

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Third
Legislature*

OF THE

STATE OF MAINE

1967

KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Wednesday, January 25, 1967

The House met according to adjournment and was called to order by the Speaker.

Prayer by the Rev. Mr. Claude J. Wivell of Augusta.

The journal of yesterday was read and approved.

Papers from the Senate

From the Senate: The following Orders:

WHEREAS, the Catholic Bishop of the Diocese of Maine, the Most Reverend Daniel Feeney, has been stricken by illness, and;

WHEREAS, Bishop Feeney, since his appointment to his high office, has exemplified the constitutional precepts of the separation of the church and the state, and;

WHEREAS, Bishop Feeney has established an enviable record as a spokesman for all denominations on issues related to religion; now THEREFORE be it

ORDERED, the House concurring, that the 103rd Legislature extend its best wishes to the Most Reverend Bishop Feeney for a speedy and complete recovery from his illness, and; be it further

ORDERED, that under the direction of the Secretary of the Senate and the Clerk of the House, a suitably engrossed copy of this Joint Order be prepared and forwarded to Bishop Feeney to indicate the high esteem in which he is held by us, the elected representatives of the people of the State of Maine (S. P. 148)

ORDERED, the House concurring, that, in recognition of this week as "National Ski Week", our State of Maine Legislature commends and congratulates all in our Nation who participate in, and who promote this outstanding recreational activity. We encourage our citizens to participate with others throughout the country in the special events conducted during the week for the purpose of stimulating interest in the great sport of skiing, particularly in Maine, now truly a four-season vacationland with its fast growing ski industry. The State of Maine is honored to

host the 1967 National Collegiate Skiing Championship in March and we commend, and lend our complete support, to Maine's application as the site for the 1976 International Winter Olympics (S. P. 149)

Came from the Senate read and passed.

In the House, the Orders were read and passed in concurrence.

From the Senate: The following Communication: (S. P. 144)

STATE OF MAINE
SENATE CHAMBER
Augusta

January 24, 1967

To the Honorable Senate and House of Representatives of the One Hundred and Third Legislature

Transmitted herewith is a report entitled "Non-Scheduled Transportation".

This report is being submitted in accordance with the Interim Study Committee authorized by the One Hundred and Second Legislature.

Respectfully,

(Signed) ROMEO T. BOISVERT
Chairman

Came from the Senate read and with accompanying Report ordered placed on file.

In the House, the Communication was read and with accompanying Report ordered placed on file in concurrence.

From the Senate: The following Communication: (S. P. 145)

STATE OF MAINE
SENATE CHAMBER
Augusta

January 24, 1967

To the Honorable Senate and House of Representatives of the One Hundred and Third Legislature

Transmitted herewith is a report entitled "Report of the Maine Legislative Power Study Committee."

This report is being submitted in accordance with the Interim Study

Committee authorized by the One Hundred and Second Legislature.

Respectfully,

(Signed) ELMER H. VIOLETTE
Chairman

Came from the Senate read and with accompanying Report ordered placed on file.

In the House, the Communication was read and with accompanying Report ordered placed on file in concurrence.

From the Senate: The following Communication: (S. P. 146)

LETTER OF TRANSMITTAL

September 14, 1966

To the Members of the 103rd Legislature:

The Legislative Research Committee has the honor to transmit herewith a three-phase study on State Personnel Laws and Administration pursuant to the following directive of the 102nd Legislature.

ORDERED, the House concurring, that the Legislative Research Committee is directed to study the classification processes and procedures governing the employment of professional and technical employees in the Federal Government and other states for the purpose of determining necessary and possible improvements in the classification of such personnel in this State; and be it further

ORDERED, that the Committee report the results of its study to a special session of the 102nd Legislature or to the 103rd Legislature.

ORDERED, the House concurring that the Legislative Research Committee is directed to employ professional consultants to obtain the information necessary to determine whether changes are needed to improve the State Personnel Laws, special emphasis in the study to be given to the areas of classification and salary, present rules and regulations governing the hiring and discharging of state employees, and all phases of Personnel Department policies, functions and administration; and be it further

ORDERED, that a report of such study together with any recommendations deemed necessary be made to the 103rd Legislature.

Due to the broad scope of this assignment the Committee deemed it necessary to treat the study under three separate publications: Committee publication 103-5, A Proposed Classification Plan; Committee publication 103-6, A Proposed Salary Plan for State Employees; Committee publication 103-7, Proposed Organization and Policies for State Personnel Administration.

This assignment was contractually studied for the Committee, under authority of the Legislature and contains the findings and recommendations of the Legislative Research Committee as developed by the consultant firm of Cresap, McCormick and Paget, New York, New York.

The Committee sincerely hopes that the information herein contained will prove of benefit to the members of the Legislature and the people of the State of Maine.

Respectfully submitted,

(Signed) LOUIS JALBERT
LOUIS JALBERT, Chairman
Legislative Research
Committee

Came from the Senate read and with accompanying Report ordered placed on file.

In the House, the Communication was read and with accompanying Report ordered placed on file in concurrence.

From the Senate:

Joint Resolution Memorializing Congress to Extend the Northern Terminus of the Interstate and Defense Highway System in Maine from Houlton to Fort Kent. (S. P. 143)

Came from the Senate read and adopted.

In the House, the Resolution was read and adopted in concurrence.

From the Senate:

Bill "An Act to Authorize Bond Issue in the Amount of Seventeen Million Eight Hundred Two Thousand Dollars for Capital Improvements, Construction, Renovations, Repairs, Equipment and Furnishings" (S. P. 70) (L. D. 152)

Bill "An Act Increasing Salaries of Justices of Supreme Judicial

and Superior Courts" (S. P. 74) (L. D. 155)

Bill "An Act Increasing Salaries of District Court Justices" (S. P. 75) (L. D. 156)

Bill "An Act Making Supplemental Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1968 and June 30, 1969" (S. P. 76) (L. D. 157)

Bill "An Act Appropriating Funds to Promote Travel to the State of Maine in Connection With the 1967 World Exhibition in Canada" (S. P. 102) (L. D. 173)

Bill "An Act Increasing Payments to Lincoln County Law Library" (S. P. 103) (L. D. 174)

Came from the Senate referred to the Committee on Appropriations and Financial Affairs.

In the House, referred to the Committee on Appropriations and Financial Affairs in concurrence.

From the Senate:

Bill "An Act relating to Sale of Negotiable Checks and Money Orders" (S. P. 77) (L. D. 158)

Bill "An Act relating to Assigned Risks in Motor Vehicle Liability Insurance" (S. P. 78) (L. D. 159)

Bill "An Act relating to Bylaws of Trust Companies" (S. P. 79) (L. D. 160)

Bill "An Act relating to Savings Bank Dividends" (S. P. 104) (L. D. 175)

Bill "An Act Authorizing Out-of-State Banks and Trust Companies to Act as Fiduciaries" (S. P. 105) (L. D. 176)

Came from the Senate referred to the Committee on Business Legislation.

In the House, referred to the Committee on Business Legislation in concurrence.

From the Senate:

Bill "An Act to Authorize Bond Issue in the Amount of \$500,000 for a Reserve Fund to Guarantee Student Loans under the Higher Education Act of 1965" (S. P. 72) (L. D. 154)

Came from the Senate referred to the Committee on Education.

In the House, referred to the Committee on Education in concurrence.

From the Senate:

Bill "An Act relating to Nomination of Primary Candidates at State Conventions" (S. P. 106) (L. D. 177)

Came from the Senate referred to the Committee on Election Laws.

In the House, referred to the Committee on Election Laws in concurrence.

From the Senate:

Bill "An Act Making Bequest of Winifred K. Mank to the Governor Baxter State School for the Deaf a Part of the Permanent Trust Funds of the State" (S. P. 80) (L. D. 161)

Came from the Senate referred to the Committee on Health and Institutional Services.

In the House, referred to the Committee on Health and Institutional Services in concurrence.

From the Senate:

Bill "An Act Providing for a Statewide Open Deer Season" (S. P. 81) (L. D. 162)

Came from the Senate referred to the Committee on Inland Fisheries and Game.

In the House, referred to the Committee on Inland Fisheries and Game in concurrence.

Recommended

Bill "An Act Permitting the Establishment of Commercial Shooting Areas" (S. P. 107) (L. D. 178)

Came from the Senate referred to the Committee on Inland Fisheries and Game.

In the House: On motion of Mr. Payson of Falmouth, recommended to the Committee on Reference of Bills in non-concurrence and sent up for concurrence.

From the Senate:

Bill "An Act relating to Legal Size of Salmon Taken from Green Lake and Alligator Lake, Hancock County" (S. P. 108) (L. D. 179)

Came from the Senate referred to the Committee on Inland Fisheries and Game.

In the House, referred to the Committee on Inland Fisheries and Game in concurrence.

From the Senate:

Bill "An Act Revising the Minimum Wage Law" (S. P. 91) (L. D. 172)

Came from the Senate referred to the Committee on Labor.

In the House, referred to the Committee on Labor in concurrence.

From the Senate:

Bill "An Act relating to Emergency Rule by Police Officer to Control Traffic" (S. P. 82) (L. D. 163)

Bill "An Act relating to Licensing of Premises for Dancing Purposes" (S. P. 83) (L. D. 164)

Bill "An Act relating to Licensing of Elevator Mechanics" (S. P. 109) (L. D. 180)

Bill "An Act relating to Driving Motor Vehicles So as Not to Startle Animals Being Ridden or Driven Upon Roads" (S. P. 110) (L. D. 181)

Bill "An Act Increasing Salary of Mayor and Councilmen and Relating to City Council of City of Biddeford" (S. P. 111) (L. D. 182)

Came from the Senate referred to the Committee on Legal Affairs.

In the House, referred to the Committee on Legal Affairs in concurrence.

From the Senate:

Bill "An Act relating to Approval of Application for License for Sale of Malt Liquor in Retail Stores" (S. P. 112) (L. D. 183)

Bill "An Act relating to Definition of Restaurant Under the Liquor Laws" (S. P. 113) (L. D. 184)

Bill "An Act relating to Definition of Hotel under Liquor Laws" (S. P. 114) (L. D. 185)

Came from the Senate referred to the Committee on Liquor Control.

In the House, referred to the Committee on Liquor Control in concurrence.

From the Senate:

Bill "An Act relating to Taking of Alewives in City of Bath" (S. P. 84) (L. D. 165)

Came from the Senate referred to the Committee on Sea and Shore Fisheries.

In the House, referred to the Committee on Sea and Shore Fisheries in concurrence.

From the Senate:

Bill "An Act relating to Audits for Judiciary and Legislature" (S. P. 71) (L. D. 153)

Bill "An Act Creating a Regional Coordination Program Under the Division of Industrial Promotion of the Department of Economic Development" (S. P. 85) (L. D. 166)

Bill "An Act relating to Meetings of the Advisory Council of the Department of Economic Development" (S. P. 86) (L. D. 167)

Bill "An Act relating to Membership of the Advisory Council of the Department of Economic Development" (S. P. 87) (L. D. 168)

Bill "An Act Providing for Consultant Services by the Division of Research and Planning of the Department of Economic Development" (S. P. 88) (L. D. 169)

Bill "An Act to Revise the Retirement System Law" (S. P. 89) (L. D. 170)

Resolve Proposing an Amendment to the Constitution to Reduce the Voting Age to Eighteen Years (S. P. 69) (L. D. 151)

Resolve Proposing an Amendment to the Constitution Providing for Annual Legislative Sessions (S. P. 90) (L. D. 171)

Came from the Senate referred to the Committee on State Government.

In the House, referred to the Committee on State Government in concurrence.

Petitions, Bills and Resolves Requiring Reference

The following Bills and Resolves were received and, upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

Appropriations and Financial Affairs

Resolve to Provide Funds for the Purchase of Copies of the "Clinton, Maine. Vital Records to 1892" (H. P. 209) (Presented by Mrs. Baker of Winthrop)

(Ordered Printed)

Sent up for concurrence.

Business Legislation

Bill "An Act relating to Optional Provisions in Individual Accident and Health Insurance Policies" (H. P. 210) (Presented by Mr. Harriman of Hollis)

(Ordered Printed)

Bill "An Act relating to Uninsured Motorist Coverage in Insurance Policies" (H. P. 211)

(Presented by Mr. Scott of Wilton)

(Ordered Printed)

Sent up for concurrence.

Claims

Resolve to Reimburse Arthur Jackson of North Searsmont for Property and Well Damage by Highway Construction (H. P. 212)

(Presented by Mr. Evans of Freedom)

(Ordered Printed)

Resolve in Favor of Russell Meehan of Windham (H. P. 213)

(Presented by Mr. Hall of Windham)

(Ordered Printed)

Resolve to Reimburse Town of Sherman Mills for Overpayments to the Bangor State Hospital for the Care of Etta Conroy (H. P. 214) (Presented by Mr. Williams of Hodgdon)

(Ordered Printed)

Sent up for concurrence.

Education

Bill "An Act Repealing Prohibition of Use of Certain Names by Institutes Not Given Right to Grant Degrees" (H. P. 97) (Presented by Mr. Bourgoin of Fort Kent)

Which was recommitted to the Committee on Reference of Bills.

(Ordered Printed)

Sent up for concurrence.

Election Laws

Bill "An Act relating to Applications for and Marking of Absentee Ballots" (H. P. 215) (Presented by Mr. Ross of Bath)

(Ordered Printed)

Bill "An Act relating to Form and Arrangement of Ballots in General Elections" (H. P. 216)

(Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

Inland Fisheries and Game

Bill "An Act relating to Use of Power Boats on Jordan Pond and Eagle Lake, Mount Desert Island, Hancock County" (H. P. 217) (Presented by Mr. Benson of Southwest Harbor)

(Ordered Printed)

Bill "An Act Granting Complimentary Fishing Licenses for Certain Maine Residents in Armed Forces" (H. P. 218) (Presented by Mr. Carrier of Westbrook)

(Ordered Printed)

Bill "An Act relating to a Closed Season on Wild Hares and Rabbits in York County" (H. P. 219) (Presented by Mr. Carroll of Limerick by request)

(Ordered Printed)

Bill "An Act relating to Use of Power Boats on Big Nesowadnehunk (Sourdnahunk) Lake, Piscataquis County" (H. P. 220) (Presented by Mr. Crommett of Millinocket)

(Ordered Printed)

Bill "An Act relating to Open Season on Muskrats in Somerset County" (H. P. 221) (Presented by Mr. Quimby of Cambridge)

(Ordered Printed)

Bill "An Act relating to Restrictions on Power Boats in Ox Brook Lake" (H. P. 222) (Presented by Mr. Townsend of Baileyville)

(Ordered Printed)

Bill "An Act Providing for a Limited Open Season on Moose in Northern Zone" (H. P. 223) (Presented by Mr. Williams of Hodgdon)

(Ordered Printed)

Sent up for concurrence.

Judiciary

Bill "An Act Authorizing Qualified Licenses After Conviction for Drunken Driving if Essential to Livelihood" (H. P. 224) (Presented by Mr. Hennessey of West Bath)

(Ordered Printed)

Bill "An Act to Permit Non-stock Corporations to Engage in Budget Planning" (H. P. 225) (Presented by Mr. Ross of Bath)

(Ordered Printed)

Bill "An Act relating to Hearings in Juvenile Courts" (H. P. 226) (Presented by Mr. Sahagian of Belgrade)

(Ordered Printed)

Sent up for concurrence.

Labor

Bill "An Act relating to Certain Disqualifications of Benefits Under Employment Security Law" (H. P. 227) (Presented by Mr. Ewer of Bangor)

(Ordered Printed)

Bill "An Act relating to Certain Disqualifications of Benefits Under Employment Security Law" (H.P. 228) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

Legal Affairs

Bill "An Act to Amend the Charter of the City of Saco" (H. P. 229) (Presented by Mr. Bedard of Saco)

(Ordered Printed)

Bill "An Act Including Importers in Stuffed Toy Law" (H. P. 230) (Presented by Mr. Ewer of Bangor)

(Ordered Printed)

Bill "An Act Revising the Maine Housing Authorities Act" (H. P. 231) (Presented by Mr. Gauthier of Sanford)

Bill "An Act Validating Certain Proceedings of the Town of Norway and Authorizing Said Town to Issue General Obligation Securities" (H. P. 232) (Presented by Mr. Henley of Norway)

(Ordered Printed)

Bill "An Act Providing for a Council-Manager Charter for the Town of Cape Elizabeth" (H. P. 233) (Presented by Mr. Hewes of Cape Elizabeth)

(Ordered Printed)

Bill "An Act to Enlarge Powers and Purposes of Trustees of Diocesan Funds in Episcopal Diocese of Maine" (H. P. 234) (Presented by Mr. Ross of Bath)

(Ordered Printed)

Bill "An Act to Incorporate the Town of Medford" (H. P. 235) (Presented by Mr. Trask of Milo)

(Ordered Printed)

Sent up for concurrence.

Natural Resources

Bill "An Act Reclassifying Certain Tidal Waters in York County" (H. P. 236) (Presented by Mr. Bedard of Saco)

(Ordered Printed)

Bill "An Act Reclassifying Certain Inland Waters of the Med-

uxnekeag River Basin" (H. P. 237) (Presented by Mr. Dickinson of Mars Hill)

(Ordered Printed)

Bill "An Act Reclassifying Certain Inland Waters of the Aroostook River Basin" (H. P. 238) (Presented by Mr. Snow of Caribou)

(Ordered Printed)

Bill "An Act Reclassifying Certain Tidal Waters of Waldo County" (H. P. 239) (Presented by Mr. Thompson of Belfast)

(Ordered Printed)

Sent up for concurrence.

Sea and Shore Fisheries

Bill "An Act Prohibiting Hauling Lobster Pots on Sundays" (H. P. 240) (Presented by Mr. Benson of Southwest Harbor)

(Ordered Printed)

Bill "An Act to Limit Fishing Lobster Traps on Trawls in Certain Waters" (H. P. 241) (Presented by Mr. Maddox of Vinalhaven)

(Ordered Printed)

Bill "An Act to Correct Errors and Inconsistencies in the Public Laws Related to Sea and Shore Fisheries" (H. P. 242) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act to Repeal and Amend Certain Private and Special Laws Relative to Sea and Shore Fisheries" (H. P. 243) (Presented by Mr. Watts of Machias)

(Ordered Printed)

Sent up for concurrence.

State Government

Bill "An Act Creating the Office of Chief Medical Examiner for the State of Maine" (H. P. 244) (Presented by Mr. Beliveau of Rumford)

(Ordered Printed)

Bill "An Act Establishing Procedures for State Medical Examiners and Creating the Office of Chief Medical Examiner for the State of Maine" (H. P. 245) (Presented by Mr. Richardson of Cumberland)

(Ordered Printed)

Bill "An Act relating to the Appointment of Clerks of the Judicial Courts" (H. P. 246) (Presented by Mr. Ross of Bath)

(Ordered Printed)

Resolve Proposing an Amendment to the Constitution Providing

for the Appointment of the Secretary of State by the Governor (H. P. 247) (Presented by Mr. Martin of Eagle Lake)

(Ordered Printed)

Resolve Proposing an Amendment to the Constitution Providing for the Appointment of the Treasurer of State by the Governor (H. P. 248) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

Taxation

Bill "An Act Repealing the Compact on Taxation of Motor Fuels Consumed by Interstate Buses" (H. P. 249) (Presented by Mr. Driogotas of Auburn)

(Ordered Printed)

Bill "An Act to Exempt Certain Paraplegic Veterans from a Portion of Real Estate Taxation" (H. P. 250) (Presented by Mr. Fortier of Waterville)

(Ordered Printed)

Bill "An Act Providing for Sales Tax on Advertising" (H. P. 251) (Presented by Mr. Gill of South Portland)

(Ordered Printed)

Bill "An Act relating to Property Tax Exemption for Sewage Disposal Facilities" (H. P. 252) (Presented by Mr. Henley of Norway)

(Ordered Printed)

Sent up for concurrence.

Towns and Counties

Bill "An Act Increasing Salary of Register of Deeds, Southern District, Aroostook County" (H. P. 253) (Presented by Mr. Bragdon of Perham)

(Ordered Printed)

Bill "An Act relating to Municipal Appropriation of Money for Volunteer Fire Departments" (H. P. 254) (Presented by Mr. Carroll of Limerick)

(Ordered Printed)

Resolve Authorizing the Building of a Private Road Across Portion of Cebbosseecontee Lake, Kennebec County (H. P. 255) (Presented by Mrs. Baker of Winthrop)

(Ordered Printed)

Sent up for concurrence.

House Report of Committee Referred to Committee on Public Utilities

Mrs. Baker from the Committee on Legal Affairs on Bill "An Act to Authorize and Direct the Removal of a Certain Water Tower of the York Water District" (H. P. 36) (L. D. 56) reported that it be referred to the Committee on Public Utilities.

Report was read and accepted, the Bill referred to the Committee on Public Utilities and sent up for concurrence.

Passed to Be Engrossed

Resolve relating to Repairing Training Vessel at Southern Maine Vocational Technical Institute in South Portland (H. P. 24) (L. D. 45)

Was reported by the Committee on Bills in the Third Reading, read the second time, passed to be engrossed as amended by Committee Amendment "A" and sent to the Senate.

Orders of the Day

The Chair laid before the House the first tabled and today assigned matter:

Bill "An Act relating to Education of Members of Lewiston Police Department" (H. P. 207)

Tabled—January 24, by Mr. Gaudreau of Lewiston

Pending—Reference

On motion of Mr. Gaudreau of Lewiston, referred to the Committee on Legal Affairs, ordered printed and sent up for concurrence.

The Chair laid before the House the second tabled and today assigned matter:

Bill "An Act relating to Conveyance of Secondary Pupils" (H. P. 183)

Tabled—January 24, by Mrs. Baker of Winthrop

Pending—Motion of Mr. Farrington of China to reconsider reference to Committee on Education

Whereupon, consent was granted to Mr. Farrington of China to withdraw his motion for reconsideration.

The SPEAKER: The House is proceeding under Orders of the Day.

Under Orders of the Day the Speaker will appoint to the Campaign Reports Committee on the part of the House the gentleman from Southwest Harbor, Mr. Benson, the gentlewoman from Orono, Mrs. Cornell and the gentleman from Portland, Mr. Brennan.

And on the Maine Transportation Commission, the Speaker is privileged to appoint the gentleman from Mars Hill, Mr. Dickinson, and the gentleman from Portland, Mr. Conley.

On motion of Mr. Benson of Southwest Harbor,

Adjourned until ten o'clock tomorrow morning.