant-at-Arms to please escort the new Miss Maine to the rostrum for the purpose of being recognized and a few remarks, if she cares, or a song.

Miss Ellen Fowler was escorted to the rostrum by the Sergeant-at-Arms amid the applause of the Senate.

Miss ELLEN FOWLER: I would like to say good morning to all of you and to say that I am very thrilled and privileged to be your Miss Maine for 1965. Naturally I am still very excited and in a state of shock, but I hope that I will represent you as well as your last year's Miss Maine did. Thank you very much. (Applause)

The President laid before the Senate the 3rd tabled and today assigned item (S. P. 555) (L. D. 1564) Bill, "An Act Creating the Investment of State Funds Law"; tabled on May 24, by Senator Harding of Aroostook pending passage to be engrossed; and Mr. Maxwell of Cumberland presented Senate Amendment A and moved its adoption.

Which amendment (S-264) was read and adopted, and the bill as amended was passed to be engrossed and sent down for concurrence.

The PRESIDENT: The Chair at this time would like to recognize in the back of the Senate Chambers a group of seniors from Jay High School. They are chaperoned this morning by Mrs. Paul Ouellette who is an old classmate of mine, and they are from the town of Jay which is in the County of Franklin. We welcome you here this morning and we hope that you enjoy and benefit from your visit here. I would like to introduce to you the Senator from Franklin County, Senator Maxwell. (Applause)

On motion by Mr. Harding of Aroostook, the Senate voted to take from the table the 8th tabled and unassigned item (H. P. 503) (L. D. 656) Bill, "An Act Relating to Minimum Wages for firemen"; tabled by that Senator on May 19 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; and to further reconsider its action whereby House Amendment A was adopted.

The same Senator presented Senate Amendment A to House Amendment A and moved its adoption.

Senate Amendment A to House Amendment A was read and adopted (S-207); House Amendment A as amended by Senate Amendment A was adopted, and the bill as amended was passed to be engrossed in non-concurrence.

Sent down for concurrence.

The PRESIDENT: The Chair at this time would like to recognize in the Senate Chamber the wife of one of our Senators, the wife of Senator Dwight Brown of Hancock. Would Mrs. Brown and her friend Mrs. Silsby please stand and be recognized. (Applause)

Mrs. CHISHOLM of Cumberland: Mr. President, I move that H. P. 1154, Joint Resolution honoring that grand old lady, Senator Margaret Chase Smith be taken from the table.

The item was removed from the table.

Mrs. CHISHOLM of Cumberland: Mr. President, Senator Sproul and other members of the Senate: There was considerable comment in the press this morning about my tabling a joint resolution on yesterday. I cannot help but think that no man could properly draft a resolution in honor of the stateswoman from Skowhegan. I do not feel that the gentleman who introduced this resolution initially expressed with his platitudes the proper feeling that we should show towards this woman who has served so long in public life. I would hope that the 102nd Maine Legislature would consider this woman's viewpoint, and I therefore present Senate Amendment "A" to H. P. 1154 and move its adoption.

Senate Amendment A was read as follows:

Senate Amendment A to Joint Resolution, H. P. 1154

Amend said Joint Resolution by striking out everything after the words and punctuation "Whereas," in the first line and inserting in place thereof the following:

"Senator Margaret Chase Smith has served the State of Maine in Washington for a quarter of a century; and

Whereas, Senator Margaret Chase Smith was the first woman elected, on her own, to a full term in the United States Senate; and

Whereas, this grand old lady has set an unparalleled record of not having missed roll call votes; and

Whereas, Senator Margaret Chase Smith has become known for her wearing a fresh rosebud every day; now, therefore, be it

RESOLVED: That the 102nd Legislature extend congratulations to the lady Senator on this august occasion; and be it further

RESOLVED: That a copy of this resolution be sent to Senator Smith by the Secretary of the Senate; and be it further

RESOLVED: That the Secretary of the Senate send the Senator a rosebud from the 102nd Maine Legislature on this auspicious occasion.

Which amendment was adopted and sent down for concurrence.

The PRESIDENT: The Chair at this time would like to recognize in the back of the Senate Chambers a former Senator who is now one of our Highway Commissioners. Will former Senator Carl Stilphen of Knox please stand up and be recognized. (Applause)

The PRESIDENT: The Chair at this time would like to recognize in the back of the Senate Chambers a group of 100 pupils from the Belgrade Central School. They are chaperoned this morning by Mrs. Jean Dowling and Mr. Berry Wheaton. We welcome you here this morning and hope that you enjoy and benefit from your visit here. Belgrade is in the County of Kennebec, and I would like to introduce to you the Senators from

your County: Senator Shiro and Senator Dunn. (Applause)

Mr. MANUEL of Aroostook: Mr. President, may I inquire if the Senate is in possession of L. D. 1375?

The PRESIDENT: The Chair would inform the Senator that the Senate is in possession of the document, having been requested by the Senator to hold it.

Thereupon, on motion by Mr. Manuel of Aroostook, the Senate voted to reconsider its former action whereby it voted to insist on bill, "An Act Clarifying the Inland Fisheries and Game Laws" (S. P. 428) (L. D. 1375); and on further motion by the same Senator, the Senate voted to insist and to ask for a Committee of Conference.

The President appointed as Senate Conferees, Senators: Manuel of Aroostook, McDonald of Piscataquis and Carter of Kennebec.

Thereupon, on further motion by Mr. Manuel of Aroostook, the rules were suspended and the bill was ordered sent forthwith to the House.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table Bill, "An Act Relating to Minimum Salaries for Teachers" (H. P. 199) (L. D. 254) and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table Bill, An Act Simplifying Computation of Special Education Subsidy (H. P. 205) (L. D. 260); and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table Bill, "An Act to Establish a Keep Maine Scenic Program." (H. P. 291) (L. D. 373)

This being an emergency measure

A division of the Senate was had.

Twenty-eight having voted in the affirmative and none opposed, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table Bill, "An Act Increasing Fees for Inspections and Inspection Certificates for Elevators" (H. P. 507) (L. D. 660); and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table Bill, "An Act Providing for the Formation of Sanitary Districts" (S. P. 275) (L. D. 855); and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table Bill, "An Act Relating to Out-of-State Service Credit for Teachers Under State Retirement System" (H. P. 653) (L. D. 881); and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table Bill, "An Act Relating to Payment of Insurance Premiums of School Employees" (H. P. 730) (L. D. 968); and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table Bill "An Act Relating to Computation of Net Operating Costs in Allocating School Subsidies" (H. P. 731) (L. D. 969); and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table Bill "An Act Creating a Department of Indian Affairs" (H. P. 777) (L. D. 1031); and on further

motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table Bill, "An Act Relating to Credit for Military Service Under State Retirement Law" (S. P. 366) (L. D. 1133); and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table Bill, "An Act Relating to Taxes on Spirituous and Vinous Liquors Sold to Certain Instrumentalities" (H. P. 840) (L. D. 1141); and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table Bill, "An Act Relating to Attending Secondary School Outside of Residence" (H. P. 1045) (L. D. 1416); and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table Resolve, Creating an Advisory Commission for the Higher Education Study (S. P. 480) (L. D. 1428).

This being an emergency measure

A division of the Senate was had.

Thirty having voted in the affirmative and none opposed, the resolve was finally passed.

On motion by Mr. Harding of Aroostook,

Recessed until this afternoon at two o'clock.

After Recess

Senate called to order by the President.

Papers From the House

Non-concurrent matters

Resolve, Proposing an Amendment to the Constitution Affecting

the Apportionment of the State Senate. (S. P. 539) (L. D. 1529)

In Senate, May 24, Passed to be Engrossed.

Comes from the House, Majority Ought Not to Pass Report Accepted in Non-concurrence.

In the Senate:

Mr. O'LEARY of Oxford: Mr. President, I move that the Senate recede and concur.

Thereupon, on motion by Mr. Mendell of Cumberland, the resolve was tabled pending the motion of Mr. O'Leary of Oxford.

Bill, "An Act to Clarify the Motor Vehicle Laws." (H. P. 1093) (L. D. 1489)

In House, April 27, Passed to be Engrossed.

In Senate, April 30, Passed to be Engrossed As Amended by Senate Amendment "A" (S-165) in Non-concurrence.

Comes from the House, Passed to be Engrossed as Amended by Senate Amendment "A" (S-165) and as amended by House Amendment "B" (H-347) in Non-concurrence.

In the Senate, that body voted to recede and concur.

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

In House, April 14, Majority Ought not to Pass Report Accepted. Reconsideration motion lost.

In Senate, May 24, Passed to be Engrossed in Non-concurrence.

Comes from the House, that body having Adhered.

In the Senate, on motion by Mr. Harding of Aroostook, tabled pending consideration and especially assigned for the next legislative day.

Bill, "An Act Defining Public Utility in Relation to Certain Sewer Districts and Systems." (H. P. 930) (L. D. 1268)

In House, May 20, Indefinitely Postponed.

In Senate, May 24, Passed to be Engrossed in Non-concurrence.

Comes from the House, that body having Insisted.

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

Bill, "An Act Appropriating Funds to the Division of Vocational Rehabilitation, Department of Education." (H. P. 786) (L. D. 1039)

In House, May 21. Passed to be Engrossed.

In Senate, May 24, Ought not to Pass report of the Committee Accepted in Non-concurrence.

Comes from the House that body having Insisted and asked for a Committee of Conference.

In the Senate, that body voted to recede and concur.

Reports of Committees House

Ought to Pass As Amended

The Committee on Towns and Counties on

Bill, "An Act Authorizing County Commissioners for York County to Make a Loan for Construction of a Sewage Treatment and Disposal System for its Court-house and Jail." (H. P. 571) (L. D. 741)

Reported that the same Ought to Pass As Amended by Committee Amendment "A" (H-153).

Comes from the House Passed to be Engrossed As Amended by Committee Amendment "A" (H-153) and as Amended by House Amendment "A" (H-371)

In the Senate, on motion by Mr. Casey of Washington, the report was accepted, the bill read once, Committee Amendment A read and adopted, House Amendment A read and adopted and the bill as amended was tomorrow assigned for second reading.

The Committee on Judiciary on Bill, "An Act Relating to Shooting Human Being While Hunting." (H. P. 228) (L. D. 295) reported that the same Ought to Pass in New Draft under the same title: (H. P. 1133) (L. D. 1552)

Comes from the House, report Accepted and the Bill Passed to Be Engrossed.

In the Senate, the report was read and accepted, the bill read

once and tomorrow assigned for second reading.

The Committee on Health and Institutional Services on Bill, "An Act Authorizing Use of Prisoner Assistance by Certain Charitable Organizations." (H. P. 805) (L. D. 1097) reported that the same Ought to Pass in New Draft under New Title: "An Act Authorizing Use of Prisoner Assistance by Certain Charitable Organizations." (H. P. 805) (L. D. 1097)

Comes from the House, report Accepted and the Bill, in New Draft, Passed to Be Engrossed.

In the Senate, the report was read and accepted, the bill read once and tomorrow assigned for second reading.

Senate Report from Committee of Conference

The Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill, "An Act Exempting State-Owned Motor Vehicles and Trailers from Registration and to Provide Special Plates for U. S. District Attorney and Assistant U. S. District Attorneys." (S. P. 462) (L. D. 1393) reported that the Senate should Reconsider its action whereby this Bill was Passed to Be Engrossed; Adopt House Amendment "A" (H-106), and Pass the Bill to Be Engrossed, As Amended, in concurrence.

Which report was read and accepted.

Thereupon, the Senate voted to reconsider its former action whereby the bill was passed to be engrossed. House Amendment "A" was read.

Thereupon, on motion by Mr. O'Leary of Oxford, the bill was tabled pending adoption of House Amendment "A".

Divided Reports

The Majority of the Committees on Appropriations and Financial Affairs and Taxation Jointly, acting by Authority of Joint Order, (H. P. 1128), on Bill, "An Act to Extend the Sales Tax to Telephone and Telegraph Service," (H.

P. 1152) (L. D. 1584) reported that the same Ought to Pass.

(Signed)

Senators:

DUQUETTE of York
LETOURNEAU of York
MAXWELL of Franklin
BROWN of Hancock
HARDING of Aroostook

Representatives:

BIRT of East Millinocket
ANDERSON of Orono
COTTRELL of Portland
BRAGDON of Perham
CURRAN of Bangor
HEALY of Portland
MARTIN of Eagle Lake
BISHOP of Presque Isle
JALBERT of Lewiston
HANSON of Gardiner

The Minority of the same Committees reports on the same subject matter (which was reported by a Majority of the Committee) that the same Ought Not to Pass.

(Signed)

Senator:

WILLEY of Hancock

Representatives:

ROSS of Bath
DRIGOTAS of Auburn
WOOD of Webster
DUNN of Denmark

Comes from the House, the Majority — Ought to Pass report Accepted, and the Bill Passed to Be Engrossed.

In the Senate, on motion by Mr. Harding of Aroostook, the Majority Ought to pass report was read and accepted, the rules suspended, the Bill given its two several readings and passed to be engrossed in concurrence.

The Majority of the Committee on Judiciary on Bill, "An Act Permitting Certain Corporations to Hold Stockholder Meetings Outside of State." (H. P. 619) (L. D. 827) reported that the same Ought to Pass, As Amended by Committee Amendment "A" (H-342).

(Signed)

Senators:

GLASS of Waldo
STERN of Penobscot

Representatives:

BERMAN of Houlton
DANTON of Old Orchard
Beach

DAVIS of Calais
BRENNAN of Portland

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

(Signed)

Senator:

VIOLETTE of Aroostook
Representatives:

BISHOP of Presque Isle
RICHARDSON

of Cumberland
GILLAN of South Portland

Comes from the House, the Majority — Ought to Pass, As Amended by Committee Amendment "A" (H-342) — Report Accepted, and the Bill Passed to Be Engrossed.

In the Senate, on motion by Mr. Stern of Penobscot, the Majority Ought to Pass as amended report was accepted, the bill read once, Committee Amendment "A" read and adopted, and the bill tomorrow assigned for second reading.

The Majority of the Committee on Liquor Control on

Bill, "An Act Relating to Retail Liquor Store Premises With Entrances to Other Premises." (H. P. 838) (L. D. 1129) reported that the same Ought to Pass in New Draft under same title. (H. P. 1141) (L. D. 1561)

(Signed)

Sensors:

JACQUES

of Androscoggin
FALOON of Penobscot
SOUTHARD of Penobscot

Representatives:

BERNARD of Sanford
FAUCHER of Solon
LUND of Augusta
COTE of Lewiston
HAYNES of Camden
ROY of Winslow

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

(Signed)

Representative:

MEISNER

of Dover-Foxcroft

Comes from the House Passed to be Engrossed.

In the Senate, on motion by Mr. Jacques of Androscoggin, the Majority ought to pass report was accepted, and under suspension of the rules, the bill was given its two several readings and passed to be engrossed in concurrence.

Five Members of the Committee on Liquor Control on

Recommended

Bill, "An Act Permitting Entrances from Class A Restaurants to Owners Living Quarters." (H. P. 978) (L. D. 1316) reported in Report "A" that the same Ought to Pass.

(Signed)

Senator:

JACQUES

of Androscoggin

Representatives:

BERNARD of Sanford
ROY of Winslow
FAUCHER of Solon
COTE of Lewiston

Five members of the same Committee on the same subject matter reported in Report "B" that the same Ought Not to Pass.

(Signed)

Sensors:

FALOON of Penobscot
SOUTHARD of Penobscot

Representatives:

LUND of Augusta
MEISNER
of Dover-Foxcroft
HAYNES of Camden

Comes from the House, the Ought to Pass Report "A", As Amended by House Amendment "A" (H-365), Accepted, and the Bill Passed to be Engrossed.

In the Senate, on motion by Mr. Jacques of Androscoggin, Report A was accepted, the bill read once, House Amendment A read and adopted, the rules suspended, the bill read a second time and passed to be engrossed in concurrence.

The Majority of the Committee on Retirements & Pensions on

Bill, "An Act to Liberalize Credit for Out-of-State Service Under State Retirement Law." (H. P. 367) (L. D. 469) reported

that the same Ought to Pass in a new draft under title of "An Act to Liberalize Credit for Out-of-State Service for Teachers under State Retirement Law." (H. P. 1047) (L. D. 1418)

(Signed)

Senators:

CHISHOLM

of Cumberland

BOISVERT

of Androscoggin

Representatives:

GLAZIER of Bangor

DROUIN of Auburn

LANG of Belfast

HUNTER of Clinton

GAUDREAU of Lewiston

CARSWELL of Portland

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

(Signed)

Senator:

SPROUL of Lincoln

Representative:

BUCK of Southport

Comes from the House Passed to be Engrossed.

In the Senate, on motion by Mrs. Chisholm of Cumberland, the Majority ought to pass report was accepted, the bill read once; and on motion by Mr. Harding of Aroostook, the rules were suspended, the bill read a second time and passed to be engrossed in concurrence.

Additional Senate Committee Report — out of order and under suspension of the rules:

The Majority of the Committee on Appropriations and Financial Affairs on Bill, "An Act Relating to Uniform Local Effort for Payment of School Subsidies." (S. P. 307) (L. D. 1041) reported that the same Ought to Pass As Amended by Committee Amendment "A" (S-271)

(Signed)

Senators:

DUQUETTE of York

HARDING of Aroostook

BROWN of Hancock

Representatives:

BISHOP of Presque Isle

JALBERT of Lewiston

ANDERSON of Orono

HEALY of Portland

BRAGDON of Perham

BIRT of E. Millinocket

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

(Signed)

DUNN of Denmark

Mr. GLASS of Waldo: Mr. President, might I inquire if this appears on the supplemental calendar? I cannot seem to find it.

The PRESIDENT: The Chair would inform the Senator that it does not.

Thereupon, on motion by Mr. Harding of Aroostook, the Senate Recessed for five minutes.

After Recess

Senate called to order by the President.

The PRESIDENT: The question before the Senate is the acceptance of either report on L. D. 1041.

Thereupon, on motion by Mr. Moore of Washington, the Majority Ought to pass report was accepted, the bill read once; and on motion by Mr. Harding of Aroostook, the rules were suspended, the bill read a second time and passed to be engrossed.

Sent down for concurrence.

On motion by Mr. O'Leary of Oxford, the Senate voted to take from the table Item 6-3 on page 3 of the supplemental calendar, Bill, "An Act Exempting State Owned Motor Vehicles and Trailers from Registration and to Provide Special Plates for U. S. District Attorney and Assistant U. S. District Attorneys," (S. P. 462) (L. D. 1393) tabled by that Senator earlier in today's session pending adoption of House Amendment "A"; and on further motion by the same Senator, House Amendment "A" was adopted and the bill as amended was passed to be engrossed in concurrence.

Out of order and under suspension of the rules, on motion by Mr. Jacques of Androscoggin:

WHEREAS, the Legislature requires for its use, comprehensive

factual information concerning both spirituous and vinous liquor and malt industries as they affect the State of Maine in order to make complete study of the liquor laws and the State Liquor Commission rules and regulations relating to these industries and in addition, to study the licensing of persons operating licensed premises and the penalties for liquor law or commission rule and regulation violations in connection therewith; and

WHEREAS, such study shall embrace the Liquor Commission structure of sales through state stores and taxes imposed on all liquor; and

WHEREAS, such study shall be comprehensive with a view of codifying, clarifying, and modernizing such law, commission rules and regulations and the committee shall report back to the 103rd Legislature with recommendations together with proposed drafts of recommended legislation; now, therefore, be it

ORDERED, the House concurring, that there shall be a committee of nine appointed to carry out the purposes of this order, as follows: The President of the Senate and the Speaker of the House shall appoint 2 members each from their respective branches, 2 members to be appointed by the Governor, 2 members to be appointed by the State Liquor Commission and the Attorney General, who in addition will act as counsel for the committee, and be it further

ORDERED, that there is appropriated from the Legislative Appropriation the sum of \$7,500 to carry out the purposes of this Order. (S. P. 574)

On motion by Mr. Jacques of Androscoggin, the Order received passage and was sent down for concurrence.

The President laid before the Senate Item 6-5 House Report from the Committee on Judiciary, Ought to pass in new draft (L. D. 1559) on Bill, An Act Relating to Relocation Payments in Eminent Domain (H. P. 739) (L. D. 976) tabled earlier in today's session by Senator Violette

of Aroostook pending acceptance of the Committee report; and on further motion by the same Senator, the Ought to pass report was accepted and the bill read once.

On motion by Mr. Violette of Aroostook, House Amendment A was read and indefinitely postponed.

The same Senator presented Senate Amendment A and moved its adoption.

Which amendment was read (S-268) and adopted and the bill as amended was tomorrow assigned for second reading.

The President laid before the Senate Item 2 under Tabled and Specially Assigned matters, (S. P. 560) (L. D. 1567) Bill, An Act Relating to Definition of Licensee under Liquor Law"; tabled earlier in today's session by Senator Harding of Aroostook pending passage to be engrossed; and that Senator yielded to Senator Shiro of Kennebec.

Mr. SHIRO of Kennebec: Mr. President, I wish to submit Senate Amendment A and move its adoption.

The Secretary read Senate Amendment A S-266.

Mr. SHIRO of Kennebec: Mr. President, may I say a few words on this amendment?

The PRESIDENT: The Senator may.

Mr. SHIRO of Kennebec: Mr. President, I would simply like to state for the record that this particular amendment has to do with the definition of hotel under the liquor laws and that the definition which is contained in the amendment will relate solely to the definition of a hotel as applied under the liquor laws of the State of Maine and it would not affect the definition of hotel under other laws. Also, it simply provides that a hotel may lease a portion of its premises to a lessee and that a liquor license may stand in the name of a lessee, whereas under the present laws, it cannot be done. That is the only purpose of the particular amendment.

Thereupon, Senate Amendment A was adopted, the bill was

passed to be engrossed and sent down for concurrence.

On motion by Mr. Duquette of York, the Senate voted to take from the table Item 1 under Tabled and Specially Assigned Items (H. P. 248) (L. D. 316) on page 3 of the calendar, Resolve Providing Increases in Retirement Allowances for Certain Retired Fish and Game Wardens tabled by that Senator earlier in today's session pending final passage; and the same Senator moved final passage.

This being an emergency measure a division of the Senate was had.

Thirty-two having voted in the affirmative and none opposed, the Resolve was finally passed.

On motion by Mr. Duquette of York, the Senate voted to take from the Special Appropriations Table An Act to Provide for Establishment of a Veterans Memorial Cemetery (S. P. 157) (L. D. 397)

Mr. SHIRO of Kennebec: Mr. President, I present Senate Amendment A and move its adoption.

Thereupon the Senate voted to reconsider its former action whereby the bill was passed to be engrossed; Senate Amendment A (S-264) was read and adopted

and the bill as amended was passed to be engrossed in non-concurrence.

Sent down for concurrence.

Mr. JACQUES of Androscoggin: Mr. President, is the Senate in possession of L. D. 767, S. P. 230, An Act Providing for a New Charter for the City of Lewiston?

The PRESIDENT: The Chair would inform the Senator that it is having been requested by the Senator.

Thereupon, on motion by Mr. Jacques of Androscoggin, the Senate voted to reconsider its former action whereby the bill was passed to be engrossed and to further reconsider its action whereby it adopted Senate Amendment A.

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

Senate Amendment A to Senate Amendment A (S-263) was read and adopted, Senate Amendment A as amended by Senate Amendment A was adopted, and the bill as amended was passed to be engrossed and sent down for concurrence.

On motion by Mr. Harding of Aroostook

Adjourned until tomorrow morning at nine-thirty o'clock.