

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

Thursday, March 31, 1955

Senate called to order by the President.

Prayer by the Rev. William Dawes Veazie of Gardiner and Portland.

Journal of yesterday read and approved.

House Papers**House Committee Reports
Leave to Withdraw**

The Committee on Claims on "Resolve in Favor of Floral Grange in Bucksport." (H. P. 579) (L. D. 639) reported that the same be granted Leave to Withdraw.

The Committee on Transportation on Bill "An Act Relating to the Issuance of Operators' Licenses from Date of Birth" (H. P. 509) (L. D. 546) reported that the same be granted Leave to Withdraw.

Which reports were read and accepted in concurrence.

Ought Not to Pass

The Committee on Judiciary on "Resolve Proposing an Amendment to the Constitution Providing for Two State Senators from Each County." (H. P. 835) (L. D. 926) reported that the same "Ought not to pass."

Which report was read and accepted in concurrence.

Ought to Pass

The Committee on Business Legislation on Bill "An Act Relating to Transportation of Explosives." (H. P. 337) (L. D. 378) reported that the same "Ought to pass."

Comes from the House, report accepted and bill passed to be engrossed as amended by House Amendment A (Filing 157)

In the Senate, the report was accepted in concurrence and the bill read once; House Amendment A was read and adopted in concurrence and the bill as amended was tomorrow assigned for second reading.

The Committee on Claims on "Resolve in Favor of Amy M. Meister of Otisfield." (H. P. 341) (L. D. 1389) reported that the same "Ought to pass."

The same Committee on "Resolve to Reimburse Alexander Belanger of Lewiston for Damages by State Ward." (H. P. 582) (L. D. 1390) reported that the same "Ought to pass."

The same Committee on "Resolve in Favor of Fred Kinner of Lewiston." (H. P. 583) (L. D. 1391) reported that the same "Ought to pass."

The Committee on Judiciary on Bill "An Act Relating to the Incorporation of Saint Johns Lodge, Masons, of South Berwick, Number Fifty-Cne." (H. P. 806) (L. D. 847) reported that the same "Ought to pass."

The same Committee on Bill "An Act Creating Voting Places for Indians." (H. P. 910) (L. D. 1018) reported that the same "Ought to pass."

The Committee on Legal Affairs on Bill "An Act Setting off Part of Berwick to South Berwick, York County." (H. P. 545) (L. D. 602) reported that the same "Ought to pass."

The same Committee on Bill "An Act Providing for a Dam or Tidegate in the Ogunquit River." (H. P. 1031) (L. D. 1203) reported that the same "Ought to pass."

The same Committee on Bill "An Act to Incorporate the Exeter School District." (H. P. 1058) (L. D. 1208) reported that the same "Ought to pass."

The Committee on Liquor Control on Bill "An Act Relating to Shipping of Malt Liquor to Maine Wholesalers." (H. P. 674) (L. D. 750) reported that the same "Ought to pass."

The Committee on Taxation on Bill "An Act Relating to Donations or Gifts of Money to a Municipality." (H. P. 354) (L. D. 940) reported that the same "Ought to pass."

The same Committee on Bill "An Act Providing for Excise Tax on House Trailers." (H. P. 1020) (L. D. 1160) reported that the same "Ought to pass."

Which reports were severally read and accepted in concurrence, the bills and resolves read once and tomorrow assigned for second reading.

Ought to Pass New Draft

The Committee on Judiciary on Bill "An Act Permitting Re-Opening of Examinations for State Employment by Disabled Veterans." (H. P. 745) (L. D. 826) reported the same in a New Draft (H. P. 1165) (L. D. 1394), under the same title, and that it "Ought to pass."

Which report was read and accepted in concurrence, the bill in new draft read once and tomorrow assigned for second reading.

Ought to Pass as Amended

The Committee on Judiciary on Bill "An Act Regulating Closing-Out Sales and Similar Types of Sales." (H. P. 297) (L. D. 280) reported that the same "Ought to pass" as Amended by Committee Amendment A (Filing 123)

Comes from the House, report accepted and bill passed to be engrossed as amended by Committee Amendment A and House Amendment A (Filing 151)

In the Senate the report was read and accepted in concurrence and the bill read once; House Amendment A and Committee Amendment A were read and adopted in concurrence, and the bill as amended was tomorrow assigned for second reading.

The Committee on Legal Affairs on Bill "An Act Relating to Delivery of Motor Vehicles Sold by State on Bids." (H. P. 488) (L. D. 533) reported that the same "Ought to pass" as Amended by Committee Amendment A (Filing 154)

The same Committee on Bill "An Act Relating to Preference in State Purchases for Products Raised or Manufactured in State." (H. P. 924) (L. D. 1032) reported that the same "Ought to pass" as Amended by Committee Amendment A (Filing 155)

Which reports were read and accepted in concurrence and the bills read once. Committee Amendment A were read and adopted in concurrence, and the bills as amended were tomorrow assigned for second reading.

First Reading of Printed Bills

Bill "An Act Relating to Registration as Voters of Physically Disabled Persons." (S. P. 508) (L. D. 1397)

Bill "An Act Relating to Definition of Tavern Under Liquor Laws." (S. P. 509) (L. D. 1398)

Which were read once and tomorrow assigned for second reading.

Senate Committee Reports Ought Not to Pass

Mr. Chapman from the Committee on Appropriations and Financial Affairs on "Resolve Appropriating Monies for State Supervisor of Local Adult Education." (S. P. 320) (L. D. 882) reported that the same "Ought not to pass."

Mr. Sinclair from the same Committee on "Resolve Appropriating Monies for Instructorship in Adult Education." (S. P. 319) (L. D. 883) reported that the same "Ought not to pass."

The same Senator from the same Committee on "Resolve Appropriating Funds for Related and Supplemental Instruction Under Voluntary Apprenticeship Law." (S. P. 201) (L. D. 496) reported that the same "Ought not to pass."

(On motion by Mr. Fuller of Oxford, tabled pending acceptance of the report.)

Mr. Butler from the Committee on Retirements and Pensions on "Resolve in Favor of Alvah J. Dunphy of North New Portland." (S. P. 272) reported that the same "Ought not to pass."

Which reports were severally read and accepted.

Sent down for concurrence.

Ought to Pass

Mr. Chapman from the Committee on Appropriations and Financial Affairs on "Resolve Appropriating Funds for the Perambulation of the Maine — New Hampshire Boundary Line." (S. P. 72) (L. D. 165) reported that the same "Ought to pass."

Mr. Sinclair from the same Committee on Bill "An Act Relating to Support of Children at the State Military and Naval Children's Home." (S. P. 90) (L. D. 221) reported that the same "Ought to pass."

Mr. Collins from the same Committee on "Resolve Providing for Emergency Repairs and Construc-

tion at Pownal State School." (S. P. 175) (L. D. 427) reported that the same "Ought to pass."

The same Senator from the same Committee on "Resolve Extending Appropriation of Money to Improve the Approach to the Fish Way at Aroostook Falls." (S. P. 213) (L. D. 554) reported that the same "Ought to pass."

Mr. Dunham from the Committee on Welfare on Bill "An Act Relating to Eligibility for Old Age Assistance." (S. P. 141) (L. D. 333) reported that the same "Ought to pass."

Which reports were severally read and accepted, the bills and resolves read once and tomorrow assigned for second reading.

Ought to Pass
ND — Same Title

Mr. Collins from the Committee on Appropriations and Financial Affairs on "Resolve Reimbursing Certain Municipalities on Account of Property Tax Exemption of Veterans." (S. P. 107) (L. D. 268) reported the same in a New Draft (S. P. 513) (L. D. 1404) under the same title, and that it "Ought to pass."

Which report was read and accepted, the bill in new draft read once and tomorrow assigned for second reading.

Ought to Pass
as Amended

Mr. Chapman from the same Committee on "Resolve in Favor of the Maine Historical Society." (S. P. 55) (L. D. 83) reported that the same "Ought to pass" as Amended by Committee Amendment A.

Which report was read and accepted and the resolve read once. Committee Amendment A was read:

Committee Amendment A to L. D. 83. "Amend said resolve by striking out in the 2nd line thereof the words 'the unappropriated surplus'."

Which amendment was adopted and the resolve as amended was tomorrow assigned for second reading.

The PRESIDENT: The Chair at this time notes the presence in the Senate Chamber of a distinguished lady Senator, a member of this last legislature, a Senator whom we all have enjoyed meeting. I would ask

the Sergeant-at-arms to escort to the rostrum the Honorable Mary Kavanagh.

This was done amidst the applause of the Senate.

The PRESIDENT: The Chair would make a note of explanation with reference to the next Senate report. It had been mimeographed originally and was on your desks. It was not the fault of the Senate Office — if you will refer to your proof sheet which is also on your desks, you will find that our efficient Secretary's office had sent the material down to the Kennebec Journal, but somehow it did not get printed on the calendar.

Majority — ONTP
Minority — OTP

The Majority of the Committees on Highways and Taxation, Jointly, on Bill "An Act to Authorize the Issuance of Bonds in the Amount of Fifteen Million Dollars on Behalf of the State for the Purpose of Building State Highways." (S. P. 263) (L. D. 691) reported that the same "Ought not to pass."

(Signed)

Senators:

- LOW of Knox
- PARKER of Piscataquis
- JAMIESON of Aroostook
- COLE of Waldo
- CUMMINGS of Sagadahoc
- ALBEE of Cumberland

Representatives:

- SANFORD of Dover-Foxcroft
- SEAWARD of Kittery
- REED of Fort Fairfield
- WILLEY of Ellsworth
- DUQUETTE of Biddeford
- HANSON of Gardiner
- WALSH of Brunswick
- NADEAU of Biddeford
- FERGUSON of Hanover
- HIGGINS of Scarborough
- DUNN of Poland
- PULLEN of Oakland
- CARTER of Etna

The Minority of the same Committee on the same subject matter, reported that the bill "Ought to pass."

(Signed)

Representative:

- DENBOW of Lubec

On motion by Mr. Parker of Piscataquis, the Majority Report "Ought not to pass" was accepted. Sent down for concurrence.

Second Readers

The Committee on Bills in the Second Reading reported the following bills and resolves:

House

Bill "An Act Relating to Appointment and Duties of Trustees of Presque Isle Sewer District." (H. P. 373) (L. D. 413)

"Resolve in Favor of Alvah T. Leighton of New Gloucester." (H. P. 466) (L. D. 511)

"Resolve in Favor of Ronald A. Faulkinham of Belfast." (H. P. 519) (L. D. 582)

Bill "An Act Relating to the Taking of Minnows for Bait." (H. P. 534) (L. D. 591)

Bill "An Act Relating to Instruction Permits to Drive Motor Vehicles." (H. P. 614) (L. D. 662)

"Resolve Regulating Fishing in Little Tunk Lake, Hancock County." (H. P. 779) (L. D. 862)

"Resolve Regulating Fishing in West Lake in Hancock County." (H. P. 780) (L. D. 863)

"Resolve Prohibiting Use of Fish as Bait in Certain Lakes in Aroostook County." (H. P. 782) (L. D. 865)

Bill "An Act to Incorporate the Moscow Water District." (H. P. 1162) (L. D. 1388)

Which were severally read a second time and passed to be engrossed in concurrence.

House—as Amended

Bill "An Act Permitting Hunting with Bow and Arrow in Waldo County." (H. P. 895) (L. D. 1003)

Bill "An Act Relating to Dumping Rubbish and Bottles on Highways from Motor Vehicles." (H. P. 669) (L. D. 745)

Bill "An Act to Incorporate the Mexico Sewer District." (H. P. 500) (L. D. 551)

Bill "An Act Adjusting Limitations on School Assessments in the Unorganized Territory to Conform with New State Valuations." (H. P. 1034) (L. D. 1206)

Bill "An Act Relating to Dealer and Transit Motor Vehicle Registration." (H. P. 615) (L. D. 623)

Which were severally read a second time and passed to be engrossed, as amended, in concurrence.

Senate

Bill "An Act Relating to Chiropractic Treatment Under Workmen's Compensation Law." (S. P. 373) (L. D. 1069)

(On motion by Mr. Cummings of Sagadahoc, tabled pending passage to be engrossed.)

"Resolve in Favor of Eugene F. Young of South Portland." (S. P. 265) (L. D. 1395)

Bill "An Act Relating to Public Hearings for Public Utilities." (S. P. 506) (L. D. 1396)

Bill "An Act Relating to Trial Terms in Knox and Oxford Counties." (S. P. 512) (L. D. 1400)

Which were severally read a second time and passed to be engrossed. Sent down for concurrence.

Bill "An Act Relating to Payments of Beneficiary Societies of Children." (S. P. 511) (L. D. 1401)

Which was read a second time, and thereupon, Mr. Boucher of Androscoggin presented Senate Amendment A and moved its adoption.

The Acting Secretary read Senate Amendment A:

Senate Amendment A to L. D. 1401: "Amend said bill by indicating the striking out of the figure '3 per cent' in the 9th line by drawing a line through said figure '3 per cent' and inserting immediately after said stricken out figure, the underlined figure '3½ per cent'."

Which amendment was adopted and the bill as amended was passed to be engrossed.

Sent down for concurrence.

Senate—as Amended

Bill "An Act Relating to Education in Unorganized Territory." (S. P. 160) (L. D. 354)

Which was read a second time and passed to be engrossed, as amended. Sent down for concurrence.

Enactors

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

Bill "An Act Relating to the Laws of Divorce." (S. P. 125) (L. D. 321)

Bill "An Act Relating to Height of Letters on Signs on School Buses." (H. P. 283) (L. D. 267)

An Act Relating to Definitions and Administration of Bedding and Upholstered Furniture Laws (S. P. 95) (L. D. 226)

An Act Relating to Educational Requirements for Chiropractors (S. P. 328) (L. D. 893)

An Act Increasing Salary of the Judge of the Newport Municipal Court (S. P. 359) (L. D. 968)

An Act Increasing the Salary of the Judge of the Dexter Municipal Court (S. P. 361) (L. D. 970)

An Act Increasing Salaries of the Judge and Recorder of the Millinocket Municipal Court (S. P. 362) (L. D. 971)

An Act Increasing Salaries of the Judge and Recorder of the Old Town Municipal Court (S. P. 363) (L. D. 972)

An Act Increasing Salaries of the Judge and Recorder of the Bangor Municipal Court (S. P. 364) (L. D. 973)

An Act Increasing Salaries of the Judge and Recorder of Eastport Municipal Court (S. P. 382) (L. D. 1078)

An Act Relating to Rental for Brewer Municipal Court (H. P. 234) (L. D. 213)

An Act relating to Salary of Judge of Brewer Municipal Court (H. P. 235) (L. D. 214)

An Act relating to Exits from and Means of Extinguishing Fire in School Buildings (H. P. 342) (L. D. 381)

An Act relating to Permits and Certificates for Motor Vehicle Carriers (H. P. 377) (L. D. 412)

An Act relating to Open Season on Beaver (H. P. 421) (L. D. 467)

An Act Defining Veteran in Korean Campaign (H. P. 726) (L. D. 790)

An Act relating to Study in Out-of-State Schools of Hairdressing and Beauty Culture (H. P. 754) (L. D. 835)

An Act Increasing the Salary of the Recorder of Western Hancock Municipal Court (H. P. 947) (L. D. 1050)

Resolve Regulating Fishing in Bracket Lake in Aroostook County (H. P. 663) (L. D. 739)

Which bills were severally passed to be enacted, and the resolve finally passed.

An Act Increasing Salaries of County Attorney and Assistant County Attorney of Penobscot County (S. P. 381) (L. D. 1077)

On motion by Mr. Collins of Aroostook, this bill was laid upon the table pending passage to be enacted.

An Act Exempting Persons Seventy Years of Age from Poll Tax (H. P. 685) (L. D. 753)

On motion by Mr. Reid of Kennebec, this bill was laid upon the table pending passage to be enacted.

Emergency

Bill "An Act Relating to Exemption of Airports from Taxation." (H. P. 122) (L. D. 125)

Which bill, being an emergency measure and having received the affirmative vote of 27 members of the Senate, and none opposed was passed to be enacted.

Emergency

Bill "An Act Relating to Line Budget for Personal Services, Capital Expenditures and Other Expenses for State Departments." (H. P. 405) (L. D. 452)

Which bill, being an emergency measure, and having received the affirmative vote of 27 members of the Senate, and none opposed was passed to be enacted.

Emergency

Bill "An Act to Incorporate the Town of Mechanic Falls School District." (H. P. 619) (L. D. 626)

Which bill, being an emergency measure and having received the affirmative vote of 27 members of the Senate, and none opposed was passed to be enacted.

Emergency

Bill "An Act Relating to Taxation of Television and Radio Transmitting Equipment in Town Where Situated." (H. P. 722) (L. D. 786)

Which bill, being an emergency measure and having received the affirmative vote of 27 members of the Senate, and none opposed was passed to be enacted.

Orders of the Day

On motion by Senator Silsby of Hancock, the Senate voted to take from the table the 19th tabled and unassigned matter, Bill, "An Act Relating to Fees for Hunting and Fishing Licenses," (H. P. 424) (L. D. 470) tabled on March 15th by that Senator pending passage to be engrossed.

Mr. SILSBY of Hancock: Mr. President and members of the Senate: During the time this bill has been on the table I believe the differences of opinion in part have been eliminated, and I now move the pending question.

Thereupon, on motion by Senator Silsby of Hancock, the bill was passed to be engrossed in concurrence.

On motion by Senator Martin of Kennebec, the Senate voted to take from the table the 38th tabled and unassigned matter, Senate Report "Ought not to pass" from the Committee on Public Utilities on Bill, "An Act Relating to Condemnation Proceedings by Water Districts." (S. P. 332) (L. D. 896) tabled by that Senator on March 30th pending consideration, and on further motion by the same Senator the Senate voted to adhere to its former action in recommitting the bill to the Committee on Public Utilities.

Sent down for concurrence.

On motion by Senator Butler of Franklin, the Senate voted to take from the table the 20th tabled and unassigned matter, House Report from the Committee on Natural Resources on "Resolve Authorizing Forest Commissioner to Renew Lease to Passamaquoddy Lumber Company," (H. P. 788) (L. D. 871) tabled by that Senator on March 17th pending consideration of report; and on further motion by the same Senator the Senate voted to accept the "Ought to pass" report of the committee and the resolve was given its first reading and tomorrow assigned for second reading.

On motion by Senator Parker of Piscataquis, the Senate voted to take from the table the 36th tabled and unassigned matter, Bill "An Act Repealing the Gasoline Road Tax on Motor Vehicles." (S. P. 315) (L. D. 853), tabled by that Senator on March 29th pending acceptance of report; and on further motion by the same Senator the bill was recommitted to the Committee on Taxation.

Sent down for concurrence.

On motion by Senator Farley of York,

Adjourned until tomorrow afternoon at one-thirty o'clock.