

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

Wednesday, January 30, 1957

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

Prayer by the Rev. Mr. Ralph W. Peterson of Augusta.

The journal of the previous session was read and approved.

Papers from the Senate

From the Senate: The following communication: (S. P. 109)

**STATE HIGHWAY COMMISSION
STATE OF MAINE
Augusta**

January 24, 1957

To the Honorable Senate and House of Representatives of the Ninety-eighth Legislature:

We have the honor to present a report entitled "Belfast Passagawakeag Bridge Study".

This report has been prepared in cooperation with the United States Bureau of Public Roads as the result of the resolve, Chapter 73, of the Ninety-seventh Legislature. A full copy of the resolve is included as a part of the report.

Respectfully,

(Signed)

DAVID H. STEVENS

Chairman

CLARENCE S. CROSBY

HAROLD B. EMERY

State Highway Commission

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:

Resolve Regulating Salmon Fishing in Sebec Lake, Piscataquis County (S. P. 82) (L. D. 192)

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 Establishing a State Probation and Parole System" (S. P. 83) (L. D. 193)

Came from the Senate referred to the Committee on Judiciary.

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

Bill "An Act Clarifying the Boxing Law" (S. P. 84) (L. D. 194)

Came from the Senate referred to the Committee on Legal Affairs.

In the House, referred to the Committee on Legal Affairs in concurrence.

From the Senate:

Resolve Authorizing the State Tax Assessor to Convey by Sale the Interest of the State in Certain Lands in the Unorganized Territory (S. P. 85) (L. D. 195)

Came from the Senate referred to the Committee on Natural Resources.

In the House, referred to the Committee on Natural Resources in concurrence.

From the Senate:

Bill "An Act relating to Registration of Podiatrists" (S. P. 86) (L. D. 196)

Came from the Senate referred to the Committee on Public Health.

In the House, referred to the Committee on Public Health in concurrence.

From the Senate:

Bill "An Act to Correct Inconsistencies in Maine State Retirement System Law" (S. P. 87) (L. D. 197)

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 Salary of Judge of the Lewiston Municipal Court" (S. P. 88) (L. D. 198)

Bill "An Act relating to Salary of the Recorder and Clerk Hire of the Lewiston Municipal Court" (S. P. 89) (L. D. 199)

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.

From the Senate:

Bill "An Act relating to Weight Tolerances for Motor Vehicles Car-

rying Firewood, Pulpwood, Logs or Bolts" (S. P. 90) (L. D. 200)

Bill "An Act relating to Instruction Permits to Drive Motor Vehicles" (S. P. 91) (L. D. 201)

Came from the Senate referred to the Committee on Transportation.

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

Senate Report of Committee Non-Concurrent Matter

Bill "An Act relating to Definition of Redevelopment Project under Slum Clearance and Redevelopment Authority Law" (H. P. 136) (L. D. 174) which was referred to the Committee on Legal Affairs in the House on January 23.

Came from the Senate referred to the Committee on Judiciary in non-concurrence.

In the House: On motion of Mr. Miller of Portland, the House voted to recede and concur with the Senate.

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:

Appropriations and Financial Affairs

Bill "An Act to Reactivate a Maine Committee on Problems of the Mentally Retarded" (H. P. 195) (Presented by Miss Cormier of Rumford)

(Ordered Printed)

Bill "An Act relating to Travel Expenses of Members of Legislature" (H. P. 196) (Presented by Mr. Haughn of Bridgton)

(Ordered Printed)

Resolve in favor of Providing an Organic Chemistry Laboratory and Chemistry and Chemical Engineering Equipment at the University of Maine (H. P. 197) (Presented by Miss Cormier of Rumford)

(Ordered Printed)

Sent up for concurrence.

Business Legislation

Bill "An Act relating to Definition of Real Estate Brokers" (H. P. 198)

(Presented by Mr. Fuller of South Portland)

(Ordered Printed)

Bill "An Act relating to Powers of Directors of Credit Unions" (H. P. 199) (Presented by Mr. Rancourt of Lewiston)

(Ordered Printed)

Bill "An Act relating to Maximum Amount Held by a Member of a Credit Union" (H. P. 200) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act relating to Certain Fees Payable to Insurance Commissioner" (H. P. 201) (Presented by Mr. Shaw of Bingham)

(Ordered Printed)

Sent up for concurrence.

Claims

Resolve to Reimburse the Town of Waldoboro for Aid Extended to Leverett Carter (H. P. 202) (Presented by Mr. Walter of Waldoboro)

(Ordered Printed)

Resolve to Reimburse the Town of Oakland for Supplies Furnished Ervin C. Palmer (H. P. 203) (Presented by Mr. Bartlett of Belgrade Lakes)

Resolve in favor of Sidney Bragdon of New Gloucester for Damage by Escapees from Pownal State School (H. P. 204) (Presented by Mr. Edwards of Raymond)

Resolve in favor of John W. Hodgman of South Windham (H. P. 205) (Presented by Mr. Hoyt of Gorham)

Sent up for concurrence.

Inland Fisheries and Game

Bill "An Act relating to Closed Time on Deer in Long Island Plantation" (H. P. 206) (Presented by Mr. Graves of Mount Desert)

(Ordered Printed)

Bill "An Act relating to Free Hunting and Fishing Licenses for Members of Armed Forces Home on Leave" (H. P. 207) (Presented by Mr. Hendsbee of Madison)

(Ordered Printed)

Bill "An Act relating to Open Season on Muskrat in Parts of Oxford County" (H. P. 208) (Presented by Mr. LaCasce of Fryeburg)

(Ordered Printed)

Bill "An Act relating to Rabbit Hunting in Kennebec County" (H. P.

209) (Presented by Mr. Maxwell of Winthrop)

(Ordered Printed)

Resolve Opening Millimagasset Lake, Penobscot County to Ice Fishing (H. P. 210) (Presented by Mr. Brewer of Caribou)

(Ordered Printed)

Resolve Regulating Ice Fishing in Lower Chain Lake, Washington County (H. P. 211) (Presented by Mr. Frazier of Lee)

(Ordered Printed)

Resolve Regulating Ice Fishing in Lombard Lake and Upper Sysladobsis Lake, Penobscot County (H. P. 212) (Presented by same gentleman)

(Ordered Printed)

Resolve Regulating Ice Fishing in Middle Chain Lake and Upper Chain Lake, Hancock County (H. P. 213) (Presented by same gentleman)

(Ordered Printed)

Resolve Regulating Fishing in Grace Pond, Somerset County (H. P. 214) (Presented by Mr. Hendsbee of Madison)

(Ordered Printed)

Resolve Regulating Ice Fishing on Lake Christopher, Oxford County (H. P. 215) (Presented by Mr. Saunders of Bethel)

(Ordered Printed)

Sent up for concurrence.

Judiciary

Bill "An Act relating to Unlawful Injuring of or Tampering with Aircraft" (H. P. 216) (Presented by Mr. Maxwell of Winthrop)

(Ordered Printed)

Bill "An Act relating to Elections in Towns" (H. P. 217) (Presented by Mr. Walker of Auburn)

(Ordered Printed)

Bill "An Act relating to Duties of Town Clerks Concerning Vital Statistics" (H. P. 218) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act relating to Absent Voting" (H. P. 219) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act to Ratify and Make Valid the Incorporation of the Trustees of the Charity and Hall Fund of Riverside Lodge No. 135, F. and A. M., of Jefferson" (H. P. 220)

(Presented by Mr. Walter of Waldoboro)

(Ordered Printed)

Bill "An Act Providing for Certified Mail under Small Claims Law" (H. P. 221) (Presented by Mr. Whiting of Skowhegan by request)

(Ordered Printed)

Sent up for concurrence.

Labor

Bill "An Act relating to Application of Workmen's Compensation Act to Certain Employers" (H. P. 222) (Presented by Mr. Hickey of Biddeford)

(750 copies Ordered Printed)

Bill "An Act relating to Costs of Witness and Attorney Fees under Workmen's Compensation Act" (H. P. 223) (Presented by same gentleman)

(750 copies Ordered Printed)

Bill "An Act relating to Appeals in Workmen Compensation Cases" (H. P. 224) (Presented by same gentleman)

(750 copies Ordered Printed)

Sent up for concurrence.

Legal Affairs

Bill "An Act to Amend the Charter of the City of Hallowell re Nominations and Elections" (H. P. 225) (Presented by Mr. Vaughan of Hallowell)

(Ordered Printed)

Bill "An Act to Amend the Charter of the City of Hallowell Relating to the Election of the City Marshal and Street Commissioner by the City Council" (H. P. 226) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act relating to Hours for Public Dance Halls" (H. P. 227) (Presented by same gentleman by request)

(Ordered Printed)

Sent up for concurrence.

Liquor Control

Bill "An Act relating to Certain Definitions under Liquor Law" (H. P. 228) (Presented by Mr. Pierce of Bucksport)

(750 copies Ordered Printed)

Sent up for concurrence.

Public Utilities

Bill "An Act to Incorporate the Canton Water District" (H. P. 229)

(Presented by Mr. Cole of Sumner)
(Ordered Printed)

Bill "An Act Creating the Lime-stone Utility District" (H. P. 230)
(Presented by Mr. Johnson of Stockholm)

(Ordered Printed)

Bill "An Act relating to Salaries and Powers of Trustees of Livermore Falls Water District" (H. P. 231) (Presented by Mr. Kinch of Livermore Falls)

(Ordered Printed)

Bill "An Act relating to the Winthrop Sewer System" (H. P. 232)
(Presented by Mr. Maxwell of Winthrop)

(Ordered Printed)

Sent up for concurrence.

Retirements and Pensions

Resolve Granting a Pension to Katharine M. Rolfe of Bridgton (H. P. 233) (Presented by Mr. Haughn of Bridgton)

(Ordered Printed)

Resolve Providing for State Pension for Herman Johnson of Stockholm (H. P. 234) (Presented by Mr. Johnson of Stockholm)

(Ordered Printed)

Resolve Providing for a State Pension for Robert McFarland of Bradford (H. P. 235) (Presented by Mr. Rich of Charleston)

(Ordered Printed)

Resolve Providing for State Pension for George DeWitt of Bradford (H. P. 236) (Presented by same gentleman)

(Ordered Printed)

Resolve Providing for a State Pension for Mrs. Elizabeth Fortier, of Middleboro, Massachusetts (H. P. 237) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

Sea and Shore Fisheries

Bill "An Act relating to Taking and Use of Herring under Four Inches in Length" (H. P. 238) (Presented by Mr. Baird of North Haven)

(Ordered Printed)

Bill "An Act relating to the Measuring of Herring" (H. P. 239) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Repealing Law Relating to Use of Artificial Light in Taking Herring" (H. P. 240) (Pre-

sented by same gentleman by request)

(Ordered Printed)

Resolve Repealing Law Relating to Taking of Herring in Town of Cutler (H. P. 241) (Presented by same gentleman by request)

(Ordered Printed)

Sent up for concurrence.

Taxation

Bill "An Act Assessing a Poll Tax on Females" (H. P. 242) (Presented by Mr. Smith of Portland)

(750 copies Ordered Printed)

Bill "An Act Exempting Persons Sixty Years of Age from Poll Tax" (H. P. 243) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

Towns and Counties

Bill "An Act Increasing Salaries of Judge and Recorder of Piscataquis Municipal Court" (H. P. 244) (Presented by Mr. Edgerly of Sangerville)

(Ordered Printed)

Bill "An Act Increasing Salaries of County Officers and Clerk Hire in Piscataquis County" (H. P. 245) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Increasing Salary of Recorder of Norway Municipal Court" (H. P. 246) (Presented by Mr. LaCasce of Fryeburg)

(Ordered Printed)

Bill "An Act to Increase the Salaries of the Judge and Recorder of Madawaska Municipal Court" (H. P. 247) (Presented by Mr. Rowe of Madawaska)

(Ordered Printed)

Bill "An Act relating to Fees of Town Clerks" (H. P. 248) (Presented by Mr. Walker of Auburn)

(Ordered Printed)

Bill "An Act relating to Fees to Town Clerks or Certified Copies of Election Check Lists" (H. P. 249) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act relating to Statement of Contributions and Expenses by Certain Municipal Candidates" (H. P. 250) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

Transportation

Bill "An Act relating to Persons Operating Farm Tractors" (H. P. 251) (Presented by Mr. Brewer of Caribou)

(Ordered Printed)

Bill "An Act relating to Maintaining Financial Responsibility in Motor Vehicle Accidents" (H. P. 252) (Presented by Mr. Curtis of Bowdoinham)

(Ordered Printed)

Bill "An Act relating to Aircraft Dealer Registration Certificates" (H. P. 253) (Presented by Mr. Maxwell of Winthrop)

(Ordered Printed)

Sent up for concurrence.

Passed to Be Enacted Emergency Measure

Resolve to Aid Settlement of Hungarian Refugees in Maine (S. P. 110) (L. D. 221)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a division was had. 145 voted in favor of same and none against, and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

Orders of the Day

The SPEAKER: The Chair lays before the House the first tabled and today assigned matter, Bill "An Act relating to Procedure to Repair or Demolish Buildings after Fire", House Paper 25, Legislative Document 30, tabled on January 24 by the gentleman from Portland, Mr. Childs, pending third reading.

The Bill was given its third reading.

The SPEAKER: The gentleman from Portland, Mr. Childs, offers House Amendment "A" and moves its adoption. The Clerk will read House Amendment "A".

House Amendment "A" was read by the Clerk as follows:

HOUSE AMENDMENT "A" to H. P. 25, L. D. 30, Bill "An Act relating

to procedure to repair or demolish buildings after fire."

Amend said bill by striking out the period at the end and inserting in place thereof the following:

' or the court may authorize the town to cause such building or premises to be forthwith repaired, torn down or demolished and such materials removed and all dangerous conditions remedied, as the case may be, at the expense of the town in which such property is situated; and if the owner thereof, within 30 days after notice in writing of the amount of such expense, fails, neglects or refuses to repay said town the expense thereby incurred, a special tax may be assessed by the assessors against the land on which said building was located for the amount of such expenses, and such amount shall be included in the next annual warrant to the tax collector of said town for collection, and shall be collected in the same manner as other state, county and municipal taxes are collected.'

Thereupon, House Amendment "A" was adopted, and the Bill as amended by House Amendment "A" was passed to be engrossed and sent to the Senate.

The SPEAKER: Continuing under Orders of the Day, the Chair lays before the House the second tabled and today assigned matter, Bill "An Act relating to Payment of Salaries of Members of the Legislature," Senate Paper 111, Legislative Document 238, tabled on January 29 by the gentlewoman from Presque Isle, Mrs. Christie, pending reference.

On motion of the gentlewoman from Presque Isle, Mrs. Christie, under suspension of the rules, the Bill was given its three several readings without reference to any Committee, and passed to be engrossed in concurrence.

On motion of Mr. Beane of Augusta,

Adjourned until one o'clock tomorrow afternoon.