

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Ninety-Eighth Legislature

OF THE

STATE OF MAINE

VOLUME I

1957

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Tuesday, January 29, 1957

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

Prayer by the Rev. Mr. Theodore Euson of Hallowell.

The members stood at attention during the playing of the National Anthem.

The journal of the previous session was read and approved.

Papers from the Senate

From the Senate:

Resolve Opening Moose Pond, Cumberland and Oxford Counties, to Ice Fishing (S. P. 72) (L. D. 141)

Resolve Regulating Fishing for White Perch in Cobbosseecontee Lake, Kennebec County (S. P. 73) (L. D. 138)

Resolve Regulating Fishing in Silver Lake, Kennebec County (S. P. 74) (L. D. 139)

Resolve Prohibiting the Use of Live Fish as Bait in Certain Waters in Somerset County (S. P. 75) (L. D. 140)

Came from the Senate referred to the Committee on Inland Fisheries and Game.

In the House, referred to the Committee on Inland Fisheries and Game in concurrence.

From the Senate:

Bill "An Act relating to Powers of Court under Uniform Reciprocal Enforcement of Support Act" (S. P. 76) (L. D. 133)

Bill "An Act relating to Surviving Trust Companies after Merger or Consolidation" (S. P. 77) (L. D. 134)

Came from the Senate referred to the Committee on Judiciary.

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

From the Senate:

Resolve providing for State Pension for Barbara Anne Parlin of Norway (S. P. 78) (L. D. 135)

Came from the Senate referred to the Committee on Retirements and Pensions.

In the House, referred to the Committee on Retirements and Pensions in concurrence.

From the Senate:

Bill "An Act relating to Exemption of Volunteer Fire Departments from Sales Tax" (S. P. 79) (L. D. 136)

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 Clerk Hire and Salaries of County Officers of Cumberland County" (S. P. 80) (L. D. 137)

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.

Petitions, Bills and Resolves Requiring Reference

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

Business Legislation

Bill "An Act relating to Licensing of Persons Buying and Selling Junk" (H. P. 174) (Presented by Mr. Brockway of Milo)

(750 copies Ordered Printed)

Bill, "An Act relating to Display of Licenses of Real Estate Salesmen" (H. P. 175) (Presented by Mrs. Knapp of Yarmouth)

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Sent up for concurrence.

Claims

Resolve in favor of Peoples Benevolent Hospital of Fort Kent (H. P. 176) (Presented by Mr. Roy of Fort Kent)

(Ordered Printed)

Resolve in favor of Charles A. Dean Hospital for Services to Angus Morey (H. P. 177) (Presented by Mr. Harris of Greenville)

Resolve in favor of the Charles A. Dean Hospital (H. P. 178) (Presented by same gentleman)

Sent up for concurrence.

Highways

Bill "An Act to Authorize Ferry Service for North Haven, Vinalhaven, Islesboro and Swan's Island"

(H. P. 179) (Presented by Mr. Baird of North Haven)
(750 copies Ordered Printed)
Sent up for concurrence.

Judiciary

Joint Resolution Memorializing Congress to Pass Legislation Outlawing Alcoholic Beverage Advertising over the Air (H. P. 180) (Presented by Mrs. Christie of Presque Isle)

(Ordered Printed)

Bill "An Act to Increase the Purposes and Powers of Continental Mills and to Authorize it to Acquire the Assets of Continental Mills Co." (H. P. 181) (Presented by Mr. Wade of Auburn)

(Ordered Printed)

Sent up for concurrence.

Legal Affairs

Bill "An Act to Repeal the Act Incorporating the Town of Rumford School District" (H. P. 182) (Presented by Miss Cormier of Rumford)

(Ordered Printed)

Bill "An Act relating to a Pension Plan for the Police and Fire Departments of the Town of Rumford" (H. P. 183) (Presented by same gentlewoman)

(Ordered Printed)

Bill "An Act relating to Throwing Substances to Cause Fires or Explosions" (H. P. 184) (Presented by Mr. Pierce of Bucksport)

(Ordered Printed)

Sent up for concurrence.

Natural Resources

Resolve Authorizing State of Maine to Convey Certain Land in Fort Kent (H. P. 185) (Presented by Mr. Roy of Fort Kent)

(Ordered Printed)

Sent up for concurrence.

Public Utilities

Bill "An Act relating to Facilities Furnished by Public Utilities for Rate Fixing Purposes" (H. P. 186) (Presented by Mr. Haughn of Bridgton)

(Ordered Printed)

Bill "An Act relating to Powers of the Fort Kent Telephone Com-

pany" (H. P. 187) (Presented by Mr. Roy of Fort Kent by request)
(Ordered Printed)
Sent up for concurrence.

Sea and Shore Fisheries

Bill "An Act relating to Methods of Taking Clams" (H. P. 188) (Presented by Mr. Baird of North Haven)

(750 copies Ordered Printed)

Sent up for concurrence.

Taxation

Bill "An Act relating to Taxation of Certain Personal Property Where Found" (H. P. 189) (Presented by Mr. Storm of Sherman)

(Ordered Printed)

Bill "An Act relating to Taxation of Domestic Fowl" (H. P. 190) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act relating to Taxation of Certain Construction Machinery and Equipment" (H. P. 191) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

Towns and Counties

Bill "An Act Increasing the Salary of the County Attorney of York County" (H. P. 192) (Presented by Mr. Duquette of Biddeford)

(Ordered Printed)

Bill "An Act Increasing the Salary of the Judge of the Kennebunk Municipal Court" (H. P. 193) (Presented by Mr. Emmons of Kennebunk)

(Ordered Printed)

Bill "An Act relating to Certain Expenses of Town Assessors" (H. P. 194) (Presented by Mr. Storm of Sherman)

(Ordered Printed)

Sent up for concurrence.

Orders

On motion of Mrs. Smith of Falmouth, it was

ORDERED, that Mr. Dumais of Lewiston be excused from attendance for the duration of his illness.

House Report of Committee Tabled and Assigned

Mr. Turner from the Committee on Highways reported "Ought to pass" on Resolve Designating Part

of Route 111 as Carl Broggi Memorial Highway (H. P. 5) (L. D. 4)

Report was read.

The SPEAKER: The Chair recognizes the gentleman from Mount Desert, Mr. Graves.

Mr. GRAVES: Mr. Speaker, I move we table this bill and specially assign it until next Tuesday for the purpose of correcting some typographical errors.

The SPEAKER: The gentleman from Mount Desert, Mr. Graves, moves that Resolve Designating Part of Route 111 as Carl Broggi Memorial Highway, House Paper 5, Legislative Document 4, be tabled pending acceptance of the Committee Report and specially assigned for Tuesday of next week. Is this the pleasure of the House?

The motion prevailed and the Report with accompanying papers was tabled and specially assigned for Tuesday, February 5.

Orders of the Day

Mr. Carey of Augusta was granted unanimous consent to address the House.

Mr. CAREY: Mr. Speaker and Members of the House: You will notice on your blue bulletin which you just received that tickets are available for the Assembly from the following committee members, Mrs. Hendricks, Mr. Dostie, Mr. Maxwell and myself. It is desired that the people in each section obtain tickets from the committee member in their respective sections. Will committee members Hendricks, Dostie and Maxwell please stand? Those are the committee members in the respective sections.

You are reminded that the five dollar charge includes gifts to various officials, and the first Assembly is tomorrow evening at the Augusta House. Thank you.

The SPEAKER: The Chair is advised that the Senate requests that the House remain in session for a few moments in view of the fact the Senate has some papers they wish to send to us for our consideration and concurrence. The House may be at ease but please remain in the Hall of the House.

House at Ease

The House was called to order by the Speaker.

A message from the Executive relating to Hungarian relief was read by the Clerk.

For text of message see Senate Record of today, (S. P. 112)

The message was placed on file in concurrence.

On motion of the gentlewoman from Rumford, Miss Cormier, House Rule 25 was suspended for the remainder of today's session in order to permit smoking.

The SPEAKER: Is it now the pleasure of the House to take up out of order two Senate papers? The Chair hears no objection. The Clerk will read the first Senate paper.

The Clerk read the title of the first Senate Paper as follows:

Bill, "An Act relating to Payment of Salaries of Members of the Legislature" (S. P. 111)

Came from the Senate, read twice under suspension of the rules and passed to be engrossed without reference to any Committee.

The gentleman from Bangor, Mr. Totman, was granted unanimous consent to address the House.

Mr. TOTMAN: Mr. Speaker and Members of the House: We now have before us two pieces of legislation which are at this early stage in the session, I feel, perhaps somewhat bewildering, since they are going to ask that they be given their three several readings on one day under suspension of the joint rules and then be asked they be sent without reference to a committee back to the Senate. I wish to make it clear to the members of the House that, speaking only as an individual, I feel that measures such as this and under these conditions should be held to a minimum.

I also feel that under the circumstances explained by the Governor's letter, and in view of the fact that this first piece of legislation mentioned concerns an administrative detail on our own salaries, I feel perhaps these could be considered minor. However, I still feel and would point out to

the members of the House that while you have been asked to extend a courtesy and expedite these, you certainly still have the right if you have any doubts or misgivings to ask that these measures be tabled until the next legislative day for your consideration.

On motion of the gentlewoman from Presque Isle, Mrs. Christie, Senate Paper 111, Bill "An Act relating to Payment of Salaries of Members of the Legislature" was tabled pending reference and specially assigned for Wednesday, January 30, and ordered printed.

The Clerk read the second Senate Paper as follows:

Resolve to Aid Settlement of Hungarian Refugees in Maine (S. P. 110)

Came from the Senate, read twice under suspension of the rules and passed to be engrossed without reference to any Committee.

On motion of Mr. Totman of Bangor, the Resolve was given its two several readings, under suspension of the rules, and passed to be engrossed without reference to any Committee in concurrence.

On further motion of same gentleman, was ordered printed in document form.

The SPEAKER: The Chair recognizes the gentleman from Cumberland, Mr. Call.

Mr. CALL: Mr. Speaker, would I be out of order in requesting that we reconsider the action by the gentlewoman from Presque Isle, Mrs. Christie, on Bill "An Act relating to Payment of Salaries of Members of the Legislature" Senate Paper 111, and take it from the table momentarily while the Clerk please explains the bill to us so we will be able to discuss it?

The SPEAKER: The Chair is advised that under the procedure of the House, the gentleman from Cumberland, Mr. Call, would be out of order in so far as the gentlewoman from Presque Isle, Mrs. Christie, having tabled the bill, it is up to that gentlewoman to remove the bill from the table if she so desires.

The Chair recognizes the gentlewoman from Presque Isle, Mrs. Christie.

Mrs. CHRISTIE: Mr. Speaker, I would be very happy to have the bill taken from the table for the purpose which the gentleman from Cumberland, Mr. Call, stated.

The SPEAKER: Would the gentlewoman from Presque Isle, Mrs. Christie, and the gentleman from Cumberland, Mr. Call, please approach the rostrum.

House at Ease

The House was called to order by the Speaker.

The SPEAKER: The Chair recognizes the gentlewoman from Presque Isle, Mrs. Christie.

Mrs. CHRISTIE: Mr. Speaker, I insist on my former action in tabling the matter in question.

The SPEAKER: The Chair will declare the matter tabled and specially assigned for tomorrow.

The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: I rise for a point of information concerning parliamentary procedure.

The SPEAKER: You may proceed.

Mr. JALBERT: Mr. Speaker, would the motion of the gentleman from Cumberland, Mr. Call, prevail or could he not ask that a tabled item be taken off the table providing he would get two-thirds of the members present going along with him?

The SPEAKER: Will the gentleman from Lewiston, Mr. Jalbert, please approach the rostrum?

House at Ease

The House was called to order by the Speaker.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker, I bow my head as a freshman and withdraw the point of information.

The SPEAKER: The House is proceeding under Orders of the Day.

On motion of Mr. Bartlett of Belgrade,

Adjourned until ten o'clock tomorrow morning.