

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

LEGISLATIVE RECORD

OF THE

*One Hundred and Third
Legislature*

OF THE

STATE OF MAINE

1967

KENNEBEC JOURNAL
AUGUSTA, MAINE

SENATE

Wednesday, February 1, 1967

Senate called to order by the President.

Prayer by Rev. Roy W. Moody of Gardiner.

Reading of the Journal of yesterday.

Papers From The House

Petition by Henry D. McAvoy, President of the Waterville Hotel Corporation, to the 103rd Legislature, filed under Article 1, Section 15, of the State Constitution. (H. P. 338)

Comes from the House referred to the Committee on Judiciary.

Which was referred to the Committee on Judiciary in concurrence.

Resolve to Provide Funds for the Purchase of Copies of the "Clinton, Maine, Vital Records to 1892." (H. P. 209) (L. D. 299)

Comes from the House referred to the Committee on Appropriations and Financial Affairs.

Which was referred to the Committee on Appropriations and Financial Affairs in concurrence.

Bill "An Act Relating to Optional Provisions in Individual Accident and Health Insurance Policies." (H. P. 210) (L. D. 300)

Bill "An Act Relating to Uninsured Motorist Coverage in Insurance Policies." (H. P. 211) (L. D. 301)

Comes from the House referred to the Committee on Business Legislation.

Which were referred to the Committee on Business Legislation in concurrence.

Resolve to Reimburse Arthur Jackson of North Searsmont for Property and Well Damage by Highway Construction. (H. P. 212) (L. D. 302)

Resolve in Favor of Russell Meehan of Windham. (H. P. 213) (L. D. 303)

Resolve to Reimburse Town of Sherman Mills for Overpayments to the Bangor State Hospital for the Care of Etta Conroy. (H. P. 214) (L. D. 304)

Come from the House referred to the Committee on Claims.

Which were referred to the Committee on Claims in concurrence.

Bill "An Act Repealing Prohibition of Use of Certain Names by Institutes Not Given Right to Grant Degrees." (H. P. 97) (L. D. 296)

Bill "An Act Relating to Conveyance of Secondary Pupils." (H. P. 183) (L. D. 297)

Come from the House referred to the Committee on Education.

Which were referred to the Committee on Education in concurrence.

Bill "An Act Relating to Applications for and Marking of Absentee Ballots." (H. P. 215) (L. D. 305)

Bill "An Act Relating to Form and Arrangement of Ballots in General Elections." (H. P. 216) (L. D. 306)

Come from the House referred to the Committee on Election Laws.

Which were referred to the Committee on Election Laws in concurrence.

Bill "An Act Relating to Use of Power Boats on Jordan Pond and Eagle Lake, Mount Desert Island, Hancock County." (H. P. 217) (L. D. 306)

Bill "An Act Granting Complimentary Fishing Licenses for Certain Maine Residents in Armed Forces." (H. P. 218) (L. D. 308)

Bill "An Act Relating to a Closed Season on Wild Hares and Rabbits in York County." (H. P. 219) (L. D. 309)

Bill "An Act Relating to Use of Power Boats on Big Nesowadnehunk (Sourdnahunk) Lake, Piscataquis County." (H. P. 220) (L. D. 310)

Bill "An Act Relating to Open Season on Muskrats in Somerset County." (H. P. 221) (L. D. 311)

Bill "An Act Relating to Restrictions on Power Boats in Ox Brook Lake." (H. P. 222) (L. D. 312)

Bill "An Act Providing for a Limited Open Season on Moose in Northern Zone." (H. P. 223) (L. D. 313)

Come from the House referred to the Committee on Inland Fisheries and Game.

Which were referred to the Committee on Inland Fisheries and Game in concurrence.

Bill "An Act Authorizing Qualified Licenses After Conviction for Drunken Driving if Essential to Livelihood." (H. P. 224) (L. D. 314)

Bill "An Act to Permit Nonstock Corporations to Engage in Budget Planning." (H. P. 225) (L. D. 315)

Bill "An Act Relating to Hearings in Juvenile Courts." (H. P. 226) (L. D. 316)

Come from the House referred to the Committee on Judiciary.

Which were referred to the Committee on Judiciary in concurrence.

Bill "An Act Relating to Certain Disqualifications of Benefits Under Employment Security Law." (H. P. 227) (L. D. 317)

Bill "An Act Relating to Certain Disqualifications of Benefits Under Employment Security Law." (H. P. 228) (L. D. 318)

Come from the House referred to the Committee on Labor.

Which were referred to the Committee on Labor in concurrence.

Bill "An Act to Provide a Council-Manager Charter for the Town of Cumberland." (H. P. 195) (L. D. 284)

Bill "An Act Relating to Education of Members of Lewiston Police Department." (H. P. 207) (L. D. 298)

Bill "An Act to Amend the Charter of the City of Saco." (H. P. 229) (L. D. 319)

Bill "An Act Including Importers in Stuffed Toy Law." (H. P. 230) (L. D. 320)

Bill "An Act Revising the Maine Housing Authorities Act." (H. P. 231) (L. D. 321)

Bill "An Act Validating Certain Proceedings of the Town of Norway and Authorizing Said Town to Issue General Obligation Securities." (Emergency) (H. P. 232) (L. D. 322)

Bill "An Act Providing for a Council-Manager Charter for the Town of Cape Elizabeth." (H. P. 233) (L. D. 341)

Bill "An Act to Enlarge Powers and Purposes of Trustees of Diocesan Funds in Episcopal Diocese

of Maine." (H. P. 234) (L. D. 342)

Bill "An Act to Incorporate the Town of Medford." (H. P. 235) (L. D. 343)

Come from the House referred to the Committee on Legal Affairs.

Which were referred to the Committee on Legal Affairs in concurrence.

Bill "An Act Reclassifying Certain Tidal Waters of Hancock County." (H. P. 196) (L. D. 285)

Bill "An Act to Prohibit the Sale or Use of the Chemical Compound Known as DDT." (H. P. 197) (L. D. 286)

(On motion by Mr. Sewall of Penobscot, tabled pending reference to a committee.)

Bill "An Act Reclassifying Certain Tidal Waters in York County." (H. P. 236) (L. D. 344)

Bill "An Act Reclassifying Certain Inland Waters of the Meduxnekeag River Basin." (H. P. 237) (L. D. 345)

Bill "An Act Reclassifying Certain Inland Waters of the Aroostook River Basin." (H. P. 238) (L. D. 346)

Bill "An Act Reclassifying Certain Tidal Waters of Waldo County." (H. P. 239) (L. D. 347)

Come from the House referred to the Committee on Natural Resources.

Which were referred to the Committee on Natural Resources in concurrence.

Bill "An Act Creating a Sewer District in the Town of Bethel." (H. P. 198) (L. D. 287)

Comes from the House referred to the Committee on Public Utilities.

Which was referred to the Committee on Public Utilities in concurrence.

Resolve Increasing Pension for Margaret H. Frisbee of Belfast. (H. P. 199) (L. D. 288)

Comes from the House referred to the Committee on Retirements and Pensions.

Which was referred to the Committee on Retirements and Pensions in concurrence.

Bill "An Act Prohibiting Hauling Lobster Pots on Sundays." (H. P. 240) (L. D. 348)

Bill "An Act to Limit Fishing Lobster Traps on Trawls in Certain Waters." (H. P. 241) (L. D. 349)

Bill "An Act to Correct Errors and Inconsistencies in the Public Laws Related to Sea and Shore Fisheries." (H. P. 242) (L. D. 350)

Bill "An Act to Repeal and Amend Certain Private and Special Laws Relative to Sea and Shore Fisheries." (H. P. 243) (L. D. 351)

Come from the House referred to the Committee on Sea and Shore Fisheries.

Which were referred to the Committee on Sea and Shore Fisheries in concurrence.

Bill "An Act Relating to Membership of Aeronautics Commission." (H. P. 200) (L. D. 289)

Bill "An Act Creating the Office of Chief Medical Examiner for the State of Maine." (H. P. 244) (L. D. 352)

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) (L. D. 353)

Comes from the House referred to the Committee on State Government.

Which were referred to the Committee on State Government in concurrence.

Bill "An Act Relating to Refund of Sales Tax on Goods Removed from State." (H. P. 201) (L. D. 290)

Bill "An Act Relating to Sales Tax Exemption of Ships' Stores." (H. P. 202) (L. D. 291)

Bill "An Act Applying Sales Tax to Charges for Fabricating Tangible Personal Property." (H. P. 203) (L. D. 292)

Bill "An Act Relating to Assessments Under Gasoline Tax Act." (H. P. 204) (L. D. 293)

Bill "An Act Relating to Allocations from Gasoline Tax for Public Facilities for Boats and to Department of Sea and Shore Fisheries." (H. P. 205) (L. D. 294)

Come from the House referred to the Committee on Taxation.

Which were referred to the Committee on Taxation in concurrence.

Bill "An Act to Annex Bar Island to Town of Bar Harbor, Hancock County." (H. P. 206) (L. D. 295)

Comes from the House referred to the Committee on Towns and Counties.

Which was referred to the Committee on Towns and Counties in concurrence.

Communications

STATE OF MAINE
Senate Chamber
Augusta

January 27, 1967

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

Transmitted herewith is a report entitled "Maine Interim Committee Report on School Districts".

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

Respectfully,
CARLTON L. FALOOD
Chairman

(S. P. 203)

Which was read and ordered placed on file with the accompanying report.

Sent down for concurrence.

STATE OF MAINE
House of Representatives
Augusta

January 27, 1967

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

Transmitted herewith is a report entitled "Study of the Need for a Third Correctional Institution".

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

Respectfully,
JOSEPH J. HEALY
Chairman

(S. P. 204)

Which was read and ordered placed on file with the accompanying report.

Sent down for concurrence.

STATE OF MAINE
House of Representatives
Office of the Clerk
Augusta

January 30, 1967

Hon. Jerrold B. Speers
Secretary of the Senate
103rd Legislature

Sir:

I am transmitting herewith the names of members of the House appointed on Joint Select Committees, in order that they may be entered upon the Journal of the Senate.

On the Joint Select Committee on Returns of Votes for the Governor (S. P. 15):

Mrs. CORNELL of Orono
Messrs. HAWES of Union
GILL of South Portland
WILLIAMS of Hodgdon
SCOTT of Wilton
RICHARDSON
of Stonington
LEWIS of Bristol

On the Joint Select Committee to Consider the Governor's Message (S. P. 38):

Messrs. LEWIS of Bristol
QUINN of Bangor
MEISNER
of Dover-Foxcroft
HARRIMAN of Hollis
CROMMETT

of Millinocket
Mrs. BELIVEAU of Rumford
WHEELER of Portland

On the Joint Select Committee on Senatorial Reapportionment (S. P. 41):

Messrs. RICHARDSON
of Stonington
DENNETT of Kittery
SUSI of Pittsfield
WOOD of Brooks
SCOTT of Wilton
HENLEY of Norway
LEWIS of Bristol
STARBIRD
of Kingman Township
BELIVEAU of Rumford
BRENNAN of Portland

In accordance with Title 21, Section 1399 of the Revised Statutes, the Speaker on January 25, 1967.

appointed the following members to serve on the Committee on Campaign Reports:

Mr. BENSON
OF Southwest Harbor
Mrs. CORNELL of Orono
Mr. BRENNAN of Portland

He also announced the appointment of the following members to serve on the Maine Transportation Commission:

Messrs. DICKINSON of Mars Hill
CONLEY of Portland

Respectfully,
BERTHA W. JOHNSON
Clerk of the House

Which was read and ordered placed on file.

State of Maine
Senate Chamber
Augusta

January 31, 1967

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

Transmitted herewith is a report entitled "Liquor Study Committee Report".

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

Respectfully,
EMILE JACQUES
Chairman

(S. P. 206)

Which was read and ordered placed on file with the accompanying report.

Sent down for concurrence.

Senate Papers

**Appropriations and
Financial Affairs**

Mr. Snow of Cumberland presented Bill, "An Act Relating to Certain Expenses of Supreme Judicial Court Paid by State to Cumberland County." (S. P. 207)

(On motion by Mr. Berry of Cumberland, tabled pending reference to a committee.)

Mr. Ross of Piscataquis presented Bill, "An Act Providing Funds for Roads and Athletic Field

at Maine Maritime Academy." (S. P. 208)

Mr. Farley of York presented Resolve Appropriating Moneys for Search of Lost Persons in the Woodlands of the State." (S. P. 209)

(On motion by Mr. Berry of Cumberland, tabled pending reference to a committee.)

Which was referred to the Committee on Appropriations and Financial Affairs and ordered printed.

Sent down for concurrence.

On motion by Mr. Wyman of Washington, the Senate voted to reconsider its action whereby S. P. 208 "Bill, An Act Providing Funds for Roads and Athletic Field at Maine Maritime Academy" was referred to the Committee on Appropriations and Financial Affairs, and on further motion by the same Senator, the bill was tabled pending reference to a committee.

Education

Mr. Snow of Cumberland presented Bill, "An Act Relating to Reimbursement for Additional Professional Work by Teachers." (S. P. 210)

The same Senator presented Bill, "An Act Relating to Reimbursement for Professional Educational Credits." (S. P. 211)

The same Senator presented Bill, "An Act Relating to the State's Share of the Salary of Superintendent of Schools." (S. P. 212)

The same Senator presented Bill, "An Act Relating to School Entrance Age Requirements." (S. P. 213)

Which were referred to the Committee on Education and ordered printed.

Sent down for concurrence.

Industrial and Recreational Development

Mr. Hildreth of Cumberland presented Bill "An Act Relating to Technical Assistance by Maine State Park and Recreation Commission." (S. P. 214)

Which was referred to the Committee on Industrial and Recreational Development and ordered printed

Judiciary

Mrs. Sproul of Lincoln presented Bill, "An Act Relating to Unjustified and Justified Abortions." (S. P. 215)

Mr. Harding of Aroostook presented Bill "An Act Directing Review of Probate Laws and Method of Choosing Judges and Registers of Probate." (S. P. 216)

Which were referred to the Committee on Judiciary and ordered printed.

Sent down for concurrence.

Labor

Mr. Good of Cumberland presented Bill "An Act Relating to Definition of Workshop Under Labor Laws." (S. P. 217)

Which was referred to the Committee on Labor and ordered printed.

Sent down for concurrence.

Liquor Control

Mr. Berry of Cumberland presented Bill "An Act Relating to Local Option Questions on Sale of Liquor." (S. P. 218)

Which was referred to the Committee on Liquor Control and ordered printed.

Sent down for concurrence.

Natural Resources

Mr. Hildreth of Cumberland presented Bill "An Act Reclassifying Certain Tidal Waters of Cumberland County." (S. P. 219)

Which was referred to the Committee on Natural Resources and ordered printed.

Sent down for concurrence.

State Government

Mrs. Sproul of Lincoln presented Bill "An Act Creating the Maine Commission on Mental Retardation." (Emergency) (S. P. 220)

Mr. Wyman of Washington presented Bill "An Act to Establish and Appropriate Funds for a Youth Community Activities Section in the Department of Mental Health and Corrections." (S. P. 221)

Mr. Stern of Penobscot presented Bill "An Act Increasing the Number of Justices of the Superior Court." (S. P. 222)

Which were referred to the Committee on State Government and ordered printed.

Sent down for concurrence.

Taxation

Mr. Snow of Cumberland presented Bill, "An Act to Share Costs in School Administrative Districts on a Basis other than State Valuation," (Emergency) (S. P. 223)

On motion by Mr. Snow of Cumberland, tabled pending reference to a committee.

Transportation

Mr. Snow of Cumberland presented Bill, "An Act Revising the Laws on School Bus Operators." (S. P. 224)

On motion by Mr. Snow of Cumberland, tabled pending reference to a committee.

Orders

On motion by Mr. Ross of Piscataquis

ORDERED, that when the Senate adjourn each day, it adjourn to the time designated by the daily motion to adjourn.

Which was read and passed.

On motion by Mr. Sewall of Penobscot

ORDERED, the House concurring, that there be created a Joint Select Committee on Indian Affairs, consisting of three members on the part of the Senate to be appointed by the President of the Senate, and seven members on the part of the House to be appointed by the Speaker of the House. (S. P. 205)

Which was read and passed.

Sent down for concurrence.

Mr. Barnes of Aroostook presented the following Joint Resolution and moves its adoption.

Joint Resolution

WHEREAS: the distinguished Senior Senator from Maine, the Honorable Margaret Chase Smith, entering upon her fourth consecutive term in the United States Senate, and

WHEREAS: by virtue of her exceptional record, exemplified by

her devotion to duty and her widely acknowledged ability, the Honorable Margaret Chase Smith has brought great credit and honor to her native State of Maine, and

WHEREAS: the Honorable Margaret Chase Smith not only was the first woman elected in her own right to the United States Senate, and the first woman to represent the Republican party in that body, but since the convening of the present Congress she has added to her reputation by her unanimous election as Chairman of the Conference of All Republican Senators, thereby becoming the first woman in history to assume an official leadership position in the United States Senate, and since all of the accomplishments of Senator Smith further enhance the image projected by the great State of Maine; NOW THEREFORE.

BE IT RESOLVED, the House concurring, that the 103rd Legislature shall show its respect for the dignity accruing to our State by her successive accomplishments by having a portrait of Senator Margaret Chase Smith placed in a prominent place in the Maine State Capitol; and

That a committee shall be appointed by the President of the Senate and the Speaker of the House to obtain such a portrait of Senator Smith; and

That upon the occasion of the hanging of said portrait this committee shall conduct suitable exercises in honor of the occasion. (S. P. 225).

Read and Adopted.

Sent down for concurrence.

Second Readers

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

Senate

Bill "An Act Relating to Membership in Advisory Committee of Highway Safety and Change of Name of Executive Secretary." (S. P. 12) (L. D. 18)

Which was read a second time and passed to be engrossed.

Sent down for concurrence.

Senate — As Amended

Bill "An Act Relating to Appropriations to the Maine Industrial and Recreational Finance Approval Board." (Emergency) (S. P. 44) (L. D. 34)

Which was read a second time and passed to be engrossed, as amended.

Sent down for concurrence.

Enactor

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

Bill "An Act to Validate Proceedings Authorizing the Issuance of Bonds or Notes by School Administrative District No. 51." (H. P. 27) (L. D. 48)

The PRESIDENT: This being an emergency measure, under the constitution it requires the affirmative vote of two-thirds of the entire elected membership of the Senate.

All those in favor of the passage of the bill to be enacted will rise and stand in their places until counted.

A division was had.

Thirty-three Senators having voted in the affirmative and none in the negative, thirty-three being more than two-thirds of the entire elected membership of the Senate, the bill was passed to be enacted, signed by the President and by the Secretary presented to the Governor for his approval.

Mr. KATZ of Kennebec: Mr. President, this is the first Enactor of this Session. I think that it is prophetic that it is a bill dealing with Education.

On motion by Mr. Ross of Piscataquis.

Adjourned until tomorrow at 12:30 P.M.