

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Ninety-Seventh Legislature

OF THE

STATE OF MAINE

1955

DAILY KENNEBEC JOURNAL
Augusta, Maine

SENATE

Tuesday, January 25, 1955

The Senate was called to order by the President.

Prayer by Rev. Austin Wright of Augusta.

Journal of yesterday read and approved.

House Papers Joint Order

ORDERED, the Senate concurring, that the State Controller supply for use of the Legislature two hundred copies of a list of State Employees with their salaries as of December 31, 1954, and be it further

ORDERED, that said lists be distributed, one to each member of the Senate, House and Council; two to the Executive; one to the Secretary of the Senate; one to the Clerk of the House; and the balance to the State Librarian for exchange purposes. (H. P. 130)

In the House, read and passed.

In the Senate, read and passed in concurrence.

“Resolve in Favor of Norway Fish and Game Association for Fish Screen at Dam at Norway Lake.” (H. P. 58)

“Resolve in Favor of Town of Chapman.” (H. P. 94)

“Resolve in Favor of Cyril Swallow of South Paris.” (H. P. 95)

“Resolve in Favor of John J. McDonough of Westbrook.” (H. P. 96)

“Resolve in Favor of the Town of Steuben.” (H. P. 51) (L. D. 59)

Which were severally referred to the Committee on Claims in concurrence.

Bill “An Act relating to School Age in Public Schools.” (H. P. 54) (L. D. 60)

Which was referred to the Committee on Education in concurrence.

“Resolve Designating Fore River Bridge in Cumberland County as The Veterans Memorial Bridge.” (H. P. 55) (L. D. 61)

Which was referred to the Committee on Highways, in concurrence.

“Resolve Opening Roxbury Pond, Oxford County, to Ice Fishing.” (H. P. 57) (L. D. 63)

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

Bill “An Act relating to Facsimile Signature of Secretary of State and Power of Deputy in Certain Motor Vehicle Notices.” (H. P. 59) (L. D. 64)

Bill “An Act relating to Forgery of Motor Vehicle Operator’s License or Registration Certificate.” (H. P. 60) (L. D. 65)

Bill “An Act relating to Payments to Androscoggin Law Library.” (H. P. 61) (L. D. 66)

Which were severally referred to the Committee on Judiciary in concurrence.

Bill “An Act relating to Benefits for Total Unemployment Under Employment Security Law.” (H. P. 62) (L. D. 67)

Bill “An Act relating to Time of Payment of Expenses of Employees.” (H. P. 63) (L. D. 68)

Which were referred to the Committee on Labor in concurrence.

Bill “An Act to Amend the Charter of the Ogunquit Village Corporation.” (H. P. 64) (L. D. 69)

Bill “An Act to Create the Bath Parking District.” (H. P. 65) (L. D. 70)

Bill “An Act relating to a School District for the Towns of Limerick, Parsonsfield, Cornish and Others.” (H. P. 66) (L. D. 71)

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

Bill “An Act Creating a Sewer District in the Town of Kennebunk.” (H. P. 67) (L. D. 72)

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

“Resolve in Favor of a Retirement Allowance for J. Harrison Bailey of Hallowell.” (H. P. 68) (L. D. 73)

“Resolve in Favor of E. Maude Dionne, of Skowhegan.” (H. P. 69) (L. D. 74)

“Resolve Providing for State Pension for Addie Johnson of Perham” (H. P. 115)

"Resolve Providing for an Increase in State Pension for George Maxwell of Princeton." (H. P. 116)

"Resolve Providing for State Pension for Leroy Batron of Lubec." (H. P. 117)

"Resolve Providing for an Increase in State Pension for Marion Hilton of St. Albans." (H. P. 118)

"Resolve Providing for an Increase in State Pension for Geneva Gay of Fairfield." (H. P. 119)

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

Bill "An Act relating to Markup on State Liquor." (H. P. 78) (L. D. 75)

Which was referred to the Committee on Taxation in concurrence.

Bill "An Act relating to the Closing of County Offices on Saturday." (H. P. 79) (L. D. 76)

Bill "An Act Permitting Regional Planning." (H. P. 80) (L. D. 77)

Bill "An Act relating to Appointment and Tenure of Office of Police Officers." (H. P. 81) (L. D. 78)

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

Bill "An Act relating to Turning Signals on Fire Department Vehicles." (H. P. 82) (L. D. 79)

Bill "An Act relating to Sirens on Automobiles Operated by Sheriffs, Police and Fire Officials." (H. P. 83) (L. D. 80)

Which were referred to the Committee on Transportation in concurrence.

Bill "An Act to Authorize Issuance of Bonds in the Amount of Twenty Two Million Dollars for Bonus to Maine Veterans of World War II and the Korean Campaign." (H. P. 84) (L. D. 81)

"Resolve Proposing an Amendment to the Constitution to Provide for a Bonus to Maine Veterans of World War II and the Korean Campaign." (H. P. 85) (L. D. 82)

Which were referred to the Committee on Veterans and Military Affairs in concurrence.

Senate Papers Referred to Committees Appropriations and Financial Affairs

Mr. Cole of Waldo presented "Resolve Appropriating Funds for the Perambulation of the Maine-New Hampshire Boundary Line." (S. P. 72)

Mr. Weeks of Cumberland presented

Bill "An Act to Provide Training to Organized Fire Companies." (S. P. 73)

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

Sent down for concurrence.

Business Legislation

Mr. Reid of Kennebec presented Bill "An Act to Revise the Laws relating to Savings Banks." (S. P. 74)

Mr. Weeks of Cumberland presented

Bill "An Act relating to the Establishment of a Fund for Fire Fighters." (S. P. 75)

Which were referred to the Committee on Business Legislation and ordered printed.

Sent down for concurrence.

Claims

Mr. Jamieson of Aroostook presented

"Resolve in Favor of Herman Zimmerman of Presque Isle." (S. P. 76)

Which was referred to the Committee on Claims.

Sent down for concurrence.

Mr. Weeks of Cumberland presented

"Resolve in Favor of Gerard Pomerleau of Portland." (S. P. 77)

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

Sent down for concurrence.

Judiciary

Mr. Martin of Kennebec presented Bill "An Act relating to Qualifications of Applicants for Registration as Licensed Physicians or Surgeons." (S. P. 64)

Mr. Boyker of Oxford presented Bill "An Act Amending the Mining Law." (S. P. 78)

Mr. Weeks of Cumberland presented

Bill "An Act relating to Incurable Insanity as a Cause for which a divorce may be Granted." (S. P. 79)

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

Sent down for concurrence.

Natural Resources

Mr. Dow of Lincoln presented

Bill "An Act relating to Permits for Outdoor Advertising." (S. P. 80)

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

Sent down for concurrence.

Towns and Counties

Mr. Weeks of Cumberland presented

Bill "An Act relating to Clerk Hire in the Office of the Recorder of the Portland Municipal Court." (S. P. 81)

The same Senator presented

Bill "An Act relating to Fee for Permits Granted by Board of Harbor Commissioners for Harbor of Portland." (S. P. 82)

The same Senator presented

Bill "An Act relating to the Salaries of the County Commissioners of Cumberland County." (S. P. 83)

The same Senator presented

Bill "An Act relating to the Salary of the Judge and the Recorder of the Portland Municipal Court." (S. P. 84)

The same Senator presented

Bill "An Act relating to Fees of Deputy Sheriffs in Attendance at Court." (S. P. 86)

Mr. Dow of Lincoln presented

Bill "An Act relating to Transfer of Certain Property to Lincoln County Cultural and Historical Association." (S. P. 85)

Which were severally referred to the Committee on Towns and Counties and ordered printed.

Sent down for concurrence.

Transportation

Mr. Dow of Lincoln presented

Bill "An Act relating to Motor Vehicles Used for Driver Education in Secondary Schools."

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

Sent down for concurrence.

Senate Committee Report

Mr. Low from the Committee on Taxation on Bill "An Act to Provide Credit or Refund for Tobacco Tax Stamps and Correcting Error in Discount for Tobacco Tax Stamps" (S. P. 20) (L. D. 4) reported that the same Ought to pass as Amended by Committee Amendment "A".

Which report was read and accepted and the bill read once.

The Secretary read Committee Amendment A:

"Committee Amendment A to bill. An Act to Provide Credit or Refund for Tobacco Tax Stamps and Correcting Error in Discount for Tobacco Tax Stamps." (S. P. 20) (L. D. 4)

"Amend said bill by adding at the end thereof before the emergency clause the following: 'Section 5. Effective date of Section 1. The provisions of Section one of this act shall be retroactive to January 1, 1955.'"

Which amendment was adopted and on motion by Mr. Low of Knox the rules were suspended, the bill given its second reading and passed to be engrossed.

Sent down for concurrence.

Orders of the Day

Mr. Parker of Piscataquis presented the following order and moved its passage:

ORDERED, the House concurring, that the Committee on Highways be and hereby is authorized and directed to report to the legislature such recommendations as may seem proper with respect to proposed reclassification of highways. It is the intent of this Order that the report be in the form of a resolution and that the resolution be directly related to the several plans presented informally by the Highway Commission in its series of meetings on highway problems.

Mr. PARKER: Mr. President and Members of the Senate, probably no subject received any more discussion or debate than the highway reclassification program in the last session. It is the thought of the highway committee that if this matter could be given some thought early in this session with the idea in mind that this touchy problem could be settled prior to the annual town meetings in our state that we would be doing a service to our towns. It is

that thought that prompted this order this morning.

I am sure that we will make every effort to present the thinking of the towns in the state in the resolution that we will bring up if we have that opportunity.

Mr. SILSBY of Hancock: Mr. President, would it be in order to have the clerk read the Order again?

The Secretary read the Order.

Thereupon, the Order received passage.

Sent down for concurrence.

Mr. BUTLER of Franklin: Mr. President, I move that the Senate reconsider its action taken earlier this morning whereby it referred to the Committee on Judiciary bill, An Act Amending the Mining Law (S. P. 78)

I make this motion because this same bill came before us two years ago at the last session, at which time it was referred to the Natural Resources Committee. While I fully appreciate that the Natural Resources Committee is not the Judiciary Committee, yet I also fully appreciate that the principle for which we are working on this problem is pertaining directly to natural resources, and as such I feel that the Committee on Natural Resources is better able to look into the problem instead of referring it to the Committee on Judiciary which will be more interested in crossing the T's and dotting the I's than complying with the request of those who are interested in the further development of our natural resources. It is with that thought in mind and that only that I feel we should refer this bill to the committee which is fundamentally studying the natural resources instead of the Judiciary Committee.

The PRESIDENT: The question before the Senate is the motion of the Senator from Franklin, Senator Butler, that the Senate reconsider its action whereby S. P. 78 "An Act Amending the Mining Law" was referred to the Committee on Judiciary.

The Chair recognizes the Senator from Kennebec, Senator Reid.

Mr. REID: Mr. President, I wish to oppose the Senator from Franklin, Senator Butler, in one respect and go along with him in another. I am sure that my agreement to go along with him in the other is acceptable to him. I do not think the Judiciary Committee, at least as far as the past is concerned, is interested only with the dotting of the I's and crossing of T's, because I think it has a great responsibility. If, however, the Senator's feelings are so strong that this particular bill belongs in that committee, my feelings are not so strong, but I will go along with him on his motion to reconsider.

The PRESIDENT: Is it the pleasure of the Senate that we reconsider our action whereby S. P. 78, "An Act to Amend the Mining Law" was referred to the Committee on Judiciary?

The motion prevailed, and the bill was referred to the Committee on Natural Resources and sent down for concurrence.

The PRESIDENT: The Chair recognizes the Senator from Hancock, Senator Silsby.

Mr. SILSBY: Mr. President, in the matter that we have just passed, the order on the Committee on Highways, I would like to move for reconsideration to the end that this order may be tabled to give me the opportunity to examine the last paragraph.

The PRESIDENT: The Senator from Hancock, Senator Silsby, moves that the Senate reconsider its action whereby the order in reference to the Committee on Highways was passed. Is this the pleasure of the Senate?

The motion prevailed and the Senate voted to reconsider its action. On further motion by the same Senator, the order was tabled pending passage.

On motion by Mr. Chapman of Cumberland,

Adjourned until ten o'clock tomorrow morning.