

# 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, February 6, 1957

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

Prayer by the Rev. Mr. Austin H. Wright of Augusta.

The journal of the previous session was read and approved.

**Papers from the Senate**

From the Senate: The following Communication: (S. P. 108)

**STATE OF MAINE****SUPREME JUDICIAL COURT**

Augusta

January 28, 1957

The Honorable Chester T. Winslow  
Secretary of the Senate  
State House  
Augusta, Maine

Dear Mr. Winslow:

On behalf of the Judicial Council, I am delivering herewith their Report to the 98th Legislature made pursuant to the provisions of Chapter 77 of the Resolves of 1955 entitled "Resolve Requesting Judicial Council to Study Certain Problems."

Attached to the Report are (1) the report of the subcommittee of the Council, (2) supplemental report covering "specific legislative proposals" with draft of bill relating to transfer of domestic relation problems from Superior to Probate Courts.

When and if the draft of bill is printed, will you kindly send to George A. Cowan, Esq., Secretary of Judicial Council, Wiscasset, Maine 15 copies for distribution among members of the Council.

Respectfully yours,

(Signed) ROBERT B. WILLIAMSON

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:

Bill "An Act Reestablishing the State Museum" (S. P. 144) (L. D. 342)

Resolve in favor of Animal-Poultry Science Building at University of Maine (S. P. 143) (L. D. 346)

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:

Bill "An Act relating to Joint Bank Accounts and Joint Building and Loan Shares" (S. P. 145) (L. D. 343)

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 Amending the Act of Incorporation of the Associated Hospital Service of Maine" (S. P. 146) (L. D. 344)

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 Taking of Alewives in the Town of Pembroke, Washington County" (S. P. 147) (L. D. 345)

Came from the Senate referred to the Committee on Sea and Shore Fisheries.

In the House, referred to the Committee on Sea and Shore Fisheries in concurrence.

From the Senate:

Bill "An Act relating to the Use of Public Ways and Parking Areas Maintained by the State at the Seat of Government" (S. P. 148) (L. D. 348)

Bill "An Act relating to Fortnightly Payment of Salaries and Wages to State Officers and Employees" (S. P. 149) (L. D. 349)

Bill "An Act relating to the Department of Finance and Administration" (S. P. 150) (L. D. 347)

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

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

From the Senate:

Bill "An Act relating to Fees for Jurors" (S. P. 151) (L. D. 351)

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 Registration of Farm Tractors" (S. P. 152) (L. D. 350)

Came from the Senate referred to the Committee on Transportation.

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

### **Senate Reports of Committees Ought to Pass**

Report of the Committee on Judiciary reporting "Ought to Pass" on Bill "An Act relating to Duties of Assistant County Attorney in Waiver of Indictment" (S. P. 43) (L. D. 59)

Report of same Committee reporting same on Resolve relating to Sale of Digest of Opinions of the Law Court (S. P. 35) (L. D. 37)

Report of same Committee reporting same on Resolve relating to Sale and Distribution of Index to Private and Special Laws (S. P. 36) (L. D. 38)

Report of the Committee on Legal Affairs reporting same on Bill "An Act Regulating Traffic by Council of Town of Bar Harbor" (S. P. 37) (L. D. 39)

Came from the Senate with the Reports read and accepted and the Bills and Resolves passed to be engrossed.

In the House, Reports were read and accepted in concurrence, the Bills read twice, Resolves read once and tomorrow assigned.

### **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 relating to Teachers for Mentally Retarded Children"

(H. P. 336) (Presented by Miss Cormier of Rumford)

(Ordered Printed)

Resolve Appropriating Money for Forest Rehabilitation (H. P. 337) (Presented by Mr. Bruce of Buxton)

(Ordered Printed)

Resolve in favor of Town of Newport, Penobscot County (H. P. 338) (Presented by Mr. Carter of Newport)

(Ordered printed)

Resolve in favor of Completion of the Library, Science and Classroom Building at Gorham State Teachers College (H. P. 339) (Presented by Mr. Fuller of South Portland)

(Ordered Printed)

Sent up for concurrence.

### **Business Legislation**

Bill "An Act relating to Borrowing by Federal Employees' Credit Union of Maine" (H. P. 340) (Presented by Mr. Rancourt of Lewiston)

(Ordered Printed)

Bill "An Act relating to Number of Shares Held by Members of Federal Employees' Credit Union of Maine" (H. P. 341) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act relating to Investment of Municipal Trust Funds" (H. P. 342) (Presented by Mr. Stanley of Bangor)

(Ordered Printed)

Bill "An Act relating to Clarification of Saving Bank Investments" (H. P. 343) (Presented by Mr. Wade of Auburn)

(Ordered Printed)

Sent up for concurrence.

### **Claims**

Resolve to Reimburse Towns of Smithfield and Mercer (H. P. 344) (Presented by Mr. Hilton of Anson)

(Ordered Printed)

Resolve to Reimburse Old Town School Department for Tuition for Children Living on Indian Island (H. P. 345) (Presented by Mr. Latino of Old Town)

(Ordered Printed)

Resolve to Reimburse Ella Braley of Belfast (H. P. 346) (Presented by Mr. Rollins of Belfast)

(Ordered Printed)

Resolve to Reimburse Town of Mercer for Supplies Furnished Orlando Hunnewell (H. P. 347) (Presented by Mr. Hilton of Anson)  
Sent up for concurrence.

#### **Constitutional Amendments**

Resolve Proposing an Amendment to the Constitution to Abolish the Governor's Council (H. P. 348) (Presented by Mr. Dudley of Enfield)  
(750 copies Ordered Printed)  
Sent up for concurrence.

#### **Education**

Bill "An Act relating to Fees of and Duty of Department of Education Concerning Schools of Barbering and Hairdressing and Beauty Culture" (H. P. 349) (Presented by Mr. Hanson of Gardiner)  
(750 copies Ordered Printed)  
Bill "An Act Establishing Poetry Day in Maine" (H. P. 350) (Presented by Mr. Crockett of Freeport)  
(Ordered Printed)  
Sent up for concurrence.

#### **Highways**

Resolve in favor of the Town of Hermon (H. P. 351) (Presented by Mr. Leathers of Hermon)  
(Ordered Printed)  
Sent up for concurrence.

#### **Inland Fisheries and Game**

Bill "An Act relating to Rabbit Hunting in Washington County" (H. P. 352) (Presented by Mr. Andrews of Jonesboro)  
(Ordered Printed)  
Bill "An Act relating to Hunting for Raccoons at Night" (H. P. 353) (Presented by Mr. Bruce of Buxton)  
(Ordered Printed)  
Bill "An Act relating to Free Fishing Licenses to Residents Seventy-Five Years of Age" (H. P. 354) (Presented by Mr. Hughes of St. Albans)  
(Ordered Printed)  
Bill "An Act relating to Rabbit Hunting in Waldo County" (H. P. 355) (Presented by Mr. Rollins of Belfast)  
(Ordered Printed)  
Bill "An Act relating to Rabbit Hunting in Hancock County" (H. P. 356) (Presented by Mr. Tarbox of Gouldsboro)  
(Ordered Printed)

Resolve Regulating Fishing in Tributaries of Chain of Ponds, Franklin County (H. P. 357) (Presented by Mr. Carville of Eustis)  
(Ordered Printed)

Resolve Regulating Fishing in Weymouth Pond and Mower Pond, Penobscot County (H. P. 358) (Presented by Mr. Roberts of Dexter)  
(Ordered Printed)

Resolve Closing Waters near Grand Lake Stream Dam to Fishing (H. P. 359) (Presented by Mr. Wheaton of Princeton)  
(Ordered Printed)

Resolve Regulating Fishing in Grand Lake Stream, Washington County (H. P. 360) (Presented by same gentleman)  
(Ordered Printed)  
Sent up for concurrence.

#### **Judiciary**

Bill "An Act relating to the Visible Indication of Elapsed Time on Parking Meters" (H. P. 361) (Presented by Mr. Brown of Ellsworth)  
(750 copies Ordered Printed)

Bill "An Act relating to Discontinued Schoolhouse Lots" (H. P. 362) (Presented by Mr. Broderick of Portland)  
(Ordered Printed)

Bill "An Act relating to Appointment of Trial Justices" (H. P. 363) (Presented by same gentleman)  
(Ordered Printed)

Bill "An Act relating to Negotiable Instruments for Uncompleted Agreements" (H. P. 364) (Presented by Mrs. Burnham of Kittery)  
(Ordered Printed)

Bill "An Act relating to Duties of State Liquor Inspectors" (H. P. 365) (Presented by Mr. Crockett of Freeport)  
(Ordered Printed)

Bill "An Act relating to Negligently Operating a Motor Vehicle so as to Cause Death" (H. P. 366) (Presented by Mr. Hancock of York)  
(Ordered Printed)

Bill "An Act Repealing the Incorporation of the Master, Wardens and Members of Freeport Lodge" (H. P. 367) (Presented by Mrs. Knapp of Yarmouth by request)  
(Ordered Printed)

Bill "An Act Increasing Civil Jurisdiction of Municipal Courts" (H. P. 368) (Presented by Mr. Quinn of Bangor)  
(Ordered Printed)

Bill "An Act relating to Acknowledgment and Validation of Certain Instruments" (H. P. 369) (Presented by Mr. Wade of Auburn)

(Ordered Printed)

Bill "An Act relating to Vacating Land Acquired by Municipalities" (H. P. 370) (Presented by same gentleman)

(Ordered Printed)

Resolve Authorizing Board of Bar Examiners to Permit Albert N. Tardif of Portland, to Take Bar Examination (H. P. 371) (Presented by Mr. Bruce of Buxton)

(Ordered Printed)

Sent up for concurrence.

### Labor

Bill "An Act relating to Dependency Allowances under Employment Security Law" (H. P. 372) (Presented by Mr. Couture of Lewiston)

(Ordered Printed)

Bill "An Act relating to Weekly Benefits for Total Unemployment under Employment Security Law" (H. P. 373) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

### Legal Affairs

Bill "An Act relating to Sick Leave Benefits for Employees of the Department of Public Works of the City of Lewiston" (H. P. 374) (Presented by Mr. Couture of Lewiston)

(Ordered Printed)

Bill "An Act relating to Vacancy in School Board in City of Eastport" (H. P. 375) (Presented by Mr. Frost of Perry)

(Ordered Printed)

Bill "An Act relating to Number and Revision of Wards in City of Eastport" (H. P. 376) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act relating to Vacancy in Board of Assessors in City of Eastport" (H. P. 377) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

### Legal Affairs

#### Tabled and Assigned

Bill "An Act Permitting Town of Naples to Construct Wharf" (H. P.

378) (Presented by Mr. Morrill of Harrison)

(On motion of Mr. Morrill of Harrison, tabled pending reference to a Committee, ordered printed and specially assigned for tomorrow.)

Bill "An Act relating to Holding Property by Home for Aged Men in Bangor" (H. P. 379) (Presented by Mr. Stanley of Bangor)

(Ordered Printed)

Bill "An Act relating to Appointment and Meetings of Trustees of Edward Little Institute" (H. P. 380) (Presented by Mr. Wade of Auburn)

(Ordered Printed)

Sent up for concurrence.

### Liquor Control

Bill "An Act relating to Sale of Certain Beverages to Minors" (H. P. 381) (Presented by Mrs. Burnham of Kittery)

(750 copies Ordered Printed)

Sent up for concurrence.

### Public Health

Bill "An Act relating to Aid to Public and Private Hospitals" (H. P. 382) (Presented by Mr. LaCasce of Fryeburg)

(Ordered Printed)

Sent up for concurrence.

### Public Utilities

Bill "An Act to Incorporate the Cumberland Water District" (H. P. 383) (Presented by Mr. Call of Cumberland)

(Ordered Printed)

Bill "An Act to Incorporate Bowdoinham Water District" (H. P. 384) (Presented by Mr. Curtis of Bowdoinham)

(Ordered Printed)

Bill "An Act relating to Cancellation of Motor Truck Authority" (H. P. 385) (Presented by Mr. Haughn of Bridgton)

(Ordered Printed)

Bill "An Act to Correct Errors in Laws Relating to Operation of Motor Vehicles for Profit" (H. P. 386) (Presented by Mr. Rollins of Belfast)

(Ordered Printed)

Bill "An Act to Incorporate the Mexico Sewer District" (H. P. 387)

(Presented by Mr. Thackeray of Mexico)

(Ordered Printed)

Sent up for concurrence.

#### Retirements and Pensions

Resolve Granting a Pension to Hubert E. Redding, South Berwick (H. P. 388) (Presented by Mr. Fuller of South Portland)

(Ordered Printed)

Resolve in favor of Mabelle K. Toole of Bangor (H. P. 389) (Presented by Mr. Quinn of Bangor)

(Ordered Printed)

Resolve Providing for an Increase in State Pension for Ina J. Alto of Jefferson (H. P. 390) (Presented by Mr. Walter of Waldoboro)

(Ordered Printed)

Sent up for concurrence.

#### Sea and Shore Fisheries

Bill "An Act relating to Licensing for Interstate Transportation of Lobsters" (H. P. 391) (Presented by Mrs. Burnham of Kittery by request)

(Ordered Printed)

Sent up for concurrence.

#### State Government

Bill "An Act relating to the Appointment of the State Humane Agents" (H. P. 392) (Presented by Mr. Stanley of Bangor)

(Ordered Printed)

Sent up for concurrence.

#### Taxation

Bill "An Act Repealing the Gasoline Road Tax on Motor Vehicles" (H. P. 399) (Presented by Mr. Beyer of Cape Elizabeth)

(Ordered Printed)

Bill "An Act relating to Property Tax Exemption for Benevolent and Charitable Institutions" (H. P. 400) (Presented by Mr. Bruce of Buxton)

(Ordered Printed)

Bill "An Act Exempting Packaging Materials Used by Custom Manufacturers from Sales Tax" (H. P. 401) (Presented by Mr. Couture of Lewiston)

(Ordered Printed)

Bill "An Act Exempting Sales of American Flag from Sales Tax"

(H. P. 402) (Presented by Mr. Plante of Old Orchard Beach)

(Ordered Printed)

Sent up for concurrence.

#### Towns and Counties

Bill "An Act to Establish a Polling Place on Chebeague Island, Cumberland County" (H. P. 393) (Presented by Mr. Call of Cumberland)

(Ordered Printed)

Bill "An Act to Increase Salaries of Judge and Recorder of Presque Isle Municipal Court" (H. P. 394) (Presented by Mrs. Christie of Presque Isle)

(Ordered Printed)

Bill "An Act Increasing Salary of Recorder of Eastport Municipal Court" (H. P. 395) (Presented by Mr. Frost of Perry)

(Ordered Printed)

Bill "An Act Providing for Clerk Hire for Fort Fairfield Municipal Court" (H. P. 396) (Presented by Mr. Hersey of Fort Fairfield)

(Ordered Printed)

Bill "An Act to Increase the Salaries of the County Commissioners and County Treasurer of Penobscot County" (H. P. 397) (Presented by Mr. Stanley of Bangor)

(Ordered Printed)

Bill "An Act relating to Payments of Salary of Judge of Hallowell Municipal Court" (H. P. 398) (Presented by Mr. Vaughan of Hallowell)

(Ordered Printed)

Sent up for concurrence.

#### Transportation

Bill "An Act to Revise Certain Motor Vehicle Laws" (H. P. 403) (Presented by Mr. Beyer of Cape Elizabeth)

(Ordered Printed)

Bill "An Act relating to Registration of Farm Trucks" (H. P. 404) (Presented by Mr. Storm of Sherman)

(Ordered Printed)

Sent up for concurrence.

#### Orders

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

Mr. Haughn of Bridgton presented the following Order and moved its passage:

WHEREAS, the members of the House have learned that today is the birthday of Mr. Leathers of Hermon,

BE IT ORDERED that the members extend to Mr. Leathers their congratulations and their best wishes not only for today but for the entire year.

On motion of Mr. Lindsay of Brewer, it was

ORDERED, that Rev. John H. Miller of the Second Congregational Church, Brewer, be invited to officiate as Chaplain of the House on Tuesday, March 5, 1957.

#### House Reports of Committees Ought to Pass Printed Bills

Mr. Childs from the Committee on Legal Affairs reported "Ought to pass" on Bill "An Act to Authorize the Town of Brunswick to Provide for the Collection and Disposal of Garbage and Rubbish" (H. P. 137) (L. D. 175)

Mrs. Smith from same Committee reported same on Bill "An Act relating to Stealing or Killing Dogs" (H. P. 134) (L. D. 172)

Mr. Stilphen from the Committee on Transportation reported same on Bill "An Act relating to Method of Giving Hand-and-Arm Signals for Stopping and Turning Motor Vehicles" (H. P. 76) (L. D. 121)

Reports were read and accepted, the Bills read twice and tomorrow assigned.

#### Passed to Be Engrossed

Bill "An Act to Change the Name of Independence Island, Lincoln County, to Cabbage Island" (H. P. 11) (L. D. 10)

Bill "An Act Amending the Charter of the Caribou Utilities District" (H. P. 77) (L. D. 103)

Resolve to Reimburse the Town of Freeport for Aid Extended to Family of Earl S. Williams (H. P. 63) (L. D. 92)

Were reported by the Committee on Bills in the Third Reading, Bills read the third time, Resolve read the second time, all passed to be engrossed and sent to the Senate.

#### Amended Bills

Bill "An Act Amending the Charter of the Kennebunk Sewer District" (H. P. 95) (L. D. 131)

Resolve to Reimburse the Town of Limestone for Aid Extended to Family of Ines Bradley (H. P. 4) (L. D. 3)

Were reported by the Committee on Bills in the Third Reading, Bill read the third time, Resolve read the second time, both passed to be engrossed as amended by Committee Amendment "A" and sent to the Senate.

#### Orders of the Day

The SPEAKER: Under Orders of the Day the Chair will take this opportunity to appoint to the Committee in charge of making arrangements for the Welcome Back Day for former legislators the following members of the House:

PIERCE of Bucksport  
CORMIER of Rumford  
MAXWELL of Winthrop

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

The Chair lays before the House the first tabled and today assigned matter, House Report "Ought not to pass" of the Committee on Claims on Resolve to Compensate William H. Barker of Waterford for Injuries While Training with National Guard, House Paper 18, Legislative Document 23, tabled January 31 by the gentleman from Bethel, Mr. Saunders, pending acceptance of the Report.

The Chair now recognizes the gentlewoman from Rumford, Miss Cormier.

Miss CORMIER: Mr. Speaker, due to the fact that there is correspondence pending between the hospitals in Connecticut and this Committee in behalf of Mr. Barker which might necessitate recommitting this to a Committee, with the permission of the gentleman from Bethel, Mr. Saunders, I would now move that this item be retabled unassigned.

The motion prevailed and the House Report with accompanying papers was retabled unassigned.



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

Mr. ROSS: Mr. Speaker and Members of the House: I would like to remind the House that cloture on private and special bills is tomorrow afternoon at one o'clock. This specifically means that all such bills must either be in the hopper down here or they must be in the office of the Director of Legislative Research, Mr. Slosberg, by one o'clock tomorrow afternoon. Now, several persons have asked if they can submit their bills by title only. The order states that bills must be properly titled and accompanied by sufficient information and data required for their preparation. Consequently, title only is not enough.

Mr. Slosberg now has approximately two hundred bills in the

process of preparation. Aside from this, he has a great many more which have been completed and placed in the individual member's files. Now since he must submit two lists of these bills, one of which will show the sponsors names of completed bills, it is requested that each member check his file before tomorrow afternoon's session and drop their completed bills in the hopper here in the well of the House. Thank you very much.

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

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On motion of Mr. Brewster of Wells,

Adjourned until one o'clock tomorrow afternoon.