

# 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, April 9, 1957

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

Prayer by Mrs. Lelia Taylor of the Society of Friends, Hermon.

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: The following Order:

ORDERED, the House concurring, that the following Bills be recalled from the Engrossing Department to the Senate:

H. P. 61, L. D. 63, Bill, "An Act to Incorporate the Town of Moose River."

H. P. 60, L. D. 64, Bill, "An Act to Incorporate the Town of Jackman." (S. P. 514)

Came from the Senate read and passed.

In the House, the Order was read and passed in concurrence.

From the Senate: The following Order:

ORDERED, the House concurring, that free additional telephone service be provided for each member and officer of the Senate and House to the number of twenty-five (25) calls, of reasonable duration from Augusta to points within the limits of the State of Maine, and that each member and officer of the Senate and House be provided with a card to be certified to by the Secretary of the Senate and Clerk of the House, respectively; charge for this service to be paid to the New England Telephone and Telegraph Company at regular tariff rates (S. P. 516)

Came from the Senate read and passed.

In the House, the Order was read and passed in concurrence.

**Senate Reports of Committees Ought Not to Pass**

Report of the Committee on Claims reporting "Ought not to pass" on Resolve in favor of Merle

Richardson of Rumford (S. P. 292) Came from the Senate read and accepted.

In the House, the Report was read and accepted in concurrence.

**Ought to Pass**

Report of the Committee on Claims reporting "Ought to pass" on Resolve in favor of Town of Sebec for Aid Furnished State Paupers (S. P. 415) (L. D. 1148)

Report of the Committee on Retirements and Pensions reporting same on Bill "An Act relating to Benefits of Social Security Extending to Employees of National Guard" (S. P. 399) (L. D. 1095)

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

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

**Refer to Committee**

Report of the Committee on Retirements and Pensions on Bill "An Act relating to Unclaimed Bodies" (S. P. 450) (L. D. 1265) reporting that it be referred to the Committee on Judiciary.

Came from the Senate with the Report read and accepted and the Bill referred to the Committee on Judiciary.

In the House, the Report was read and accepted in concurrence and the Bill referred to the Committee on Judiciary in concurrence.

**Recommended**

Report of the Committee on Inland Fisheries and Game reporting "Ought not to pass" on Bill "An Act relating to Definition of Beaver Dams" (S. P. 42) (L. D. 58)

Came from the Senate with the Report and Bill recommended to the Committee on Inland Fisheries and Game.

In the House, the Bill was recommended to the Committee on Inland Fisheries and Game in concurrence.

**Non-Concurrent Matter**

Bill "An Act Creating an Advisory Committee on Poultry within Department of Agriculture" (H. P. 1022) (L. D. 1466) which was referred to

the Committee on Agriculture in the House on April 4.

Came from the Senate referred to the Committee on Appropriations and Financial Affairs in non-concurrence.

In the House: The House voted to recede and concur.

#### Non-Concurrent Matter

Bill "An Act relating to Superintending School Committee of Town of Cumberland" (H. P. 410) (L. D. 587) which was passed to be engrossed as amended by Committee Amendment "A" in the House on April 3.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" and Senate Amendment "A" in non-concurrence.

In the House: The House voted to recede and concur.

#### Non-Concurrent Matter Tabled and Assigned

Bill "An Act relating to Use of Moneys Received under Sardine Tax Law" (H. P. 516) (L. D. 726) which was passed to be engrossed in the House on April 3.

Came from the Senate passed to be engrossed as amended by Senate Amendment "A" in non-concurrence.

In the House: On motion of Mr. Brown of Ellsworth, tabled pending further consideration and tomorrow assigned.

#### Orders

Mr. Totman of Bangor presented the following Order and moved its passage:

WHEREAS, gasoline plays the role of an absolute necessity in the lives of many thousands of residents of Maine, both in work and in the pursuit of everyday living;

AND WHEREAS, there appears to exist at the present time, as well as in the past, an excessive variation between areas of the state in the price of gasoline;

AND WHEREAS, the general public has little recourse for relief in protesting such pricing practices, regardless of justification;

AND WHEREAS, the Legislature of Maine is the body representing the various interests of its citizens;

NOW, THEREFORE, BE IT ORDERED, that this House request the

Joint Standing Committee on Transportation to make a preliminary survey of representative areas of the State to appraise the advisability of further and more detailed study of the gasoline pricing situation between the gasoline price zones of the State of Maine;

AND BE IT FURTHER ORDERED, that the Joint Standing Committee on Transportation be requested to report its findings of the aforementioned preliminary survey to this House by April 17, 1957.

The Order received passage.

On motion of Mr. Hilton of Anson, it was

ORDERED, that Rev. Bruce Bowen of the Federated Church of Norridgewock be invited to officiate as Chaplain of the House on Thursday, May 2, 1957.

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.

On motion of Mrs. Smith of Falmouth, it was

ORDERED, that Mr. Day of Shapleigh be excused from attendance this week because of town business.

The SPEAKER: Without objection, the Clerk will read a document that is now in his possession.

A Proclamation was read by the Clerk as follows:

#### Proclamation

WHEREAS, the Almighty has blessed the County of Aroostook with fertile soil, and intelligent population, a smiling sun and ideal farming conditions, and

WHEREAS, the ingenious people of Aroostook have developed the technology of potato cultivation to a high degree, and

WHEREAS, Agricultural scientists have developed and produced a host of varieties of Aroostook potatoes, unsurpassed for seed purposes and a diner's delight at the dinner table, and

WHEREAS, Aroostook County produces for the people of Maine and the United States a tantalizing, taste tempting and terrific tuber for the

table, to wit, the Aroostook Spud, and

WHEREAS, Mighty Aroostook County produces countless cords of peerless pulpwood from its tremendous tracts of trees, and

WHEREAS, its rolling countryside has lent itself magnificently to the location of some of the mightiest air bastions in all of the United States Air Force, and

WHEREAS, the fabulous folk of Aroostook have forged forward with true pioneer instinct and are developing new and potentially great industries, such as the processed potato industry and the frozen food industry.

NOW THEREFORE, be it known that I, Harvey R. Pease, the duly qualified constitutional officer of this House, as provided for in Article IV, Part First Section 7 of the Constitution of Maine, do hereby ORDER and PROCLAIM that this Ninth day of April, Nineteen Hundred and Fifty-seven be designated as Aroostook Day in this House Chamber.

The SPEAKER: Is it the pleasure of the House that this document shall be approved and placed on file?

The Chair recognizes the gentleman from Fryeburg, Mr. LaCasce.

Mr. LaCASCE: Mr. Speaker, I would like to so move, and if it is in order, I would like to request the author of that document to stand.

The SPEAKER: If the author of this document is present in the House, will he kindly rise? The Chair does not see the author rising.

The Chair will declare the approval and reception of this document to be unanimous.

The SPEAKER: In accordance with, and in the spirit of the document you have just heard, and to do honor to the county to which this day has been dedicated, the Chair at this time will request the Sergeant-at-Arms to escort to the rostrum to serve as Speaker pro tem, the gentlewoman from Presque Isle, Mrs. Christie.

Thereupon, Mrs. Christie assumed the Chair as Speaker pro tem amid the applause of the House and

Speaker Edgar retired from the Hall.

The SPEAKER pro tem: Before we proceed with the business, I would like to allay your thinking or change your thinking perhaps, because you are probably saying: "This is typical Aroostook weather". This weather did not come from Aroostook, we did not bring it down here, it came from the west. I just wanted you to know that before we go on. The Clerk has suggested it might have come from Idaho.

We will now proceed with business.

#### House Reports of Committees Leave to Withdraw

Mr. Hilton from the Committee on Business Legislation on Bill "An Act to Establish a Fund for Fire Fighters" (H. P. 499) (L. D. 711) reported Leave to Withdraw.

Mr. Morway from same Committee reported same on Bill "An Act relating to Preference in State Purchases for Products Raised or Manufactured in Maine" (H. P. 832) (L. D. 1188)

Reports were read and accepted and sent up for concurrence.

#### Tabled and Assigned

Mr. Shepard from the Committee on Business Legislation reported Leave to Withdraw on Bill "An Act relating to Group Life Insurance for Certain Municipal Employee Associations" (H. P. 653) (L. D. 934)

Report was read.

(On motion of Mr. Totman of Bangor, tabled pending acceptance of Committee Report and specially assigned for Thursday, April 11.)

Mr. Brewer from the Committee on Natural Resources reported Leave to Withdraw on Resolve Authorizing the Study of Feasibility of Creating Sugarloaf National Park (H. P. 723) (L. D. 1027)

Report was read and accepted and sent up for concurrence.

#### Ought Not to Pass Tabled

Mr. Wade from the Committee on Business Legislation reported "Ought not to pass" on Bill "An

Act relating to Savings Bank Life Insurance" (H. P. 700) (L. D. 1007)

Report was read.

(On motion of Mr. Lindsay of Brewer, tabled pending acceptance of Committee Report and unassigned.)

Mr. Ross from the Committee on State Government reported "Ought not to pass" on Bill "An Act relating to the Practice of Public Accountancy" (H. P. 952) (L. D. 1353)

Report was read and accepted and sent up for concurrence.

#### Tabled

Mr. Porell from the Committee on Towns and Counties reported "Ought not to pass" on Bill "An Act relating to Closing of County Offices on Saturday" (H. P. 453) (L. D. 628)

Report was read.

The SPEAKER pro tem: The Chair recognizes the gentleman from Portland, Mr. Tevanian.

Mr. TEVANIAN: Madam Speaker, on item 7, House Paper 453, Legislative Document 628, I move this matter be placed on the table unassigned. I do not assign it for the specific reason that five or six closely related bills will later come up.

Whereupon, the Report and Bill were so tabled unassigned.

#### Ought to Pass Printed Bills

Mr. Blanchard from the Committee on Business Legislation reported "Ought to pass" on Bill "An Act relating to Pledging Securities by Banking Institutions in which State Funds are Deposited" (H. P. 893) (L. D. 1279)

Mr. Hilton from same Committee reported same on Bill "An Act relating to Bank Deposits or Loan and Building Shares in Two or More Names" (H. P. 918) (L. D. 1308)

Miss Cormier from the Committee on Education reported same on Bill "An Act Repealing Obsolete Laws Relating to Industrial or Mechanical Drawing and Manual Training" (H. P. 267) (L. D. 363)

Mr. LaCasce from same Committee reported same on Bill "An Act relating to Town Representation on

Community School Committee" (H. P. 683) (L. D. 972)

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

#### Tabled

Mrs. Burnham from the Committee on Natural Resources reported "Ought to pass" on Resolve Authorizing Forest Commissioner to Convey Certain Land in Augusta to City of Augusta (H. P. 754) (L. D. 1038)

Report was read.

(On motion of Mrs. Burnham of Kittery, tabled pending acceptance of Committee Report and unassigned.)

Mr. Heald from the Committee on Natural Resources reported "Ought to pass" on Bill "An Act to Exclude Town of Cooper, Washington County, from Maine Forestry District" (H. P. 821) (L. D. 1164)

Mr. Morrill from same Committee reported same on Bill "An Act relating to Furnishing Forest Tree Seedlings by Forest Commissioner" (H. P. 787) (L. D. 1120)

Mr. Williams from same Committee reported same on Bill "An Act relating to Suspension of Penalties Pending Appeal of Order of Water Improvement Commission" (H. P. 722) (L. D. 1026)

Mr. Ervin from the Committee on Towns and Counties reported same on Bill "An Act relating to Certain Expenses of Town Assessors" (H. P. 194) (L. D. 257)

Same gentleman from same Committee reported same on Bill "An Act relating to Fees to Town Clerks or Certified Copies of Election Check Lists" (H. P. 249) (L. D. 310)

Same gentleman from same Committee reported same on Bill "An Act relating to the Employment of a Physician by Municipalities" (H. P. 630) (L. D. 891)

Mr. Leathers from same Committee reported same on Bill "An Act relating to Statement of Contributions and Expenses by Certain Municipal Candidates" (H. P. 250) (L. D. 311)

Mr. Webber from same Committee reported same on Bill "An Act relating to Fees of Town Clerks" (H. P. 248) (L. D. 309)

Same gentleman from same Committee reported same on Bill "An Act Increasing Salary of Recorder of Eastport Municipal Court" (H. P. 395) (L. D. 514)

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

**Ought to Pass  
with Committee Amendment  
Tabled**

Mr. Ervin from the Committee on Towns and Counties on Bill "An Act to Increase the Salaries of the Judge and Recorder of Madawaska Municipal Court" (H. P. 247) (L. D. 308) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted. (On motion of Mr. Hersey of Fort Fairfield, tabled pending first reading of the Bill and unassigned.)

Mr. Leathers from the Committee on Towns and Counties on Bill "An Act to Provide Fire Protection for Township 17, Range 5, Aroostook County" (H. P. 81) (L. D. 107) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

**COMMITTEE AMENDMENT "A"** to H. P. 81, L. D. 107, Bill, "An Act to Provide Fire Protection for Township 17, Range 5, Aroostook County."

Amend said Bill, in that part designated "Sec. 71-A", by adding at the end of the 2nd sentence, before the period, the following underlined punctuation and words: ' , provided said assessment in respect to Township 17, R. 4 and Township 17, R. 5 shall not exceed \$505 each in any one year'

Committee Amendment "A" was adopted and the Bill assigned for third reading tomorrow.

Mr. Porell from the Committee on Towns and Counties on Bill "An Act Increasing the Salary of the County Attorney of York County" (H. P. 192) (L. D. 255) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

**COMMITTEE AMENDMENT "A"** to H. P. 192, L. D. 255, Bill, "An Act Increasing the Salary of the County Attorney of York County."

Amend said Bill by striking out the underlined figures "\$3,500" in the last line and inserting in place thereof the underlined figures '\$3,000'

Committee Amendment "A" was adopted and the Bill assigned for third reading tomorrow.

At this point, Speaker Edgar returned to the rostrum.

**SPEAKER EDGAR:** The Chair would like to state that it considers it a privilege to honor the County of Aroostook and wishes to thank the gentlewoman from Presque Isle, Mrs. Christie, for her services as Speaker pro tem.

Thereupon, the Sergeant-at-Arms conducted the gentlewoman from Presque Isle, Mrs. Christie, to her seat on the Floor, amid the applause of the House, and Speaker Edgar resumed the Chair.

**Passed to Be Engrossed**

Bill "An Act Amending the Rules of Descent" (S. P. 300) (L. D. 797)

Bill "An Act relating to Deduction of Sentence of Prisoners in Maine State Prison" (S. P. 343) (L. D. 925)

Bill "An Act Permitting Convicts at State Prison to Attend Funerals Outside" (S. P. 344) (L. D. 924)

Bill "An Act Increasing Payments to Penobscot County Law Library" (S. P. 371) (L. D. 994)

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

**Third Reader  
Tabled and Assigned**

Bill "An Act Establishing Columbus Day as a Legal Holiday" (S. P. 411) (L. D. 1144)

Report was read and accepted.

(On motion of Mr. Totman of Bangor, tabled pending third reading and specially assigned for Thursday, April 11.)

Bill "An Act related to Press Facilities in the State House" (S. P. 431) (L. D. 1184)

Bill "An Act relating to Transfer of Public Assistance Recipients Between States" (H. P. 798) (L. D. 1130)

Bill "An Act Authorizing Certain Members of the Penobscot Tribe to Borrow Money" (H. P. 801) (L. D. 1133)

Bill "An Act Permitting Caucus for Penobscot Indians" (H. P. 838) (L. D. 1256)

Bill "An Act relating to Income from Sale of Timber on Indian Township" (H. P. 962) (L. D. 1361)

Bill "An Act Defining Adult Child in Old Age Assistance, Aid to the Blind and Aid to the Disabled" (H. P. 976) (L. D. 1375)

Resolve to Reimburse Estate of Harriet B. W. Chalfant for Certain Inheritance Taxes Paid State (H. P. 682) (L. D. 971)

Resolve Authorizing Use of Passamaquoddy Trust Funds for Housing (H. P. 961) (L. D. 1360)

Resolve Authorizing Henry L. Barker to Pay Certain Moneys to the Department of Health and Welfare (H. P. 1041) (L. D. 1474)

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

#### Amended Bills

Bill "An Act relating to Elections in Penobscot and Passamaquoddy Tribes of Indians" (H. P. 559) (L. D. 786)

Bill "An Act relating to Dumping Rubbish and Bottles on Highways from Motor Vehicles" (H. P. 709) (L. D. 1015)

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

#### Passed to be Enacted

An Act relating to Fees of Conservators (S. P. 301) (L. D. 798)

An Act Designating a Certain Road as "Mt. Katahdin Trail" (S. P. 325) (L. D. 821)

An Act Creating the Town of Milbridge School District (S. P. 420) (L. D. 1179)

An Act relating to Removal of Persons from Service in Department of Inland Fisheries and Game (S. P. 503) (L. D. 1412)

An Act relating to Disorderly Conduct (H. P. 611) (L. D. 858)

#### Finally Passed

Resolve Authorizing Aeronautics Commission to Determine State Needs for Airports (H. P. 688) (L. D. 977)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, Bills passed to be enacted, Resolve finally passed, all signed by the Speaker and sent to the Senate.

#### Orders of the Day

The SPEAKER: Under Orders of the Day the Chair lays before the House the first tabled and today assigned matter, Resolve Authorizing State Highway Commission to Study Desirability of Bridge across Saco River, House Paper 460, Legislative Document 653, tabled on April 2 by the gentleman from Old Orchard Beach, Mr. Plante, pending passage to be engrossed, and the Chair recognizes that gentleman.

Thereupon, on motion of that gentleman, the Resolve, having had its two several readings in the House and the Committee on Bills in the Third Reading having reported that no further verbal amendments were necessary, was passed to be engrossed and sent to the Senate.

The SPEAKER: Under Orders of the Day the Chair lays before the House the second tabled and today assigned matter, Bill "An Act Amending the Charter of the Rumford Municipal Court", Senate Paper 329, Legislative Document 825, tabled on April 4 by the gentleman from Rumford, Miss Cormier, pending passage to be engrossed, and the Chair recognizes that gentlewoman.

Thereupon, on motion of that gentlewoman, the Bill, having had its three several readings in the House and the Committee on Bills in the Third Reading having reported that



no further verbal amendments were necessary, was passed to be engrossed and sent to the Senate.

The SPEAKER: The Chair would like to recognize at this time the presence in the gallery of the House of a group of approximately seventy-five pupils and nine teachers from nine secondary schools in the northern part of Hancock County from the towns of Aurora, Amherst, Mariaville, Otis, Clifton, Waltham, Plantation number 21, and Plantation number 33. The Chair is advised that this is the first time in the history of the State that the pupils from these schools have visited the Legislature. On behalf of the House the Chair would like to extend to you young ladies and gentlemen a most hearty and cordial welcome, and we hope sincerely that your first visit will not be your last. (Applause)

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

On motion of the gentleman from Bethel, Mr. Saunders, the House voted to take from the table the thirty-second tabled and unassigned matter, Resolve Authorizing the State Forest Commissioner to Convey Certain Lands and Right of Way in Augusta to Cumberland Securities Corporation, Senate Paper 307, Legislative Document 804, tabled on April 5 by that gentleman pending passage to be engrossed.

The SPEAKER: The Chair recognizes the gentleman from Caribou, Mr. Brewer.

Mr. BREWER: Mr. Speaker, for the purpose of offering a correctional amendment to Legislative Document 804, I now move that we reconsider the action of Thursday last whereby we passed the resolve to be engrossed as amended by Committee Amendment "A".

The SPEAKER: The Chair is advised that the House has already reconsidered its action on this item, and that the Resolve was tabled pending passage to be engrossed and that an amendment is in order at this time.

Mr. BREWER: Thank you, Mr. Speaker. I now offer House Amendment "A" and move its adoption.

The SPEAKER: The gentleman from Caribou, Mr. Brewer, offers House Amendment "A" to Legislative Document 804 and moves its adoption. The Clerk will read the amendment.

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

HOUSE AMENDMENT "A" to S. P. 307, L. D. 804, Resolve, Authorizing the State Forest Commissioner to Convey Certain Lands and Right of Way in Augusta to Cumberland Securities Corporation.

Amend said Resolve by striking out in the 9th line from the end thereof, the words "the restrictions in the approach zone" and inserting in place thereof, the words "obstructions to air navigation"

House Amendment "A" was adopted, and the Bill, having had its three several readings in the House and the Committee on Bills in the Third Reading having reported that no further verbal amendments were necessary, was passed to be engrossed, as amended, in non-concurrence and sent up for concurrence.

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

The gentleman from Winterport, Mr. Bean, was granted unanimous consent to address the House.

Mr. BEAN: Mr. Speaker and Members of the House: This morning we have placed the number two addendum on the desks of the members of the details of acts and resolves requiring appropriations from the general fund and from the surplus from the period of March 28 to April 5, and on the reverse side another list carrying bills which have required adjustment since they were first placed on the desks.

(Off record remarks)

On motion of the gentlewoman from Lovell, Mrs. Harriman,

Adjourned until nine-thirty o'clock tomorrow morning.