

# 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

Thursday, January 31, 1957

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

Prayer by the Rev. Mr. Richard Hulburt of Hallowell.

The journal of the previous session was read and approved.

### Papers from the Senate

From the Senate:

Resolve in favor of the Maine Historical Society (S. P. 92) (L. D. 223)

Resolve for Purchase of Copies of Six "Maine Province and Court Records, Volume IV" (S. P. 93) (L. D. 224)

Resolve providing for a Traveling Clinic for Education of Mentally Retarded Children (S. P. 94) (L. D. 222)

Came from the Senate referred to the Committee on Appropriations and Financial Affairs.

In the House, referred to the Committee on Appropriations and Financial Affairs in concurrence.

From the Senate:

Resolve in favor of Adrian Plouffe of Webster (S. P. 115)

Resolve to Reimburse Bragdon's Funeral Home, Ellsworth (S. P. 116)

Came from the Senate referred to the Committee on Claims.

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

From the Senate:

Resolve Proposing an Amendment to the Constitution to Provide for Election of Members of the Executive Council (S. P. 95) (L. D. 225)

Came from the Senate referred to the Committee on Constitutional Amendments.

In the House, referred to the Committee on Constitutional Amendments in concurrence.

From the Senate:

Bill "An Act Combining Use of State Aid and Town Road Improvement Funds" (S. P. 96) (L. D. 226)

Came from the Senate referred to the Committee on Highways.

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

From the Senate:

Bill "An Act relating to Sunday Hunting" (S. P. 97) (L. D. 227)

Resolve Regulating Fishing in Cupsuptic River and Tributaries, Oxford County (S. P. 98) (L. D. 228)

Resolve Regulating Fishing in Little Ellis Pond, Oxford County (S. P. 99) (L. D. 229)

Resolve Regulating Fishing in Howard Pond, Oxford County (S. P. 100) (L. D. 230)

Resolve Regulating Fishing in Umbagog Lake, Oxford County (S. P. 101) (L. D. 231)

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 Increasing Debt Limit under Small Claims Law" (S. P. 102) (L. D. 232)

Bill "An Act relating to Persons Subject to Imprisonment for Life" (S. P. 103) (L. D. 233)

Came from the Senate referred to the Committee on Judiciary.

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

From the Senate:

Bill "An Act relating to Union Highway Districts" (S. P. 104) (L. D. 234)

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:

Bill "An Act relating to Charges for Treatment for Patients in State Sanatoriums" (S. P. 105) (L. D. 235)

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 relating to the Appointment of a Deputy Commissioner of Inland Fisheries and Game" (S. P. 106) (L. D. 236)

Came from the Senate referred to the Committee on State Government.

In the House, referred to the Committee on State Government in concurrence.

Bill "An Act relating to Municipal Accounting and Audit" (S. P. 107) (L. D. 237)

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.

#### **Senate Report of Committee Ought to Pass**

Report of the Committee on Highways reporting "Ought to pass" on Bill "An Act to Allocate Money from the General Highway Fund for State Aid Construction" (S. P. 19) (L. D. 1)

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed.

In the House, the Report was read and accepted in concurrence, the Bill read twice and assigned the next legislative day.

The following paper from the Senate not on the Advance Journal:

From the Senate: The following Order:

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, February 5, 1957, at ten o'clock in the morning. (S. P. 142)

Came from the Senate read and passed.

In the House, the Order was read and passed 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:

##### **Agriculture**

Bill "An Act Creating the Maine Commercial Food Law" (H. P. 254) (Presented by Mr. Brockway of Milo)

(750 copies Ordered Printed)

Sent up for concurrence.

#### **Appropriations and Financial Affairs**

Bill "An Act relating to Pollution Survey" (H. P. 255) (Presented by Mr. Browne of Bangor)

(1,000 copies Ordered Printed)

Bill "An Act to Provide for Technical Assistance by Water Improvement Commission to Municipalities" (H. P. 256) (Presented by same gentleman)

(1,000 copies Ordered Printed)

Bill "An Act relating to Pollution Abatement" (H. P. 257) (Presented by same gentleman)

(1,000 copies Ordered Printed)

Bill "An Act Increasing Pensions of Elderly Teachers" (H. P. 258) (Presented by Mr. Fuller of South Portland)

(Ordered Printed)

Bill "An Act Repealing the Assessment of Towns for Aid to Dependent Children" (H. P. 259) (Presented by Mr. Hathaway of Columbia Falls)

(Ordered Printed)

Resolve in favor of Construction of Physics Building at the University of Maine (H. P. 260) (Presented by Mr. Fuller of South Portland)

(Ordered Printed)

Sent up for concurrence.

#### **Business Legislation**

Bill "An Act Amending Laws Relating to Loan and Building Associations" (H. P. 261) (Presented by Mr. Beane of Augusta)

(Ordered Printed)

Bill "An Act relating to Fees for Certain Licenses under Real Estate Law" (H. P. 262) (Presented by Mr. Jones of South Portland)

(Ordered Printed)

Sent up for concurrence.

#### **Claims**

Resolve to Reimburse Chester Sargent of Bridgewater (H. P. 263) (Presented by Mr. Jewell of Monticello)

Resolve in favor of Philip Krisilos, of Portland (H. P. 264) (Presented by Mr. Miller of Portland)

Sent up for concurrence.

#### **Education**

Bill "An Act relating to Special Milk Program for Children in

Schools" (H. P. 265) (Presented by Mr. Carter of Newport)  
(Ordered Printed)

Bill "An Act relating to Supervisors in Department of Education to Assist Teachers" (H. P. 265) (Presented by Mr. Fuller of South Portland)  
(Ordered Printed)

Bill "An Act Repealing Obsolete Laws Relating to Industrial or Mechanical Drawing and Manual Training" (H. P. 267) (Presented by Mr. Mathieson of Montville)  
(Ordered Printed)

Bill "An Act Revising the Law Relating to Aid for Driver Education" (H. P. 268) (Presented by Mr. Maynard of Portland)  
(Ordered Printed)

Resolve Creating the Maine Practical Nurse Training Scholarship Fund (H. P. 269) (Presented by Mrs. Mann of Paris)  
(Ordered Printed)  
Sent up for concurrence.

#### Highways

Bill "An Act relating to Disposal Forfeitures in Certain Motor Vehicle Violations" (H. P. 270) (Presented by Mr. Emmons of Kennebunk)  
(Ordered Printed)

Bill "An Act relating to Disposal of Fines in Certain Motor Vehicle Violations" (H. P. 271) (Presented by same gentleman)  
(Ordered Printed)

Bill "An Act Discontinuing Bridge over Aroostook River at Fort Fairfield as a Public Highway" (H. P. 272) (Presented by Mr. Hersey of Fort Fairfield)  
(Ordered Printed)  
Sent up for concurrence.

#### Inland Fisheries and Game

Bill "An Act relating to the Wells and York Game Preserve" (H. P. 273) (Presented by Mr. Hancock of York)  
(Ordered Printed)

Bill "An Act relating to Notification to Trappers of Land Closed to Beaver Trapping" (H. P. 274) (Presented by Mr. Harris of Greenville)  
(Ordered Printed)

Resolve Regulating Fishing in West Branch Ponds and Tributa-

ries, Piscataquis County (H. P. 275) (Presented by same gentleman)  
(Ordered Printed)

Resolve Opening Abbee Pond, Piscataquis County, to Ice Fishing (H. P. 276) (Presented by same gentleman)  
(Ordered Printed)

Resolve Regulating Taking of Alewives from Dyer River, Lincoln County (H. P. 277) (Presented by Mr. Walter of Waldoboro)  
(Ordered Printed)  
Sent up for concurrence.

#### Judiciary

Bill "An Act relating to Waiver of Provisions of Will by Executor or Administrator of Widow or Widower" (H. P. 278) (Presented by Mr. Walker of Auburn)  
(Ordered Printed)

Bill "An Act relating to Depositions in Probate Courts" (H. P. 279) (Presented by same gentleman)  
(Ordered Printed)  
Sent up for concurrence.

#### Legal Affairs

Bill "An Act Authorizing Caribou Hospital District to Convey Certain Land" (H. P. 280) (Presented by Mr. Brewer of Caribou)  
(Ordered Printed)

Bill "An Act Ratifying Certain Ordinances and By-Laws of Town of Kittery" (H. P. 281) (Presented by Mrs. Burnham of Kittery)  
(Ordered Printed)

Bill "An Act relating to Reciprocity under Veterinarian Law" (H. P. 282) (Presented by Mr. Fuller of South Portland)  
(Ordered Printed)

Bill "An Act Permitting Towns to Collect Sewer Charges" (H. P. 283) (Presented by Mr. Hancock of York)  
(Ordered Printed)

Bill "An Act Amending the Charter of the City of Brewer High School District" (H. P. 284) (Presented by Mr. Lindsay of Brewer)  
(Ordered Printed)

Bill "An Act relating to Construction of School Bus Garage for Town of Orland School District" (H. P. 285) (Presented by Mr. Pierce of Bucksport)  
(Ordered Printed)

Bill "An Act relating to Borrowing Capacity of Town of Orland School District" (H. P. 286) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Increasing Indebtedness of George H. Robertson School District of Belfast" (H. P. 287) (Presented by Mr. Rollins of Belfast)

(Ordered Printed)

Sent up for concurrence.

### Public Health

Bill "An Act relating to Packing of Food" (H. P. 288) (Presented by Mr. Brockway of Milo)

(Ordered Printed)

Bill "An Act relating to Depositing Carcass of Domestic Fowl to Cause Nuisance" (H. P. 289) (Presented by Mr. Childs of Portland)

(Ordered Printed)

Sent up for concurrence.

### Public Utilities

Bill "An Act Amending the Charter of the Sanford Sewerage District" (H. P. 290) (Presented by Mr. Letourneau of Sanford)

(Ordered Printed)

Sent up for concurrence.

### Sea and Shore Fisheries

Bill "An Act relating to Taking Herring under Four Inches in Length" (H. P. 291) (Presented by Mr. Frost of Perry)

(Ordered Printed)

Bill "An Act relating to Legal Length of Scallops" (H. P. 292) (Presented by Mr. Libby of Camden)

(Ordered Printed)

Sent up for concurrence.

### Taxation

Bill "An Act Exempting Animal Welfare Societies from Sales Tax" (H. P. 293) (Presented by Mr. Browne of Bangor)

(Ordered Printed)

Bill "An Act relating to Cigarette Stamp Discounts to Licensed Distributors" (H. P. 294) (Presented by Mr. Hanscomb of South Portland.)

(Ordered Printed)

Sent up for concurrence.

### Towns and Counties

Bill "An Act to Increase Salary of Clerk of Courts of York County"

(H. P. 295) (Presented by Mr. Desmarais of Sanford)

(Ordered Printed)

Bill "An Act Increasing Salary of Recorder of Sanford Municipal Court" (H. P. 296) (Presented by Mr. Letourneau of Sanford)

(Ordered Printed)

Bill "An Act Increasing Salary of Judge of Sanford Municipal Court" (H. P. 297) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act relating to Rental for Dexter Municipal Court" (H. P. 298) (Presented by Mr. Roberts of Dexter)

(Ordered Printed)

Bill "An Act to Increase Salaries of Judge and Recorder of Van Buren Municipal Court" (H. P. 299) (Presented by Mr. Violette of Van Buren)

(Ordered Printed)

Sent up for concurrence.

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

### Transportation

#### Tabled and Assigned

Bill "An Act relating to Speed of Commercial Vehicles" (H. P. 300) (Presented by Mr. Browne of Bangor)

(On motion of Mr. Browne of Bangor, tabled pending reference to a Committee, ordered printed and specially assigned for Tuesday next.)

### Veterans and Military Affairs

Resolve in favor of Willis L. Cushing of Portland, Maine (H. P. 301) (Presented by Mr. Childs of Portland)

(Ordered Printed)

"Resolve in favor of Procuring Testimonials for the Purpose of Marking the Unmarked Graves of the Soldiers of the Revolutionary War" (H. P. 302) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

### Welfare

Resolve Authorizing Henry L. Barker to Pay Certain Monies to

Credit of Penobscot Indian Fund  
(H. P. 303) (Presented by Mr. Lat-  
no of Old Town)

(Ordered Printed)

Sent up for concurrence.

#### **House Reports of Committees Leave to Withdraw**

Mr. Wade from the Committee on Business Legislation on Bill "An Act relating to Fees to be Paid to Insurance Commissioner for Division of Fire Prevention" (H. P. 29) (L. D. 42) reported Leave to Withdraw.

Report was read and accepted and sent up for concurrence.

#### **Tabled and Assigned**

Mr. Jack from the Committee on Claims reported "Ought not to pass" on Resolve to Compensate William H. Barker of Waterford for Injuries While Training with National Guard (H. P. 18) (L. D. 23)

Report was read.

(On motion of Mr. Saunders of Bethel, the Report with accompanying papers was tabled pending acceptance of the Report and specially assigned for Wednesday, February 6.)

#### **Ought To Pass Printed Bills**

Mr. Foss from the Committee on Claims reported "Ought to pass" on Resolve in favor of Georgianna Berthiaume of Oakland (H. P. 47) (L. D. 315)

Mr. Cote from the Committee on Legal Affairs reported same on Bill "An Act relating to Indebtedness of Dover-Foxcroft School District" (H. P. 51) (L. D. 73)

Mr. Maxwell from same Committee reported same on Bill "An Act Amending the Charter of the City of Gardiner" (H. P. 52) (L. D. 72)

Mr. Allen from the Committee on Transportation reported same on Bill "An Act relating to Registration of Fire Department Vehicles" (H. P. 82) (L. D. 108)

Reports were read and accepted, the Bills read twice, Resolve read once, and assigned the next legislative day.

#### **Tabled**

Mr. Hersey from the Committee on Transportation reported "Ought to Pass" on Bill "An Act Revising Law Relating to Dealer and Transit Motor Vehicle Registration" (H. P. 41) (L. D. 54)

Report was read.

(On motion of Mr. Hersey of Fort Fairfield, the Report with accompanying papers was tabled pending acceptance of the Report and unassigned.)

#### **Orders of the Day**

The gentleman from Bath, Mr. Ross, was granted unanimous consent to address the House.

Mr. ROSS: Mr. Speaker and Members of the House: Yesterday morning there was a meeting of the House Chairmen of all Committees. It was suggested and discussed at some length that for the next few weeks to expedite our proceedings we have afternoon sessions on Wednesday commencing at one o'clock instead of ten o'clock in the morning.

This would allow two groups of hearings on that day. Hearings could commence at ten o'clock in the morning, then we would have our meeting at one o'clock in the afternoon and more hearings at two-thirty. Not only would this get in more hearings, but it would help in preventing conflicts for people who have two or more committees or people who have bills of their own to be heard; and further, it would give more people who come from farther away more of an opportunity to sit in at our hearings and also observe our legislative proceedings.

The Chairmen voted unanimously to go along with this suggestion for about four weeks starting next week. Now unfortunately, because of a prior commitment of the Appropriations Committee which has a hearing on the University of Maine that not only is a very important hearing but will be very well attended, and furthermore incorporates certain social functions such as a tea for which the plans have already been made; so it is impossible to start this schedule next week, but tentatively we are

planning to start the week after  
with Wednesday afternoon sessions  
instead of Wednesday morning.  
Thank you very much.

On motion of Mr. Beyer of Cape  
Elizabeth,

Adjourned until Tuesday, Febru-  
ary 5, at ten o'clock in the morn-  
ing.