

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Third
Legislature*

OF THE

STATE OF MAINE

Volume III

June 16 to July 8, 1967

Index

1st Special Session

October 2 and October 3, 1967

2nd Special Session

January 9 to January 26, 1968

KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Friday, January 12, 1968

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

Prayer by the Rev. Mr. Harold Rowley of Augusta.

The journal of yesterday was read and approved.

The SPEAKER: The Chair at this time recognizes the presence in the House of the gentleman from Rumford, Mr. Beliveau, and also the gentleman from Brooks, Mr. Wood.

And the Chair at this time recognizes in the rear of the Hall of the House the Honorable Jerome Plante, a former Clerk of the Maine House of Representatives. (Applause)

Papers from the Senate

From the Senate: The following Communication: (S. P. 800)

To the Honorable Members of the House of Representatives and Senate of the 103rd Legislature Ladies and Gentlemen:

We have the honor to present the report of the Committee on Coordination of Higher Education. The legislation we recommend is herewith attached.

Our charge was to bring forward a recommendation for the coordination of public higher education in Maine. We began our deliberations with the one pre-supposition upon which all the members of the Committee could at the outset agree: namely, that the status quo is unacceptable if we are to envision a growing, improving, steadily strengthening system of public higher education in Maine. In some twenty weeks of study and discussion in committee, we have gradually reached other areas of agreement, and we now present this recommendation unanimously. It is our conviction that the recommendation is educationally sound, administratively efficient, politically realistic, and financially less expensive in the long run than comparable strengthening of the same institutions under the present system. We are

under no illusion, however, that improvement of public higher education to the degree that is called for, in whatever way it is effected, can be inexpensive.

In the course of our deliberations we have weighed every alternative we could think of and have explored every implication that came to our attention. A number of individuals have joined us at our invitation for various parts of our discussions, and we wish to record our gratitude to them: the Commissioner of Education, the President of the University of Maine, the Presidents of the State Colleges, faculty members from the University (Orono and Portland) and the State Colleges, trustees of the University, and Mr. Jon Doyle of the Attorney General's office.

The recommendation involves at this time only the University (including its branches) and the State Colleges. It will be noted that it does not involve the Maine Maritime Academy or the Vocational-Technical Institutes. We would prefer to have these omissions thought of as a postponement rather than an exclusion. If and when the structure we do recommend comes into effect and has had time to become smoothly operating (at least, as smoothly as vast human enterprises ever can operate), we would hope for further legislation to bring about the inclusion of the Maine Maritime Academy and the Vocational-Technical Institutes in the University of Maine system.

It has been an honor as well as a pleasure to serve the State in this way.

Respectfully submitted,
 JON LUND, Chairman
 CHARLES F. BRAGG, II
 DR. LAWRENCE M. CUTLER
 DR. MARGARET DICKIE
 DEANE A. DURGIN
 JAMES H. PAGE
 PERCY G. PORTER
 ROBERT E. L. STRIDER
 SIDNEY W. WERNICK

Came from the Senate read and ordered placed on file.

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

From the Senate: The following Order:

ORDERED, the House concurring, that when the Senate and House adjourn they adjourn to meet on Monday, January 15 at four o'clock in the afternoon. (S. P. 799)

Came from the Senate read and passed.

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

Orders

On motion of Mr. Gill of South Portland, it was

ORDERED, that the Public Utilities Commission be directed to report by January 19, 1968 to the House of Representatives of the 103rd Legislature in Second Special Session its findings relating to the natural gas shortage and resulting explosion in the South Portland area.

House Reports of Committees Leave to Withdraw

Mr. Noyes from the Committee on Health and Institutional Services on Bill "An Act relating to Licenses for County or Local Units Operating Certain Institutions" (H. P. 1289) (L. D. 1795) reported Leave to Withdraw.

Report was read and accepted and sent up for concurrence.

Ought Not to Pass

Mr. Bragdon from the Committee on Appropriations and Financial Affairs reported "Ought not to pass" on Bill "An Act to Establish the Maine Law Enforcement Training Council" (H. P. 1287) (L. D. 1793)

Report was read and accepted and sent up for concurrence.

Tabled and Assigned

Mr. Dunn from the Committee on Appropriations and Financial Affairs reported "Ought not to pass" on Bill "An Act Reactivating the Governor's Committee on Children and Youth" (H. P. 1300) (L. D. 1829)

Report was read.

(On motion of Mrs. Kilroy of Portland, tabled pending acceptance of Report and specially assigned for Monday, January 15.)

Tabled and Assigned

Mr. Humphrey from the Committee on Appropriations and Financial Affairs reported "Ought not to pass" on Resolve Providing Moneys for Cerebral Palsy Clinics for Home Care Programs (H. P. 1251) (L. D. 1757)

Report was read.

(On motion of Mr. Hennessey of West Bath, tabled pending acceptance of Report and specially assigned for Monday, January 15.)

Mr. Shaw from the Committee on Legal Affairs reported "Ought not to pass" on Bill "An Act Regulating Flammable Children's Clothing and Blankets" (H. P. 1310) (L. D. 1839)

Report was read and accepted and sent up for concurrence.

Ought to Pass in New Draft New Draft Printed Passed to Be Engrossed

Mr. Conley from the Committee on Legal Affairs on Bill "An Act Clarifying the Establishment of Hospital Administrative District No. 1 in Penobscot County" (H. P. 1292) (L. D. 1798) reported same in a new draft (H. P. 1324) (L. D. 1869) under same title and that it "Ought to pass"

Report was read and accepted and the New Draft read twice. Under suspension of the rules the New Draft was read the third time, passed to be engrossed and sent to the Senate.

Ought to Pass Printed Bills

Passed to Be Engrossed

Mr. Gill from the Committee on Health and Institutional Services reported "Ought to pass" on Bill "An Act relating to Single Superintendent for Certain Institutions within Department of Mental Health and Corrections" (H. P. 1262) (L. D. 1768)

Mr. Brennan from the Committee on Judiciary reported same on Bill "An Act relating to the Name of a Proposed Consortium of Institutions of Higher Learning and Other Entities" (H. P. 1266) (L. D. 1772)

Mr. Danton from same Committee reported same on Bill "An Act

relating to Powers and Mortgages under Maine Recreation Authority Act" (H. P. 1264) (L. D. 1770)

Mr. Hewes from same Committee reported same on Bill "An Act Establishing the Maine Planning Committee on Criminal Law Administration" (H. P. 1307) (L. D. 1836)

Mrs. Cornell from the Committee on State Government reported same on Bill "An Act Relating to Appointment of Subordinate Officers of Senate and House of Representatives" (H. P. 1282) (L. D. 1788)

Mr. Dennett from same Committee reported same on Bill "An Act Establishing the Bureau of Mental Retardation" (H. P. 1312) (L. D. 1841)

Mr. Snowe from the Committee on Towns and Counties reported same on Bill "An Act Authorizing Androscoggin County to Raise Money for the Reconstruction and Renovation of the County Jail" (H. P. 1285) (L. D. 1791)

Reports were read and accepted and the Bills read twice. Under suspension of the rules the Bills were read the third time, passed to be engrossed and sent to the Senate.

**Ought to Pass with
Committee Amendment
Passed to Be Engrossed**

Mr. Dunn from the Committee on Appropriations and Financial Affairs on Bill "An Act Continuing the Committee on Aging" (H. P. 1301) (L. D. 1830) reported "Ought to pass" as amended by Committee Amendment "A" (H-500) submitted therewith.

Mr. Allen from the Committee on Education on Bill "An Act Permitting a School Administrative District to Change its Building Site after the Original Authorization of the Voters" (H. P. 1288) (L. D. 1794) reported "Ought to pass" as amended by Committee Amendment "A" (H-497) submitted therewith.

Mr. Richardson from same Committee on Bill "An Act relating to Schooling for Children Resident at Private Tax-Exempt Institutions" (H. P. 1255) (L. D. 1761) reported "Ought to pass" as amended by Committee Amend-

ment "A" (H-498) submitted therewith.

Mr. Beliveau from the Committee on Legal Affairs on Bill "An Act to Clarify the Law for Establishment of the Maine Veterans Memorial Cemetery" (H. P. 1273) (L. D. 1779) reported "Ought to pass" as amended by Committee Amendment "A" (H-499) submitted therewith.

Reports were read and accepted and the Bills read twice.

Committee Amendment "A" to each was read by the Clerk and adopted. Under suspension of the rules the Bills were read the third time, passed to be engrossed as amended by Committee Amendment "A" and sent to the Senate.

The SPEAKER: Is there objection to these matters being sent forthwith to the Senate? The Chair hears none; it is so ordered.

The SPEAKER: The Chair will now call your attention to Supplement No. 3, House Reports of Committees.

**Ought to Pass
Printed Bills
Passed to Be Engrossed**

Mr. Lewin from the Committee on Inland Fisheries and Game reported "Ought to pass" on Bill "An Act relating to Two Zones for Open Season on Deer" (H. P. 1263) (L. D. 1769)

Mr. Ross from the Committee on Taxation reported same on Bill "An Act Increasing Basis of Payments to Forestry District for Forest Fire Control at Baxter State Park" (H. P. 1283) (L. D. 1789)

Reports were read and accepted and the Bills read twice. Under suspension of the rules the Bills were read the third time, passed to be engrossed and sent to the Senate.

**Ought to Pass with
Committee Amendment
Tabled and Assigned**

Mr. Richardson from the Committee on Education on Bill "An Act relating to School Construction Aid in Certain Administrative Units" (H. P. 1303) (L. D. 1832) reported "Ought to pass" as

amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

Committee Amendment "A" (H-501) was read by the Clerk.

(On motion of Mr. Hinds of South Portland, tabled pending adoption of Committee Amendment "A" and specially assigned for Monday, January 15.)

Mr. Benson from the Committee on Health and Institutional Services on Bill "An Act relating to Custody of Children Committed to a Center under Department of Mental Health and Corrections" (H. P. 1290) (L. D. 1796) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

Committee Amendment "A" (H-502) was read by the Clerk and adopted. Under suspension of the rules, the Bill was read the third time, passed to be engrossed as amended by Committee Amendment "A" and sent to the Senate.

Divided Report

Majority Report of the Committee on Highways reporting "Ought to pass" on Bill "An Act to Authorize the Construction of a Bridge Across the Androscoggin River Between the Cities of Auburn and Lewiston" (H. P. 1305) (L. D. 1834)

Report was signed by the following members:

Mr. FERGUSON of Oxford
— of the Senate.
Messrs. WALTZ of Waldoboro
NADEAU of Biddeford
McNALLY of Ellsworth
BURNHAM of Naples
DUDLEY of Enfield
WOOD of Brooks
— of the House.

Minority Report of same Committee reporting "Ought not to pass" on same Bill.

Report was signed by the following members:

Messrs. ROSS of Piscataquis
GREELEY of Waldo
— of the Senate.
Mr. CROCKETT of Freeport
— of the House.

Reports were read.

The SPEAKER: The Chair recognizes the gentleman from Freeport Mr. Crockett.

Mr. CROCKETT: Mr. Speaker and Ladies and Gentlemen: I want to make myself clear in regards to my vote this afternoon on the bridge over at Lewiston and Auburn. I voted the feeling of my constituents back home. They had the privilege of voting for this bridge only a few weeks back and they turned it down. Now it looks to me as if, on such short notice, they should at least wait for another year. I am doing this the way that my people back home wanted me to vote.

The SPEAKER: The Chair recognizes the gentleman from Enfield, Mr. Dudley.

Mr. DUDLEY: Mr. Speaker and Members of the House: Some of the members of the Committee, as you can see the majority of this Committee, had a long hearing on this bill yesterday, and it was decided amongst the majority that these people should have another chance. There has already been a precedent set for voting right away quick on another bill. As you know, some other ones was turned down and we put them back in and some of them went through. Now these people, major companies over there have some money to spend in advertising and it can bring a lot of money, and I think the thing that wasn't pointed out in the last referendum, I know people up my way seemed to think it was a bridge for Lewiston; this is a bridge for the State of Maine, this is a bridge for the economy of the State of Maine and it brings industry and business into the State of Maine, and if they can possibly get this bridge built and improve the economy of the State of Maine we on the Committee, the majority of the Committee felt that they should at least have another try.

Now there is going to be a ballot, it don't mean another election because it is just another item on the ballot, in other words, one more cross with your pencil, yes or no. Now I don't believe people will object to making one more cross with a pencil, it isn't that

much effort, and as the majority of the Committee agreed with me I now move that we accept the Majority Report.

The SPEAKER: The gentleman from Enfield, Mr. Dudley, now moves that the House accept the Majority "Ought to pass" Report. Is this the pleasure of the House?

The motion prevailed and the Bill was read twice. Under suspension of the rules the Bill was given its third reading, passed to be engrossed and sent to the Senate.

The SPEAKER: Is there objection to these several matters being sent to the Senate forthwith? The Chair hears none; it is so ordered.

The SPEAKER: The Chair will now call your attention to Supplement No. 4, House Reports.

**Ought to Pass
Printed Bills**

Passed to Be Engrossed

Mr. Williams from the Committee on Public Utilities reported "Ought to pass" on Bill "An Act Creating the Webster Water District" (H. P. 1278) (L. D. 1784)

Mr. Clark from same Committee reported same on Bill "An Act to Increase the Indebtedness of the Mapleton Water District and the Mapleton Sewer District" (H. P. 1293) (L. D. 1799)

Mr. D'Alfonso from same Committee reported same on Bill "An Act Creating the Harrison-North Bridgton Area Water District" (H. P. 1294) (L. D. 1800)

Reports were read and accepted and the Bills read twice. Under suspension of the rules the Bills were read the third time, passed to be engrossed and sent forthwith to the Senate.

Passed to Be Engrossed

Bill "An Act to Incorporate the Town of Harmony School District" (H. P. 1256) (L. D. 1762)

Bill "An Act to Reconstitute School Administrative Districts Nos. 60, 64, 65 and 66" (H. P. 1257) (L. D. 1763)

Bill "An Act to Reconstitute School Administrative Districts Nos. 31, 32, 41 and 54" (H. P. 1258) (L. D. 1764)

Bill "An Act relating to the Borrowing Capacity of School Administrative District No. 58" (H. P. 1260) (L. D. 1766)

Bill "An Act to Validate Proceedings Authorizing the Issuance of Bonds and Notes by School Administrative District No. 9" (H. P. 1261) (L. D. 1767)

Bill "An Act Creating a New Charter for the Town of Fairfield" (H. P. 1271) (L. D. 1777)

Bill "An Act Providing Public Dump for Coburn Gore, Franklin County" (H. P. 1272) (L. D. 1778)

Bill "An Act to Reclassify Certain Tidal Waters of Hancock County" (H. P. 1274) (L. D. 1780)

Bill "An Act relating to Date for Electing New School Board Members in City of South Portland" (H. P. 1309) (L. D. 1838)

Bill "An Act to Incorporate the Town of Litchfield School District" (H. P. 1317) (L. D. 1860)

Bill "An Act relating to Hearings Before Water and Air Environmental Improvement Commission" (H. P. 1322) (L. D. 1868)

Resolve Providing for a Retirement Allowance for Lois Blackwell Goodwin (H. P. 1280) (L. D. 1786)

Were reported by the Committee on Bills in the Third Reading, Bills read the third time, Resolve read the second time, all passed to be engrossed and sent forthwith to the Senate.

Amended Bill

Bill "An Act Increasing the Borrowing Capacity of the Bucksport School District" (H. P. 1254) (L. D. 1760)

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

The following papers from the Senate appearing on Supplement No. 1, were taken up out of order by unanimous consent:

**Ought to Pass
Passed to Be Engrossed**

Report of the Committee on Transportation on Bill "An Act relating to Trucks Carrying Inflammable Liquids in Bulk" (S. P.

758) (L. D. 1815) reporting same in a new draft (S. P. 801) (L. D. 1870) under title of "An Act relating to Trucks Carrying Flammable Liquids in Bulk" and that it "Ought to pass"

Report of the Committee on Education reporting "Ought to pass" on Bill "An Act Authorizing the Issuance of Additional Notes in Anticipation of State Aid by School Administrative District No. 46" (S. P. 749) (L. D. 1807)

Report of same Committee reporting same on Bill "An Act to Reconstitute School Administrative District No. 40 and to Validate Proceedings Authorizing the Issuance of Bonds or Notes Thereof" (S. P. 757) (L. D. 1814)

Report of same Committee reporting same on Bill "An Act to Validate Proceedings Taken in School Administrative District No. 63" (S. P. 768) (L. D. 1825)

Report of the Committee on Election Laws reporting same on Bill "An Act relating to Vacancies in the Office of State Senator" (S. P. 750) (L. D. 1808)

Report of same Committee reporting same on Bill "An Act relating to Closing Polls in Elections in which Electronic Voting System is Used" (S. P. 754) (L. D. 1812)

Report of the Committee on Judiciary reporting same on Bill "An Act relating to Payment for Blood Tests in the District Court" (S. P. 764) (L. D. 1821)

Report of the Committee on Legal Affairs reporting same on Bill "An Act Removing Limit on Assets Held by Portland Society of Art" (S. P. 751) (L. D. 1809)

Report of same Committee reporting same on Bill "An Act relating to Maine Junior Chamber of Commerce" (S. P. 761) (L. D. 1818)

Report of same Committee reporting same on Bill "An Act to Change Date of Caucus Election of City of Biddeford" (S. P. 767) (L. D. 1824)

Report of the Committee on Liquor Control reporting same on Bill "An Act relating to Definition of Restaurant under the Liquor Laws" (S. P. 765) (L. D. 1822)

Report of the Committee on Retirements and Pensions reporting same on Bill "An Act relating to Survivor Benefit Payments to Children under State Retirement Law" (S. P. 760) (L. D. 1817)

Came from the Senate with the Reports read and accepted and the Bills passed to be engrossed.

In the House, Reports were read and accepted in concurrence and the Bills read twice. Under suspension of the rules the Bills were read the third time, passed to be engrossed and sent to the Senate.

**Ought to Pass with
Committee Amendment
Passed to Be Engrossed**

Report of the Committee on Appropriations and Financial Affairs on Resolve Reimbursing Certain Municipalities for the Control of Dutch Elm Disease" (S. P. 776) (L. D. 1848) reporting "Ought to pass" as amended by Committee Amendment "A" (S-335) submitted therewith.

Report of the Committee on Education on Bill "An Act to Clarify Authority of Directors of School Administrative Districts to Authorize Loans" (S. P. 781) (L. D. 1853) reporting "Ought to pass" as amended by Committee Amendment "A" (S-334) submitted therewith.

Report of the Committee on Sea and Shore Fisheries on Bill "An Act relating to Display of Buoy Colors on Boats" (S. P. 748) (L. D. 1806) reporting "Ought to pass" as amended by Committee Amendment "A" (S-333) submitted therewith.

Came from the Senate with the Reports read and accepted and the Bills and Resolve passed to be engrossed as amended by Committee Amendment "A".

In the House, Reports were read and accepted in concurrence, the Bills read twice and the Resolve read once. Committee Amendment "A" to each was read and adopted in concurrence. Under suspension of the rules, the Bills were read the third time, Resolve read the second time, all passed to be engrossed as amended by Committee Amendment "A" and sent to the Senate.

**Ought to Pass with
Senate Amendment
Passed to Be Engrossed**

Report of the Committee on Education reporting "Ought to pass" on Bill "An Act relating to Loans for Maine Students in Higher Education" (S. P. 779) (L. D. 1851)

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed as amended by Senate Amendment "A."

In the House, the Report was read and accepted in concurrence and the Bill read twice. Senate Amendment "A" (S-338) was read by the Clerk and adopted in concurrence. Under suspension of the rules, the Bill was read the third time, passed to be engrossed as amended by Senate Amendment "A" and sent to the Senate.

The SPEAKER: The Chair will now call your attention to Supplement No. 2.

**Ought to Pass
Passed to Be Engrossed**

Report of the Committee on Inland Fisheries and Game reporting "Ought to pass" on Bill "An Act relating to Guides under Fish and Game Laws" (S. P. 770) (L. D. 1827)

Report of the Committee on Judiciary reporting same on Bill "An Act relating to Industrial and Recreational Obligations" (S. P. 778) (L. D. 1850)

Came from the Senate with the Reports read and accepted and the Bills passed to be engrossed.

In the House, Reports were read and accepted in concurrence and the Bills read twice. Under suspension of the rules the Bills were read the third time, passed to be engrossed and sent to the Senate.

**Ought to Pass with
Committee Amendment
Tabled and Assigned**

Report of the Committee on Judiciary on Bill "An Act relating to Compensation for Certain Municipal Officers who Appear in District Court" (S. P. 753) (L. D. 1811) reporting "Ought to pass" as amended by Committee Amend-

ment "A" (S-337) submitted therewith.

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "A."

In the House, the Report was read and accepted in concurrence and the Bill read twice. Committee Amendment "A" was read by the Clerk.

(On motion of Mr. Philbrook of South Portland, tabled pending adoption of Committee Amendment "A" and specially assigned for Monday, January 15.)

Passed to Be Engrossed

Report of the Committee on Judiciary on Bill "An Act relating to Selection of Jurors and Providing an Executive Secretary to Jury Commissioners" (S. P. 763) (L. D. 1820) reporting "Ought to pass" as amended by Committee Amendment "A" (S-336) submitted therewith.

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "A."

In the House, Report was read and accepted in concurrence and the Bill read twice. Committee Amendment "A" was read and adopted in concurrence. Under suspension of the rules, the Bill was read the third time, passed to be engrossed as amended by Committee Amendment "A" and sent to the Senate.

The SPEAKER: Is there objection to all of these matters being sent forthwith to the Senate? The Chair hears none and it is so ordered.

Orders of the Day

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

HOUSE REPORT—Ought Not to Pass—Committee on Education on Bill "An Act to Repeal State Scholarships for Higher Education" (H. P. 1253) (L. D. 1759).

Tabled—January 11, by Mr. Littlefield of Hampden.

Pending—Acceptance.

On motion of Mr. Littlefield of Hampden, retabled pending acceptance and specially assigned for Monday, January 15.

On motion of Mr. Benson of Southwest Harbor,

Adjourned until Monday, January 15, at four o'clock in the afternoon.