

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

Tuesday, March 5, 1957

Senate called to order by the President.

Prayer by Rev. John Brett Fort of Bangor.

On motion by Mr. Silsby of Hancock, Journal of last Thursday read and approved.

House Papers

Bill, "An Act Relating to Expenses of Members of State Liquor Commission." (H. P. 695) (L. D. 1002)

Bill, "An Act Increasing Salary of Treasurer of State." (H. P. 696) (L. D. 1033)

"Resolve to Provide Funds for Matching Federal Funds for Training in Fisheries Trades." (H. P. 697) (L. D. 1004)

"Resolve Appropriating Moneys for Educational Institute in Vocational School in Aroostook County." (H. P. 698) (L. D. 1005)

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

Bill, "An Act Relating to Par Value of Trust Company Stock." (H. P. 699) (L. D. 1006)

Bill, "An Act Relating to Savings Bank Life Insurance." (H. P. 700) (L. D. 1007)

Which were referred to the Committee on Business Legislation in concurrence.

"Resolve to Reimburse Town of Chapman for Supplies Furnished Sherman McGlinchey." (H. P. 701) (L. D. 1008)

"Resolve to Reimburse Town of Chapman for Supplies Furnished George Henderson." (H. P. 702) (L. D. 1009)

"Resolve to Reimburse Angus Hamm, Jr. of East Millinocket." (H. P. 703) (L. D. 1010)

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

Bill, "An Act Relating to Town Budgets for Educational Purposes." (H. P. 705) (L. D. 1011)

Which was referred to the Committee on Education in concurrence.

Bill, "An Act Relating to Maximum Charge for Licensed Dog Training Area Permits." (H. P. 706) (L. D. 1012)

Bill, "An Act Relating to Open Season on Deer in Washington County." (H. P. 707) (L. D. 1013)

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

Bill, "An Act Relating to Duties of Support Under Uniform Reciprocal Enforcement of Support Act." (H. P. 708) (L. D. 1014)

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

Bill, "An Act to Enlarge Powers and Purposes of Trustees of Diocesan Funds in Episcopal Diocese of Maine." (H. P. 710) (L. D. 1016)

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

Bill, "An Act Relating to Dependency Allowances Under Employment Security Law." (H. P. 711) (L. D. 1017)

Which was referred to the Committee on Labor in concurrence.

Bill, "An Act to Incorporate the Town of Harpswell Neck." (H. P. 713) (L. D. 1075)

(On motion by Mrs. Lord of Cumberland, tabled pending reference to a committee.)

Bill, "An Act Relating to Beano." (H. P. 712) (L. D. 1018)

Bill, "An Act Relating to Elections, Term of Office of Mayor and Other Matters in City of Lewiston." (H. P. 714) (L. D. 1019)

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

Bill, "An Act Relating to Sale of Liquor by Hotels." (H. P. 715) (L. D. 1020)

Bill, "An Act Relating to Hours of Sale of Liquor." (H. P. 716) (L. D. 1021)

Bill, "An Act Relating to Time of Publishing Pamphlet of Rules and

Regulations of Liquor Commission." (H. P. 718) (L. D. 1022)

Bill, "An Act Relating to Sunday Sale of Liquor in Hotels." (H. P. 717) (L. D. 1025)

Which were severally referred to the Committee on Liquor Control in concurrence.

Bill, "An Act Providing for Clean Waters in Maine." (H. P. 719) (L. D. 1023)

Bill, "An Act to Authorize the Construction and Maintenance of a Wharf in Long Lake at Naples by Marie H. Dockum." (H. P. 721) (L. D. 1024)

Bill, "An Act Relating to Suspension of Penalties Pending Appeal of Order of Water Improvement Commission." (H. P. 722) (L. D. 1026)

"Resolve Authorizing the Study of Feasibility of Creating Sugarloaf National Park." (H. P. 723) (L. D. 1027)

Which were severally referred to the Committee on Natural Resources in concurrence.

Bill, "An Act to Promote Safety on Common Carriers by Railroad." (H. P. 720) (L. D. 1042)

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

"Resolve Providing for State Pension for Marion Harvey of Lubec." (H. P. 724) (L. D. 1028)

"Resolve Providing for an Increase in State Pension for Viola Michaud of Soldier Pond." (H. P. 725) (L. D. 1029)

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

"Joint Resolution Memorializing Congress to Enact Legislation Providing for Federal Aid to Education." (H. P. 726) (L. D. 1030)

"Resolve Creating an Advisory Committee on Education." (H. P. 727) (L. D. 1031)

Which were referred to the Committee on State Government in concurrence.

"Joint Resolution Memorializing Congress to Oppose Further Increases in Federal Gasoline Tax." (H. P. 728) (L. D. 1032)

Which was referred to the Committee on Taxation in concurrence.

Bill, "An Act Relating to Towns' Responsibility for Fences Around Cemeteries." (H. P. 729) (L. D. 1033)

Bill, "An Act Relating to Rental of Westbrook Municipal Court." (H. P. 730) (L. D. 1034)

Bill, "An Act Relating to the Appointment of Deputies by County Sheriff." (H. P. 731) (L. D. 1035)

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

Bill, "An Act Regulating Motor Vehicles at Traffic Circles." (H. P. 732) (L. D. 1036)

Bill, "An Act Relating to Mirrors on Certain Motor Vehicles." (H. P. 733) (L. D. 1037)

Bill, "An Act Relating to Signs on School Buses." (H. P. 734) (L. D. 1038)

Bill, "An Act Increasing the Fee for Operators' Licenses." (H. P. 735) (L. D. 1039)

Which were severally referred to the Committee on Transportation.

House Papers Received by Unanimous Consent

"Resolve to Reimburse Town of Stetson for Aid to Carlton Johnson and Family." (H. P. 737) (L. D. 1041)

Which was received by unanimous consent and referred to the Committee on Claims in concurrence.

"Resolve Providing for State Pension for Martha Jewett of Wilton." (H. P. 736) (L. D. 1040)

Which was received by unanimous consent and referred to the Committee on Retirements and Pensions in concurrence.

House Committee Reports Ought Not to Pass

The Committee on Retirements and Pensions on "Resolve Providing for State Pension for Beverly Ann Archer of Rumford." (H. P. 56) (L. D. 68) reported that the same Ought not to pass.

The same Committee on "Resolve Providing for a State Pension for Mrs. Elizabeth Fortier of Middleboro, Massachusetts." (H. P. 237) (L. D. 330) reported that the same Ought not to pass.

Come from House, recommitted to the Committee on Retirements and Pensions.

In the Senate, on motion by Mr. Davis of Cumberland, the resolves were recommitted to the Committee on Retirements and Pensions in concurrence.

Ought to Pass

The Committee on Inland Fisheries and Game on Bill, "An Act Relating to Rabbit Hunting in Waldo County." (H. P. 355) (L. D. 485) reported that the same Ought to pass.

Comes from House, recommitted to the Committee on Inland Fisheries and Game.

In the Senate, the bill was recommitted to the Committee on Inland Fisheries and Game in concurrence.

Ought Not to Pass

The Committee on Judiciary on Bill, "An Act Relating to Power of Municipalities in Collection of Personal Property Taxes." (H. P. 74) (L. D. 101) reported that the same Ought not to pass.

The Committee on Retirements and Pensions on "Resolve Providing for an Increase in State Pension for Marion Hilton of St. Albans." (H. P. 57) (L. D. 67) reported that the same Ought not to pass.

The same Committee on "Resolve Providing for State Pension for George McCray, Presque Isle." (H. P. 147) (L. D. 185) reported that the same Ought not to pass.

The same Committee on "Resolve Providing for State Pension for Herman Johnson of Stockholm." (H. P. 234) (L. D. 327) reported that the same Ought not to pass.

The same Committee on "Resolve Providing for a State Pension for Robert McFarland of Bradford." (H. P. 235) (L. D. 328) reported that the same Ought not to pass.

The same Committee on "Resolve Providing for State Pension for George DeWitt of Bradford." (H. P. 236) (L. D. 329) reported that the same Ought not to pass.

The same Committee on "Resolve Providing for State Pension for Mrs. Elizabeth Plourde, of Stockholm." (H. P. 330) (L. D. 415) reported that the same Ought not to pass.

Which reports were severally read and accepted in concurrence.

Ought to Pass

The Committee on Claims on "Resolve in Favor of City of Ellsworth." (H. P. 100) (L. D. 143) reported that the same Ought to pass.

The same Committee on "Resolve on Favor of Town of Franklin." (H. P. 105) (L. D. 981) reported that the same Ought to pass.

The same Committee on "Resolve in Favor of Philip Krisilos, of Portland." (H. P. 264) (L. D. 982) reported that the same Ought to pass.

The same Committee on "Resolve to Reimburse Town of Mercer for Supplies Furnished Orlando Hunnewell." (H. P. 347) (L. D. 983) reported that the same Ought to pass.

The Committee on Legal Affairs on Bill, "An Act Relating to Vacancy in School Board in City of Eastport." (H. P. 375) (L. D. 505) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Number and Revision of Wards in City of Eastport." (H. P. 376) (L. D. 506) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Vacancy in Board of Assessors in City of Eastport." (H. P. 377) (L. D. 507) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Director of Public Works of City of Waterville." (H. P. 472) (L. D. 665) reported that the same Ought to pass.

The Committee on Towns and Counties on Bill, "An Act Relating to Rental for Dexter Municipal Court." (H. P. 298) (L. D. 394) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Payments of Salary of Judge of Hallowell Municipal Court." (H. P. 398) (L. D. 528) 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 Old Town School Department for Tuition for Children Living on Indian Island." (H. P. 345) (L. D. 476) reported that the same Ought to pass as amended by

Committee Amendment A (Filing No. 41)

The same Committee on "Resolve in Favor of Robert Elliott of Windham." (H. P. 406) (L. D. 583) reported that the same Ought to pass as amended by Committee Amendment A (Filing No. 42)

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

Senate Papers

The following bills and resolves were transmitted by the Director of Legislative Research, pursuant to Joint Order (H. P. 43)

Appropriations and Financial Affairs

Mrs. Lord of Cumberland presented

Bill, "An Act Relating to Salary of Full Time Local Health Officers." (S. P. 394)

The same Senator presented Bill, "An Act Relating to Admittance of and Charges for Patients at State Sanatoriums." (S. P. 395)

Mr. Butler of Franklin presented "Resolve Providing for Changes in Heating Systems for Certain Buildings at Farmington State Teachers' College." (S. P. 396)

Which were referred to the Committee on Appropriations and Financial Affairs and ordered printed.

Sent down for concurrence.

Highways

Mr. Butler of Franklin presented "Resolve Designating 'The Squire Rangeley Trail.'" (S. P. 397)

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

Sent down for concurrence.

Natural Resources

The same Senator presented Bill, "An Act Revising the Maine Mining Law." (S. P. 398)

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

Sent down for concurrence.

State Government

The same Senator presented Bill, "An Act Relating to Benefits of Social Security Extending to Employees of National Guard." (S. P. 399)

The same Senator presented Bill, "An Act Relating to Employment Status of Certain National Guard Employees Under Personnel Law." (S. P. 400)

Mrs. Lord of Cumberland presented

Bill, "An Act Increasing Surety Bond for Treasurer of State." (S. P. 401)

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

Sent down for concurrence.

Towns and Counties

Mr. Butler of Franklin presented Bill, "An Act Relating to Compensation of Medical Examiners for a View Without Autopsy." (S. P. 402)

Which was referred to the Committee on Towns and Counties, and ordered printed.

Sent down for concurrence.

Judiciary

Mr. Davis of Cumberland presented

Bill, "An Act Repealing Law Requiring Convicts to give Notes for Fines and Costs."

Which was received by unanimous consent, and on motion by the same Senator was referred to the Committee on Judiciary and ordered printed.

Sent down for concurrence.

Senate Committee Reports Leave to Withdraw

Mr. Hillman from the Committee on Claims on "Resolve to Reimburse Bragdon's Funeral Home, Ellsworth." (S. P. 116) reported that the same be granted Leave to withdraw as covered by other legislation.

Which report was read and accepted.

Sent down for concurrence.

Ought to Pass

Mr. Charles from the Committee on Business Legislation on Bill, "An Act Relating to Legal Investments for Savings Banks." (S. P.

253) (L. D. 691) reported that the same Ought to pass.

Mr. Hillman from the Committee on Claims on "Resolve in Favor of Adrian Plouffe of Webster." (S. P. 115) reported that the same Ought to pass.

Mr. Silsby from the same Committee on "Resolve to Reimburse Town of Franklin for Burial Expenses for Fred M. Robbins." (S. P. 233) reported that the same Ought to pass

Mrs. Lord from the Committee on Public Health on Bill, "An Act Relating to Registration of Podiatrists." (S. P. 86) (L. D. 196) reported that the same Ought to pass.

Mr. Briggs from the same Committee on Bill, "An Act Amending the Act of Incorporation of the Associated Hospital Service of Maine." (S. P. 146) (L. D. 344) reported that the same Ought to pass.

Mr. Lessard from the Committee on Public Utilities on Bill, "An Act to Repeal the Act Incorporating the Saco Sanitary District." (S. P. 45) (L. D. 61) reported that the same Ought to pass

Mr. Martin from the same Committee on Bill, "An Act Relating to Organization of Natural Gas Pipe Line Companies." (S. P. 163) (L. D. 410) reported that the same Ought to pass.

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

Mr. Rogerson from the same Committee on Bill, "An Act Amending the Charter of the Pittsfield Utilities District." (S. P. 216) (L. D. 561) reported that the same Ought to pass.

Which report was read and accepted and the bill read once.

Mr. SINCLAIR of Somerset: Mr. President, this bill being a matter that is coming up before Town Meeting in a few days, I move that it have its second reading.

The motion prevailed and under suspension of the rules, the bill was given its second reading and passed to be engrossed.

Sent down for concurrence.

Ought to Pass—as Amended

Mr. Hillman from the Committee on Labor on Bill, "An Act Relating to Payment of Wages in Logging and Lumbering Operations and Vacation Pay." (S. P. 161) (L. D. 408) reported that the same ought to pass with Committee Amendment A.

Which report was read and accepted and the bill read once.

The Secretary read Committee Amendment A: "Amend said bill in Section One in the 15th line by drawing a line through the word 'on' and inserting after the stricken out word 'on' the underlined words '**within a reasonable time after.**'"

Which amendment was adopted, and the bill as amended was tomorrow assigned for second reading.

Mr. Martin from the Committee on Public Utilities on Bill, "An Act Defining Exemptions Under Laws Relating to Operation of Motor Vehicles for Profit." (S. P. 215) (L. D. 560) reported that the same ought to pass with Committee Amendment A.

Which report was read and accepted and the bill read once.

The Secretary read Committee Amendment A: "Amend said bill by striking out in the 5th line from the end, the underlined word '**otherwise**'. Further amend said bill by inserting in the 4th line from the end after the underlined word '**exempted**' the underlined words '**by provision of this Chapter other than this paragraph.**'"

Which amendment was adopted, and the bill as so amended was tomorrow assigned for second reading.

Majority—OTP—as Amended Minority—OTP

The Majority of the Committee on Liquor Control on Bill, "An Act Relating to Persons to Whom Liquor Licenses May Not Be Issued." (S. P. 262) (L. D. 701) reported that the same Ought to pass with Committee Amendment A.

(Signed)

Senators:

CARPENTER of Somerset

WILLEY of Hancock

BOUCHER of Androscoggin

Representatives:

DOSTIE of Winslow
 PIERCE of Bucksport
 CROCKETT of Freeport
 COUTURE of Lewiston

The Minority of the same Committee on the same subject matter, reported that the bill Ought to pass. (Signed)

Representatives:

CHRISTIE of Presque Isle
 RICH of Charleston
 ANTHOINE of Windham

On motion by Mr. Carpenter of Somerset, the Majority Report "Ought to Pass as amended" was accepted and the bill read once. The Secretary read Committee Amendment A: "Amend said bill by striking out in the last line the 4th underlined word 'of' and inserting in place thereof the underlined words 'not exceeding.'"

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 resolve:

House

Bill, "An Act Clarifying Certain Sea and Shore Fisheries Laws." (H. P. 165) (L. D. 212)

Bill, "An Act Relating to Display of Licenses of Real Estate Salesmen." (H. P. 175) (L. D. 240)

Bill, "An Act Relating to a Pension Plan for the Police and Fire Departments of the Town of Rumford." (H. P. 183) (L. D. 246)

Bill, "An Act Relating to Definition of Real Estate Brokers." (H. P. 198) (L. D. 285)

Bill, "An Act Relating to Powers of Directors of Credit Unions." (H. P. 199) (L. D. 286)

Bill, "An Act Relating to Maximum Amount Held by a Member of a Credit Union." (H. P. 200) (L. D. 287)

Bill, "An Act Relating to Fees for Certain Licenses Under Real Estate Law." (H. P. 262) (L. D. 360)

Bill, "An Act Authorizing Caribou Hospital District to Convey Certain Land." (H. P. 280) (L. D. 376)

Bill, "An Act Relating to Construction of School Bus Garage for Town of Orland School District." (H. P. 285) (L. D. 381)

Bill, "An Act Relating to Borrowing Capacity of Town of Orland School District." (H. P. 286) (L. D. 382)

Bill, "An Act Authorizing State Schools for Practical Nursing." (H. P. 311) (L. D. 428)

Bill, "An Act Permitting Town of Naples to Construct Wharf." (H. P. 378) (L. D. 631)

Bill, "An Act Relating to Fire Hazards in Certain Buildings." (H. P. 690) (L. D. 958)

"Resolve Authorizing Attorney General to Convey Interest of the State in Certain Lands in Cumberland County." (H. P. 431) (L. D. 607)

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

House—as Amended

Bill, "An Act Providing for Group Life Insurance for Certain Members of the State Police." (H. P. 78) (L. D. 104)

Bill, "An Act Relating to Lobster Traps." (H. P. 167) (L. D. 214)

Bill, "An Act Amending Laws Relating to Loan and Building Associations." (H. P. 261) (L. D. 359)

Bill, "An Act Establishing Poetry Day in Maine." (H. P. 359) (L. D. 480)

Bill, "An Act Relating to Appointment and Meetings of Trustees of Edward Little Institute." (H. P. 380) (L. D. 509)

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

Senate

Bill, "An Act Relating to Approval of Expenses of Judicial Council." (S. P. 157) (L. D. 404)

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 and resolves:

Bill, "An Act Relating to Administration of Fire Prevention Laws." (H. P. 37) (L. D. 50)

Bill, "An Act Relating to Supervisors in Department of Education to Assist Teachers." (H. P. 266) (L. D. 362)

"Resolve to Study Advisability of State Office Building in Bangor." (H. P. 168) (L. D. 215)

"Resolve Authorizing State of Maine to Convey Certain Land in Fort Kent." (H. P. 175) (L. D. 248)

Which bills were severally passed to be enacted and the resolves finally passed.

Emergency

Bill, "An Act Discontinuing Bridge over Aroostook River at Fort Fairfield as a Public Highway." (H. P. 272) (L. D. 368)

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

Orders of the Day

On motion by Mr. Bailey of Sagadahoc, the Senate voted to take

from the table the third tabled and unassigned matter, Bill, "An Act Relating to Travel by Inspectors of Table Stock Potatoes," (H. P. 497) (L. D. 709) tabled by that Senator on February 19th pending reference to a committee; and on further motion by the same Senator the bill was referred to the Committee on Appropriations and Financial Affairs in concurrence.

On motion by Mrs. Lord of Cumberland, the Senate voted to take from the table Bill, "An Act to Incorporate the Town of Harpswell Neck," (H. P. 713) (L. D. 1075) tabled by that Senator earlier in today's session; and on further motion by the same Senator the bill was referred to the Committee on Towns and Counties in non-concurrence and sent down for concurrence.

On motion by Mr. Cole of Waldo, Adjourned until 10:00 a.m. tomorrow.