

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

Thursday, January 26, 1967

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

Prayer by the Rev. Mr. Roy W. Moody of Gardiner.

The journal of yesterday was read and approved.

The SPEAKER: At this time, the Chair would like to introduce a special guest of the Speaker this morning in the well of the House, Cathy Cornell, who is the daughter of Representative Cornell of Orono. Cathy is a sophomore at Orono High School. It is with pleasure that the House welcomes Miss Cornell this morning. (Applause, the members rising)

Papers from the Senate

From the Senate:

Bill "An Act Reclassifying Certain Inland Waters of the Kennebec River Basin" (S. P. 116) (L. D. 245)

Resolve to Change the Name of Mud Pond, Old Town, to Perch Pond (S. P. 117) (L. D. 246)

Resolve Authorizing the State Tax Assessor to Convey by Sale the Interest of the State in Certain Lands in the Unorganized Territory (S. P. 118) (L. D. 247)

Came from the Senate referred to the Committee on Natural Resources.

In the House, referred to the Committee on Natural Resources in concurrence.

From the Senate:

Bill "An Act relating to Approval of Legislative Expenses When Legislature Not in Session" (S. P. 119) (L. D. 248)

Resolve Proposing an Amendment to the Constitution relating to Time for Codifying the Constitution (S. P. 120) (L. D. 249)

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

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

From the Senate:

Bill "An Act to Clarify the Statutes relating to Boards of Assessment Review" (S. P. 121) (L. D. 250)

Bill "An Act relating to the Place of Taxation of Camp Trailers" (S. P. 122) (L. D. 251)

Bill "An Act to Clarify the Statutes relating to Single Assessors" (S. P. 123) (L. D. 252)

Bill "An Act relating to Collection of Excise Tax in Municipalities" (S. P. 124) (L. D. 253)

Bill "An Act relating to Valuation Appeals in Unorganized Territory" (S. P. 125) (L. D. 254)

Bill "An Act Repealing Application of Sales Tax to Telephone and Telegraph Service" (S. P. 126) (L. D. 255)

Bill "An Act relating to Gasoline Distributors, Importers and Exporters" (S. P. 127) (L. D. 256)

Came from the Senate referred to the Committee on Taxation.

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

From the Senate:

Bill "An Act Increasing Salaries of Certain County Officials of Lincoln County" (S. P. 128) (L. D. 257)

Came from the Senate referred to the Committee on Towns and Counties.

In the House, referred to the Committee on Towns and Counties in concurrence.

From the Senate: The following Order:

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, January 31, at ten o'clock in the morning. (S. P. 171)

Came from the Senate read and passed.

In the House, the Order was read and passed in concurrence.

From the Senate:

The following Communication: (S. P. 170)

STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA

January 26, 1967

To the Senate and House of
Representatives of the 103rd
Legislature:

Dear Members:

Today, in accordance with my
Constitutional duty, I am submit-
ting a message on Human and
Cultural Resources.

It contains proposals which sup-
plement those in my Inaugural
and Budget Messages.

Sincerely,

(Signed)

KENNETH M. CURTIS
Governor

Came from the Senate read and
with accompanying message or-
dered placed on file.

In the House, the Communica-
tion was read and with accompany-
ing message ordered placed on file
in concurrence.

Order Out of Order

On motion of Mr. Drigotas of
Auburn, it was

ORDERED, that Jeffrey M. Kyes
of Skowhegan be appointed to
serve as Honorary Page for today.

The SPEAKER: The Sergeant-
at-Arms will attend to his duty
and escort the young man, Jeffrey
Kyes to his seat. Jeffrey is the
nine year old son of Representative
Ernest Kyes of Skowhegan. Jef-
frey is in the fourth grade of the
Garfield Grammar School of
Skowhegan. (Applause)

**Petitions, Bills and Resolves
Requiring Reference**

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

Agriculture

Bill "An Act relating to Label-
ling of Margarine" (H. P. 256)
(Presented by Mr. Hunter of Dur-
ham)

(Ordered Printed)

Bill "An Act relating to Distri-
bution of Stipend Fund to Harness
Racing Track" (H. P. 257) (Pre-
sented by Mr. Mosher of Gorham)

(Ordered Printed)

Sent up for concurrence.

**Appropriations
and Financial Affairs**

Bill "An Act Appropriating
Moneys to Provide for Night Pay
Differentials for State Employees"
(H. P. 258) (Presented by Mr. Den-
nett of Kittery)

(Ordered Printed)

Bill "An Act Appropriating
Funds to Aid in Dredging Chaun-
cey Creek Extension of Pepperrell
Cove, Kittery Harbor" (H. P. 259)
(Presented by same gentleman)

(Ordered Printed)

Bill "An Act Increasing Amount
of State Grants for Community
Mental Health Facilities" (H. P.
260) (Presented by Mrs. Fuller of
York)

(Ordered Printed)

Bill "An Act Reactivating the
Governor's Committee on Children
and Youth" (H. P. 261) (Presented
by Mrs. Kilroy of Portland)

(Ordered Printed)

Sent up for concurrence.

Education

Bill "An Act relating to Confer-
ring Degrees by Bliss College" (H.
P. 262) (Presented by Mr. Min-
kowsky of Lewiston)

(Ordered Printed)

Bill "An Act relating to Prohi-
bition of Use of Term "College"
to Certain Educational Institu-
tions" (H. P. 263) (Presented by
same gentleman)

(Ordered Printed)

Sent up for concurrence.

Health and Institutional Services

Bill "An Act to Provide a Li-
censing Law for Practical Nurses"
(H. P. 264) (Presented by Mrs.
Cornell of Orono)

(Ordered Printed)

Bill "An Act Revising the Drug,
Narcotic and Pharmacy Laws" (H.
P. 265) (Presented by Mr. Gill of
South Portland)

(Ordered Printed)

Sent up for concurrence.

Inland Fisheries and Game

Bill "An Act to Reestablish the
Mount Bigelow Game Preserve"

(H. P. 266) (Presented by Mr. Shute of Farmington)

(Ordered Printed)

Bill "An Act relating to Closed Season to Fishing in Reclaimed Waters" (H. P. 267) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

Judiciary

Bill "An Act relating to Implied Consent to Inspection, Search and Seizure Under Sea and Shore Fisheries Law" (H. P. 268) (Presented by Mr. Bunker of Gouldsboro)

(Ordered Printed)

Bill "An Act relating to Suspensions ordered by the Hearing Commissioner" (H. P. 269) (Presented by Mr. Dennett of Kittery)

(Ordered Printed)

Bill "An Act relating to Suspension of Motor Vehicle Operator's License Pending Appeal in Operating Under the Influence Cases" (H. P. 270) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Permitting Creditors to Assign Claims for Civil Action Purposes" (H. P. 271) (Presented by Mr. Hennessey of West Bath)

(Ordered Printed)

Bill "An Act relating to Aid for Persons Injured in Hunting Accidents" (H. P. 272) (Presented by Mr. Martin of Eagle Lake) (**Later tabled and assigned**)

Bill "An Act relating to Funds of Deceased and Discharged Patients and Inmates" (H. P. 273) (Presented by Mrs. White of Guilford)

(Ordered Printed)

Sent up for concurrence.

Labor

Bill "An Act relating to Dependency Allowances Under Employment Security Law" (H. P. 274) (Presented by Mr. Couture of Lewiston)

(Ordered Printed)

Bill "An Act relating to Weekly Benefits for Total Unemployment Under Employment Security Law" (H. P. 275) (Presented by Mr. Gill of South Portland)

(Ordered Printed)

Bill "An Act relating to Weekly Benefit Amounts Under Employment Security Law" (H. P. 276) (Presented by Mr. Porter of Lincoln)

(Ordered Printed)

Sent up for concurrence.

Legal Affairs

Bill "An Act relating to Contracts of Municipal Corporations with Nonprofit Hospital or Medical Service Organizations" (H. P. 277) (Presented by Mr. Pendergast of Kennebunkport)

(Ordered Printed)

Bill "An Act Creating a Hospital Administrative District No. 1 in Penobscot County" (H. P. 278) (Presented by Mr. Porter of Lincoln)

(Ordered Printed)

Sent up for concurrence.

Liquor Control

Bill "An Act relating to Local Option for Sale of Malt Liquor to be Consumed on the Premises" (H. P. 279) (Presented by Mr. Lycette of Houlton)

(Ordered Printed)

Sent up for concurrence.

Natural Resources

Bill "An Act Classifying Certain Inland Waters of the Presumpscot River Basin" (H. P. 280) (Presented by Mr. Payson of Falmouth)

(Ordered Printed)

Sent up for concurrence.

Public Utilities

Bill "An Act to Incorporate the Bethel Water District" (H. P. 281) (Presented by Mrs. Lincoln of Bethel)

(Ordered Printed)

Sent up for concurrence.

Retirements and Pensions

Bill "An Act relating to Credit for Military Service Under State Retirement Law" (H. P. 282) (Presented by Mr. Henley of Norway)

(Ordered Printed)

Sent up for concurrence.

State Government

Bill "An Act Increasing Salary of State Auditor" (H. P. 283) (Presented by Mr. Drigotas of Auburn)

(Ordered Printed)

Bill "An Act to Create the Bureau of Alcoholic Beverages" (H. P. 284) (Presented by Mr. Hinds of South Portland)

(Ordered Printed)

Bill "An Act relating to Legislative Apportionment for Cranberry Isles, Hancock County" (H. P. 285) (Presented by Mr. Richardson of Stonington)

(Ordered Printed)

Resolve Proposing an Amendment to the Constitution Creating the Office of Lieutenant Governor and Providing for Succession of Office of the Governor (H. P. 286) (Presented by Mr. Beliveau of Rumford)

(Ordered Printed)

Sent up for concurrence.

Taxation

Bill "An Act relating to Taxation of Television Sets" (H. P. 287) (Presented by Mrs. Baker of Orrington)

(Ordered Printed)

Bill "An Act Increasing the Sales Tax" (H. P. 288) (Presented by Mr. Cottrell of Portland)

(Ordered Printed)

Bill "An Act relating to Exemption from Sales Tax of Governmental Agencies" (H. P. 289) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Providing for a State Income Tax" (H. P. 290) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act relating to Poll Taxes Paid to Caswell Plantation" (H. P. 291) (Presented by Mr. Label of Van Buren)

(Ordered Printed)

Sent up for concurrence.

Towns and Counties

Bill "An Act Increasing the Salary of the Oxford County Sheriff" (H. P. 292) (Presented by Mr. Beliveau of Rumford)

(Ordered Printed)

Bill "An Act relating to Clothing Allowance for Employees of Public Works Department of Lewiston" (H. P. 293) (Presented by Mr. Couture of Lewiston)

(Ordered Printed)

Bill "An Act Increasing Salaries of Jury Commissioners of Hancock

County" (H. P. 294) (Presented by Mr. Cushing of Bucksport)

(Ordered Printed)

Bill "An Act Increasing Salary of Deputy Clerk of Courts of Cumberland County" (H. P. 295) (Presented by Mr. Gill of South Portland)

(Ordered Printed)

Bill "An Act Increasing Salary of Clerk of Courts of Cumberland County" (H. P. 296) (Presented by Mr. Hinds of South Portland)

(Ordered Printed)

Bill "An Act relating to Tax Collector's Resignation" (H. P. 297) (Presented by Mr. Robinson of Carmel)

(Ordered Printed)

Sent up for concurrence.

Transportation

Bill "An Act relating to Headlights and Mirrors on Motorcycles and Motor Scooters" (H. P. 298) (Presented by Mr. Townsend of Baileyville)

(Ordered Printed)

Sent up for concurrence.

Orders

On motion of Mr. Conley of Portland, it was

ORDERED, that the members of the House of Representatives express their sympathy to Representative Joseph D'Alfonso of Portland on the recent loss of his mother; and be it further

ORDERED, that the Clerk of the House be directed to send an attested copy of this Order to Representative D'Alfonso.

Orders of the Day

On motion of Mr. Payson of Falmouth, the House voted to reconsider its action of yesterday whereby Bill "An Act Permitting the Establishment of Commercial Shooting Areas" (S. P. 107) (L. D. 178) was recommitted to the Committee on Reference of Bills in non-concurrence.

On further motion of the same gentleman, referred to the Committee on Inland Fisheries and Game in concurrence.

The SPEAKER: The Chair is pleased to welcome in the balcony of the House the wife and daughter

ter of Representative Hanson of Solon. The daughter is on the Dean's list at the University of Maine, majoring in political science, and Robert McCarthy, Jr. who is at the University of Maine majoring in civil engineering.

The Chair on behalf of the membership, welcomes you young people and the wife of Representative Hanson, and we trust you will enjoy your visit with us and have a very pleasant day. (Applause)

Mr. Jalbert of Lewiston was granted unanimous consent to briefly address the House.

Mr. JALBERT: Mr. Speaker and Members of the House: Earlier this week, the report of the Cresap, McCormick & Paget firm concerning salaries for state employees indicated a base of \$57.00 a week or \$1.38 an hour. The Research Committee unanimously supported an amendment to the report that would indicate a \$60.00 base or \$1.50 per hour. Questions were raised as to why it could not be raised to a \$64.00 base or \$1.60 an hour and the formal request that this be studied or entertained was made by the Maine State Employees Association.

We contacted the officials of the firm of Cresap, McCormick & Paget to ask them again what this would mean as far as disrupting the entire program; also what it would mean money-wise. We have established now that the cost is minimal. The cost of raising the basic from the original \$57.00 to \$64.00 would be approximately \$88,500.00 for the biennium. After we ascertained these figures and the fact that it would not disrupt the program, it could be done with a minimum of effort, a meeting of the Research Committee was held yesterday, and the entire membership of the committee voted to entertain this thought in the affirmative and raise the base of the salaries from the \$60.00 to the \$64.00 or \$1.60 an hour. This was done unanimously by the Committee and I so report.

The SPEAKER: The Chair recognizes the gentleman from Eagle Lake, Mr. Martin.

Mr. MARTIN: Mr. Speaker, Ladies and Gentlemen of the House: I move we reconsider our action whereby we referred House Paper 272, item 17 on page 3 to the Committee on Judiciary.

The SPEAKER: The gentleman from Eagle Lake, Mr. Martin, moves to reconsider our action whereby Bill "An Act relating to Aid for Persons Injured in Hunting Accidents" was referred to the Committee on Judiciary. Is this the pleasure of the House?

The motion prevailed.

The SPEAKER: The Chair recognizes the same gentleman.

Mr. MARTIN: Mr. Speaker, I move that this bill be referred to the Committee on Inland Fisheries and Game.

Thereupon, on motion of Mr. Richardson of Cumberland, tabled pending the motion of Mr. Martin of Eagle Lake and assigned the next legislative day.

Mrs. Cornell of Orono was granted unanimous consent to briefly address the House.

Mrs. CORNELL: Mr. Speaker and Members of the House: Along with all members of the Legislature, I have received a communication from Dr. Edwin Young, President of the University of Maine, and Dr. Lawrence Cutler, President of the Board of Trustees of that institution. I call your attention to this, not only because of its great importance to the students of Maine, but also because I feel that it will clarify in our minds exactly what the cuts in the University budget requests as outlined in the Governor's Budget Document will mean to the students now there and those who will be seeking admission in the next few years.

I would like to emphasize a few of the more pertinent points by quoting briefly from the communication: "We do not believe our growth in the next two years should be limited to less than 200 additional students. Such a curtailment of enrollment would hit very hard the members of the

1967 high school graduating classes who have already applied or are in the process of applying for admission. Many things can be postponed in this world, but the education of high school graduates is not one of them. The opportunity lost cannot be reinstated two years later.

“We do not believe the quality of our institution should be lowered by increasing the size of classes, using less qualified teachers, and providing inadequate library and laboratory resources.”

I hope that in the coming weeks you will study and remember this particular communication, bearing in mind that opportunities for a university education for many of these students will never come again. Thank you.

(Off Record)

On motion of Mr. Benson of Southwest Harbor,

Adjourned until Tuesday, January 31, at ten o'clock in the morning.