

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

SENATE

Thursday, February 7, 1957

Senate called to order by the President.

Prayer by Rev. Royal Brown of Gardiner.

On motion by Mr. Hall of York, Journal of yesterday read and approved.

The PRESIDENT: The Chair at this time notes the presence in the Senate Chamber of the attractive wife of another one of the Senators and would ask the Senator from Somerset, Senator Carpenter, to escort such lady as he may select to the rostrum. (Applause, members rising)

**Order
(Out of Order)**

On motion by Mr. Low of Knox, out of order and under suspension of the rules:

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, February 12, 1957 at ten o'clock in the morning. (S. P. 231)

Which was read and passed.
Sent forthwith to the House.

House Papers

Bill, "An Act Relating to Policy of the Milk Commission." (H. P. 304) (L. D. 421)

Bill, "An Act Relating to Sales of Milk on the Producer's Premises." (H. P. 305) (L. D. 422)

Bill, "An Act Relating to Store Sales of Milk." (H. P. 306) (L. D. 423)

Bill, "An Act Relating to Sales of Home Delivered Milk." (H. P. 307) (L. D. 424)

Bill, "An Act Relating to Sales of Milk to Benevolent and Charitable Institutions." (H. P. 308) (L. D. 425)

Bill, "An Act Relating to Purchase of Milk for Redistribution in Maine." (H. P. 309) (L. D. 426)

Which were severally referred to the Committee on Agriculture in concurrence.

Bill, "An Act to Increase Salaries of Justices of Supreme Judicial Court and Superior Court." (H. P. 310) (L. D. 427)

Which was referred to the Committee on Appropriations and Financial Affairs in concurrence.

"Resolve to Reimburse Town of Mercer for Supplies Furnished Orlando Hunnewell." (H. P. 347)

Which was referred to the Committee on Claims in concurrence.

Bill, "An Act Authorizing State Board of Education to Operate Schools for Practical Nursing." (H. P. 31) (L. D. 428)

Which was referred to the Committee on Education in concurrence.

Bill, "An Act Relating to Trapping Season for Muskrats." (H. P. 312) (L. D. 429)

"Resolve Regulating Fishing in Bog South Stream, Franklin County." (H. P. 313) (L. D. 430)

"Resolve Regulating Fishing in Bemis Stream, Franklin County." (H. P. 314) (L. D. 431)

"Resolve Regulating Fishing in Chain of Ponds, Franklin County." (H. P. 315) (L. D. 432)

"Resolve Regulating Fishing in Richardson Pond, East Richardson Pond and Pepper Pot Pond, Oxford County." (H. P. 316) (L. D. 433)

"Resolve Regulating Fishing in Little Kennebago Lake, Franklin County." (H. P. 317) (L. D. 434)

"Resolve Regulating Fishing in Big Kennebago Lake, Franklin County." (H. P. 318) (L. D. 435)

"Resolve Regulating Fishing in Ponds of Red River, Aroostook County." (H. P. 319) (L. D. 436)

Which were severally referred to the Committee on Inland Fisheries and Game, in concurrence.

Bill, "An Act Revising the General Laws Relating to Municipalities." (H. P. 320) (L. D. 437)

Bill, "An Act Relating to Payment to Hancock County Law Library." (H. P. 321) (L. D. 438)

Bill, "An Act Relating to the Appointment of Clerks of the Judicial Courts by the Chief Justices of the Supreme Judicial Court." (H. P. 32) (L. D. 439)

Which were severally referred to the Committee on Judiciary in concurrence.

Bill, "An Act Relating to Definition of Employment Under Maine

Employment Security Law." (H. P. 323) (L. D. 440)

Which was referred to the Committee on Labor in concurrence.

Bill, "An Act Increasing Indebtedness of Gardiner School District." (H. P. 335) (L. D. 420)

Which was referred to the Committee on Legal Affairs in concurrence.

Bill, "An Act to Repeal Incorporation of Bridgton Centre Village Corporation and Incorporating Bridgton Water District." (H. P. 324) (L. D. 441)

Bill, "An Act in Relation to the Paris Village Corporation and Establishing a Municipal Water System for said Corporation." (H. P. 325) (L. D. 442)

Which were referred to the Committee on Public Utilities in concurrence.

Bill, "An Act Providing for Disability Retirement under State Police Retirement System." (H. P. 326) (L. D. 443)

"Resolve Providing Disability Retirement Pension Increase for Edward E. Jones of Chelsea." (H. P. 327) (L. D. 412)

"Resolve Providing for an Increase in State Pension for Victor E. Mitchell of Etna." (H. P. 328) (L. D. 413)

"Resolve Providing for an Increase in State Pension for Leroy Earle Clewley of Etna." (H. P. 329) (L. D. 414)

"Resolve Providing for State Pension for Mrs. Elizabeth Plourde, of Stockholm." (H. P. 330) (L. D. 415)

Which were severally referred to the Committee on Retirements and Pensions in concurrence.

Bill, "An Act Relating to Milk Commission Membership." (H. P. 331) (L. D. 416)

Which was referred to the committee on State Government in concurrence.

Bill, "An Act Relating to Excise Tax on Motor Vehicles." (H. P. 332) (L. D. 417)

Which was referred to the Committee on Taxation in concurrence.

Bill, "An Act Authorizing Bond Issue for Cumberland County for Capital Expenditures for Civil Defense." (H. P. 333) (L. D. 418)

Bill, "An Act to Increase Salaries of Judge and Recorder of Northern Arostook Municipal Court." (H. P. 334) (L. D. 419)

Which were referred to the Committee on Towns and Counties in concurrence.

House Committee Reports Ought to Pass

The Committee on Claims on "Resolve to Reimburse the Town of Freeport for Aid Extended to Family of Earl S. Williams." (H. P. 63) (L. D. 92) reported that the same Ought to Pass.

The Committee on Natural Resources on Bill, "An Act to Change the name of Independence Island, Lincoln County, to Cabbage Island," (H. P. 11) (L. D. 10) reported that the same Ought to Pass.

The Committee on Public Utilities on

Bill, "An Act Amending the Charter of the Caribou Utilities District." (H. P. 77) (L. D. 103) reported that the same Ought to pass.

Which reports were severally read and accepted in concurrence, the bills read once and tomorrow assigned for second reading.

Ought to Pass—as Amended

The Committee on Claims on "Resolve to Reimburse the Town of Limestone for Aid Extended to Family of Ines Bradley," (H. P. 4) (L. D. 3) reported that the same Ought to pass as Amended by Committee Amendment A (Filing No. 5)

The Committee on Public Utilities on

Bill, "An Act Amending the Charter of the Kennebec Sewer District." (H. P. 95) (L. D. 131) reported that the same Ought to pass with Committee Amendment A (Filing No. 7)

Which reports were read and accepted in concurrence and the bill and resolve read once. Committee Amendments A were read and adopted in concurrence, and the bills as so amended were tomorrow assigned for second reading.

Senate Papers

The following bills and resolves were received, and on recommendation by the Committee on Reference of Bills, were referred to the following committees:

Appropriations and Financial Affairs

Mr. Ferguson of Oxford presented Bill, "An Act Relating to Certain Municipalities Maintaining Paupers." (S. P. 189)

Mr. Cole of Waldo presented "Resolve Providing for Purchase of Unity Town Histories." (S. P. 190)

Which were referred to the Committee on Appropriations and Financial Affairs and ordered printed. Sent down for concurrence.

Claims

Mr. Martin of Kennebec presented "Resolve in Favor of Francis J. Arnold of Providence, Rhode Island." (S. P. 191)

Which was referred to the Committee on Claims and ordered printed.

Sent down for concurrence.

Inland Fisheries and Game

Mr. Carpenter of Somerset presented

Bill, "An Act Relating to Establishment of Game Management Areas." (S. P. 192)

The same Senator presented Bill, "An Act to Revise the Inland Fish and Game Laws." (S. P. 193)

The same Senator presented (by request)

Bill, "An Act Relating to Bids for Construction of Inland Fisheries and Game Projects." (S. P. 194)

The same Senator presented (by request)

Bill, "An Act Repealing Certain Game Preserves and Sanctuaries." (S. P. 195)

The same Senator presented "Resolve Opening Wentworth Pond, Somerset County, to Ice Fishing." (S. P. 196)

The same Senator presented (by request)

"Resolve Regulating Taking of Smelts in Certain Waters." (S. P. 197)

The same Senator presented (by request)

"Resolve Regulating Fishing for White Perch in Certain Counties." (S. P. 198)

Which were severally referred to the Committee on Inland Fisheries and Game and ordered printed.

Sent down for concurrence.

Mr. Cole of Waldo presented Bill, "An Act Authorizing Pilots of Aircraft to Restrain Certain Persons." (S. P. 199)

Mr. Willey of Hancock presented Bill, "An Act Relating to Powers and Duties of the Parole Board." (S. P. 200)

The same Senator presented Bill, "An Act to Correct Inconsistencies in State Prison Sentences." (S. P. 20)

The same Senator presented Bill, "An Act Relating to Transfers to the State Prison." (S. P. 202)

Which were severally referred to the Committee on Judiciary and ordered printed.

Sent down for concurrence.

Legal Affairs

Mr. Curtis of Cumberland presented

Bill, "An Act Amending the Charter of the City of Portland." (S. P. 203)

Mr. Lessard of Androscoggin presented

Bill, "An Act Increasing Pensions of Retired Members of the Lewiston Police Department." (S. P. 204)

The same Senator presented Bill, "An Act Relating to Vacations for Members of the Lewiston Police Department." (S. P. 204)

The same Senator presented Bill, "An Act Relating to Uniforms for Members of the Police Department of the City of Lewiston." (S. P. 206)

The same Senator presented Bill, "An Act Relating to Settling Compensation for Members of Lewiston Police Department." (S. P. 207)

The same Senator presented Bill, "An Act Relating to the Organization of the Police Department of the City of Lewiston." (S. P. 208)

The same Senator presented Bill, "An Act Relating to Qualifications for Disability Pension for

Members of the Lewiston Police Department." (S. P. 209)

The same Senator presented Bill, "An Act Relating to Pensions for Widows and Children of Deceased Policemen of the City of Lewiston." (S. P. 210)

The same Senator presented Bill, "An Act Relating to Sick Leave Benefits for Members of the Lewiston Police Department." (S. P. 211)

The same Senator presented Bill, "An Act Pertaining to Retirement Benefits for Members of the Lewiston Police Department not under the Maine Retirement System." (S. P. 21)

Which were severally referred to the Committee on Legal Affairs and ordered printed.

Sent down for concurrence.

Liquor Control

Mr. Carpenter of Somerset presented (by request)

Bill, "An Act to Provide for Agency Stores for Sale of Liquor Under Supervision of Liquor Commission." (S. P. 213)

Which was referred to the Committee on Liquor Control and ordered printed.

Sent down for concurrence.

Natural Resources

Mr. Martin of Kennebec presented Bill, "An Act Ratifying Deed Given by the State to Francis S. Harwood of Augusta." (S. P. 214)

Which was referred to the Committee on Natural Resources and ordered printed.

Sent down for concurrence.

Public Utilities

The same Senator presented Bill, "An Act Defining Exemptions Under Laws Relating to Operation of Motor Vehicles for Profit." (S. P. 215)

Mr. Sinclair of Somerset presented Bill, "An Act Amending the Charter of the Pittsfield Utilities District." (S. P. 216)

Mr. Willey of Hancock presented Bill, "An Act to Exempt Transportation of Christmas Trees from Public Utilities Commission Regulation." (S. P. 217)

Which were severally referred to the Committee on Public Utilities and ordered printed.

Sent down for concurrence.

Retirements and Pensions

Mr. Davis of Cumberland presented

Bill, "An Act Relating to Survivor Benefits Under Maine State Retirement Law." (S. P. 218)

Mr. Cole of Waldo presented "Resolve in Favor of Arthur Payson of Brooks." (S. P. 219)

Mr. Sinclair of Somerset presented "Resolve Providing for State Pension for Vertine E. Ellis, St. Albans." (S. P. 20)

Which were severally referred to the Committee on Retirements and Pensions and ordered printed.

Sent down for concurrence.

State Government

Mr. Rogerson of Aroostook presented

Bill, "An Act Relating to the Department of Finance and Administration." (S. P. 21)

Which was referred to the Committee on State Government and ordered printed.

Sent down for concurrence.

Taxation

Mr. Wyman of Washington presented

Bill, "An Act Suspending Sardine Tax on Certain Cases of Sardines." (S. P. 2)

Which was referred to the Committee on Taxation and ordered printed.

Sent down for concurrence.

Towns and Counties

Mr. Briggs of Aroostook presented

Bill, "An Act to Increase Salaries of Judge and Recorder of the Caribou Municipal Court." (S. P. 23)

The same Senator presented

Bill, "An Act Relating to Expending Aroostook County Funds for Ricker College." (S. P. 24)

Mr. Martin of Kennebec presented Bill, "An Act Relating to Appointment of Deputy County Treasurers." (S. P. 25)

The same Senator presented Bill, "An Act Increasing Certain Fees of Sheriffs and their Deputies." (S. P. 26)

Mr. Rogerson of Aroostook presented

Bill, "An Act Relating to Payments to County Law Libraries in Aroostook County." (S. P. 27)

The same Senator presented

Bill, "An Act Relating to Salaries of County Officers of Aroostook County." (S. P. 28)

The same Senator presented

Bill, "An Act Relating to County or Municipal Capital Reserve Funds." (S. P. 29)

Which were severally referred to the Committee on Towns and Counties and ordered printed.

Sent down for concurrence.

Transportation

Mr. Rogerson of Aroostook presented

Bill, "An Act Relating to Accident Reports." (S. P. 230)

Which was referred to the Committee on Transportation and ordered printed.

Sent down for concurrence.

Senate Committee Reports Ought to Pass

Mr. Martin for the Committee on Legal Affairs on Bill, "An Act to Increase the Borrowing Capacity of the Town of Hartland School District." (S. P. 54) (L. D. 84) reported that the same Ought to Pass with Committee Amendment A.

Which report was read and accepted and the bill read once. Committee Amendment A was read.

Committee Amendment A: "Amend said bill by adding after the underlined figure \$130,000 at the end thereof, the following underlined words 'at any one time outstanding.' " Which amendment was adopted and the bill as so amended was tomorrow assigned for second reading.

Second Readers

The Committee on Bills in the Second Reading reported the following bills and resolves:

House

Bill, "An Act Amending the Charter of the City of Gardiner." (H. P. 52) (L. D. 72)

Bill, "An Act Relating to Indebtedness of Dover-Foxcroft School District." (H. P. 51) (L. D. 73)

Bill, "An Act Relating to Registration of Fire Department Vehicles." (H. P. 82) (L. D. 108)

"Resolve in Favor of Georgianna Berthiaume of Oakland." (H. P. 47) (L. D. 315)

Which were severally read a second time and passed to be engrossed in concurrence.

Senate

Bill, "An Act Relating to Obstructions to View at Railroad Crossings." (S. P. 49) (L. D. 80)

Which was read a second time and passed to be engrossed.

Sent down for concurrence.

Enactors

The Committee on Engrossed Bills reported as truly and strictly Engrossed, the following bills:

Bill, "An Act to Allocate Money from the General Highway Fund for State Aid Construction." (S. P. 19) (L. D. 1)

Which bill, being an emergency measure, and having received the affirmative vote of 28 members of the Senate, was passed to be enacted.

Bill, "An Act to Create the Lewiston Parking District." (H. P. 75) (L. D. 102)

Which bill, being an emergency measure, and having received the affirmative vote of 26 members of the Senate, was passed to be enacted.

On motion by Mr. Carpenter of Somerset

Adjourned until Tuesday, February 12, at ten o'clock in the morning.