

# 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

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Thursday, March 28, 1957

Senate called to order by the President.

Prayer by Rev. Royal Brown of Gardiner.

On motion by Mr. Carpenter of Somerset, Journal of yesterday read and approved.

### Orders

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 morning, April 2nd. (S. P. 506)

Which was read and passed.

Sent forthwith to the House.

Subsequently, the foregoing Order was returned from the House, having been read and passed in concurrence.

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

ORDERED, that a message be sent to the House of Representatives proposing a Joint Convention to be held in the Hall of the House forthwith, for the purpose of inviting His Excellency, Governor Edmund S. Muskie, his guest, the Honorable Cooper T. Holt, Commander-in-chief of the Veterans of Foreign Wars of the United States, and the members of the Executive Council, to attend and address to the Convention such remarks as they may be pleased to make.

Which was read and passed.

The Secretary delivered the message.

Subsequently, a message was received from the House of Representatives through Mr. Pease, its Clerk, announcing that that branch concurred in the proposition of the Senate for a Joint Convention for the purpose stated.

The Senate retired to the Hall of the House where a Joint Convention was formed.

(For proceedings of Joint Convention see House Report)

## House Papers

Bill, "An Act Relating to Damages Done by Dogs and Wild Animals." (H. P. 979) (L. D. 1403)

Which was referred to the Committee on Agriculture in concurrence.

"Resolve Appropriating Moneys for Anticipated Overdrafts in Department of Agriculture Due to Insufficient Appropriations." (H. P. 980) (L. D. 1404)

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

"Resolve Opening Swan Lake, Waldo County, to Ice Fishing." (H. P. 982) (L. D. 1406)

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

Bill, "An Act Relating to Industrial Development in City of Bangor." (H. P. 983) (L. D. 1407)

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

Bill, "An Act Relating to Proration of Registration Fees of Motor Buses in Interstate Commerce." (H. P. 984) (L. D. 1408)

Bill, "An Act Creating the Mars Hill Utility District." (H. P. 985) (L. D. 1409)

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

Bill, "An Act Relating to Payments by Casualty Insurance Companies for Expenses of Administration of Fire Prevention Laws." (H. P. 981) (L. D. 1405)

Bill, "An Act Increasing Sales Tax with Exemptions on Water, Fuel and Electricity for Domestic Use." (H. P. 986) (L. D. 1410)

Which were referred to the Committee on Taxation in concurrence.

Bill, "An Act Creating Maine Motor Vehicle Financial Security Act." (H. P. 987) (L. D. 1411)

Which was referred to the Committee on Business Legislation in non-concurrence.

Sent down for concurrence.

**House Paper****Received by Unanimous Consent**

"Resolve in Favor of Henry E. Littlefield of Belfast." (H. P. 1011)

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

The PRESIDENT: The Chair notes the presence in the Senate Chamber of another Senate wife, a good friend of the Chair and one whom it has been a pleasure to know for many sessions. The Chair would ask the Senator from Piscataquis, Senator Parker, to escort his good wife to the rostrum.

This was done amidst the applause of the Senate.

**House Committee Reports  
Leave to Withdraw**

The Committee on Inland Fisheries and Game on Bill, "An Act Relating to Open Season on Deer in Washington County." (H. P. 707) (L. D. 1013) reported that the same be granted Leave to Withdraw.

The Committee on Retirements and Pensions on "Resolve Providing for State Pension for Martha Jewett of Wilton." (H. P. 736) (L. D. 1040) reported that the same be granted Leave to Withdraw.

Which reports were read and accepted in concurrence.

**Ought Not to Pass**

The Committee on Inland Fisheries and Game on "Resolve Authorizing the Stocking of Sebago Lake with Togue." (H. P. 743) (L. D. 1057) reported that the same Ought not to pass.

The Committee on Retirements and Pensions on "Resolve Providing for a State Pension for Regina M. Babine of Bath." (H. P. 164) (L. D. 211) reported that the same Ought not to pass.

Which reports were read and accepted in concurrence.

**Ought to Pass**

The Committee on Liquor Control on Bill, "An Act Relating to Certain Definitions Under Liquor Law." (H. P. 228) (L. D. 323) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Time of Publishing Pamphlet of Rules and Regulations of Liquor Commission." (H. P. 718)

(L. D. 1022) reported that the same Ought to pass.

The Committee on Public Utilities on Bill, "An Act Amending the Charter of the Kennebunk, Kennebunkport and Wells Water District." (H. P. 667) (L. D. 948) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Patten Water District." (H. P. 804) (L. D. 1135) reported that the same Ought to pass.

The Committee on State Government on Bill, "An Act Relating to the Department of Development of Industry and Commerce and Changing Its Name to Department of Economic Development." (H. P. 552) (L. D. 779) reported that the same Ought to pass.

The Committee on Transportation on Bill, "An Act Relating to Aircraft Dealer Registration Certificates." (H. P. 253) (L. D. 314) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Compensation of Motor Vehicle Dealer Registration Board." (H. P. 519) (L. D. 729) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Motor Vehicle Plates for Members of Legislature Who are Automobile Dealers." (H. P. 631) (L. D. 892) 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 — N. D.**

The Committee on Transportation on Bill, "An Act Relating to Issuance of Motor Vehicle Operators' Licenses from the Anniversary of the Date of Birth." (H. P. 153) (L. D. 191) reported same in New Draft (H. P. 989) (L. D. 1390) Under Same Title, and that it Ought to pass.

Which report was read and accepted in concurrence, the bill in New Draft read once and tomorrow assigned for second reading.

**Ought to Pass — as amended**

The Committee on Inland Fisheries and Game on Bill, "An Act Relating to Fishing and Hunting Licenses for Civilian Employees Residing on Loring Air Base." (H. P.

759) (L. D. 1073) reported that the same Ought to pass as Amended by Committee Amendment A (Filing No. 121)

Which report was read and accepted in concurrence and the bill read once. Committee Amendment A was read and adopted in concurrence, and the bill as so amended was tomorrow assigned for second reading.

#### Communication

Portsmouth, N. H.  
March 1, 1957

To the Honorable Senate  
and House of Representatives  
of the Ninety-eighth Legislature:

We have the honor to present the ninth Biennial Report of the Maine-New Hampshire Interstate Bridge Authority.

This biennial report is presented in accordance with an Act of the State of Maine, Chapter 18, Article VI, Private and Special Laws of 1937, and an Act of the State of New Hampshire, Chapter 4, Special Session 1936.

Respectfully submitted,  
THE MAINE-NEW HAMPSHIRE INTERSTATE  
BRIDGE AUTHORITY

(Signed)

DAVID H. STEVENS,  
Chairman

(S. P. 508)

Which was read and ordered placed on file, together with the accompanying report.

Sent down for concurrence.

Mr. Boucher of Androscoggin presented

Resolve Providing for State Pension for Elizabeth Francoeur (S. P. 512)

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

Sent down for concurrence.

#### Senate Committee Reports

Mr. Butler from the Committee on Judiciary on "Resolve Providing for Judicial Review of Certain Criminal Judgments." (S. P. 257) (L. D. 695) reported that the same be referred to the Committee on Ap-

propriations and Financial Affairs.

Which report was read and accepted and the resolve was referred to the Committee on Appropriations and Financial Affairs.

Sent down for concurrence.

#### Leave to Withdraw

Mr. Curtis from the Committee on Labor on Bill, "An Act Relating to Hours of Opening and Closing Barber Shops." (S. P. 305) (L. D. 802) reported that the same be granted Leave to Withdraw

Mr. Farley from the Committee on Natural Resources on Bill, "An Act Relating to Enforcement of Water Improvement Commission Orders." (S. P. 359) (L. D. 931) reported that the same be granted Leave to Withdraw

(On motion by Mr. Sinclair of Somerset, tabled pending consideration of the report.)

Which reports were read and accepted.

Sent down for concurrence.

#### Ought Not to Pass

Mr. Butler from the Committee on Judiciary on Bill, "An Act Relating to Right to Vote of Civilian Employees Resident at Togus." (S. P. 130) (L. D. 268) reported that the same Ought not to pass.

(On motion by Mr. Martin of Kennebec, tabled pending consideration of the report.)

#### Ought to Pass

Mr. Silsby from the same Committee on Bill, "An Act Relating to Payments to Kennebec Law Library." (S. P. 299) (L. D. 796) reported that the same Ought to pass.

Mr. Woodcock from the same Committee on Bill, "An Act Relating to Fees of Conservators." (S. P. 301) (L. D. 798) reported that the same Ought to pass.

Mr. Hillman from the Committee on Labor on Bill, "An Act Relating to Employer Defenses in Logging Operations Under Workmen's Compensation Law." (S. P. 158) (L. D. 405) reported that the same Ought to pass.

Mr. Charles from the Committee on Legal Affairs on Bill, "An Act Amending the Charter of the Rumford Municipal Court." (S. P. 329)

(L. D. 825) reported that the same Ought to pass.

Mr. Martin from the same Committee on Bill, "An Act Creating the Town of Milbridge School District." (S. P. 420) (L. D. 1179) reported that the same Ought to pass.

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

#### Ought to Pass — as amended

Mr. Butler from the Committee on Natural Resources on "Resolve Authorizing the State Forest Commissioner to Convey Certain Lands and right of way in Augusta to Cumberland Securities Corporation." (S. P. 307) (L. D. 804) reported that the same Ought to pass with Committee Amendment A.

Mr. Farley from the same Committee on "Resolve Authorizing Department of Inland Fisheries and Game to Acquire Certain Lands and Water Rights in Town of Pembroke." (S. P. 373) (L. D. 996) reported that the same Ought to pass as amended by Committee Amendment A.

Mr. Pike from the Committee on State Government on Bill, "An Act Relating to the Department of Finance and Administration." (S. P. 150) (L. D. 347) reported that the same Ought to pass as amended by Committee Amendment A.

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

#### Second Readers

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

##### House

Bill, "An Act Relating to Violation of Motor Vehicle Laws by Juveniles." (H. P. 128) (L. D. 166)

Bill, "An Act Relating to Civil Actions in Western Somerset Municipal Court." (H. P. 421) (L. D. 598)

Bill, "An Act Relating to Cheverus Columbus Club." (H. P. 469) (L. D. 662)

Bill, "An Act Changing Name of 'Town of Madawaska Municipal Court' to 'Madawaska Municipal Court.'" (H. P. 470) (L. D. 663)

Bill, "An Act Relating to Trial Terms of Superior Court in Cumberland County." (H. P. 506) (L. D. 716)

Bill, "An Act to Incorporate Finance Planning, Inc." (H. P. 977) (L. D. 1362)

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

##### House — as amended

Bill, "An Act Relating to Definition of Public School Under State Retirement System." (H. P. 142) (L. D. 180)

Bill, "An Act Relating to the Wells and York Game Preserve." (H. P. 273) (L. D. 369)

Bill, "An Act Increasing Civil Jurisdiction of Municipal Courts." (H. P. 368) (L. D. 498)

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

Bill, "An Act to Incorporate the Farrar-Brown Finance Company." (H. P. 590) (L. D. 839)

Which was read a second time and passed to be engrossed, as amended by Senate Amendment A, in non-concurrence.

Sent down for concurrence.

##### Senate

Bill, "An Act Designating Department of Education as State Agency for Surplus Property." (S. P. 423) (L. D. 1182)

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

(On motion by Mr. Rogerson of Aroostook, tabled pending passage to be engrossed.)

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

Sent down for concurrence.

##### Senate — as amended

Bill, "An Act Increasing Surety Bond for Treasurer of State." (S. P. 401) (L. D. 1097)

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

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 Injuring of or Tampering with Aircraft." (H. P. 216) (L. D. 300)

Bill, "An Act Ratifying Certain Ordinances and By-Laws of Town of Kittery." (H. P. 281) (L. D. 377)

Bill, "An Act Relating to Holding Property by Home for Aged Men in Bangor." (H. P. 379) (L. D. 508)

Bill, "An Act Relating to Payments to Piscataquis County Law Library." (H. P. 416) (L. D. 593)

Bill, "An Act Relating to Power to Hold and Purchase Property by the City of Waterville." (H. P. 662) (L. D. 943)

Bill, "An Act Relating to Filling Vacancies in Board of Trustees of Boothbay-Boothbay Harbor Cemetery District." (H. P. 664) (L. D. 945)

Bill, "An Act Relating to Board of Trustees of Fort Fairfield School District." (H. P. 693) (L. D. 980)

Bill, "An Act Relating to Qualifications of Judge of Brunswick Municipal Court." (H. P. 890) (L. D. 1230)

Bill, "An Act Relating to Transportation of Fish, Game and Fur-Bearing Animals by Aircraft." (H. P. 916) (L. D. 1258)

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

(On motion by Mr. Ferguson of Oxford, tabled pending enactment.)

Bill, "An Act Relating to Military Leave Credits Under Maine State Police Retirement System." (S. P. 134) (L. D. 273)

Bill, "An Act Relating to Service Retirement under State Retirement System." (S. P. 184) (L. D. 463)

(On motion by Mr. Davis of Cumberland, tabled pending enactment.)

Bill, "An Act Repealing Certain Game Preserves and Sanctuaries." (S. P. 195) (L. D. 540)

Bill, "An Act Relating to Payments to County Law Libraries in Aroostook County." (S. P. 227) (L. D. 570)

Bill, "An Act Relating to Legal Investments for Savings Banks." (S. P. 253) (L. D. 691)

Bill, "An Act Relating to Membership in Maine State Retirement System of Maine National Guard Employees." (S. P. 286) (L. D. 745)

(On motion by Mr. Butler of Franklin, tabled pending passage to be enacted.)

Bill, "An Act Repealing Laws Relating to Street Railroads (S. P. 310) (L. D. 807)

Bill, "An Act Relating to Purposes of Knox County General Hospital." (S. P. 346) (L. D. 926)

Bill, "An Act Creating a School District for Kingman Township, the Plantations of Prentiss, Webster and Others." (S. P. 425) (L. D. 1229)

"Resolve Providing for State Pension for Mrs. Katie Libby of Charleston." (H. P. 439) (L. D. 615)

(On motion by Mr. Sinclair of Somerset, placed on the Special Appropriations table pending final passage.)

Which bills were severally passed to be enacted.

### Emergency Measures

Bill, "An Act Relating to the Duties of the Commissioner of Agriculture Re Sardine Canning Inspection Law and Standards of Contents of Cans." (S. P. 263) (L. D. 702)

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

Bill, "An Act Creating an Assistant County Attorney for Aroostook County." (S. P. 471) (L. D. 1320)

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

"Resolve, for Laying of the County Taxes for the Years Nineteen Hundred Fifty-seven and Nineteen Hundred Fifty-eight." (H. P. 978) (L. D. 1363)

Which resolve, being an emergency measure, and having received the affirmative vote of 26 members of the Senate, was finally passed.

### Orders of the Day

Mr. SINCLAIR of Somerset: Mr. President, would it be in order for me to move that the Senate reconsider its former action taken in regard to Item 13 on page 5, whereby L. D. 1097 was passed to be engrossed?

The PRESIDENT: The Senator from Somerset, Senator Sinclair moves that the Senate reconsider its action taken earlier in today's session whereby it passed to be engrossed, bill, "An Act Increasing Surety Bond for Treasurer of State" (S. P. 401) (L. D. 1097)

The motion to reconsider prevailed; and on further motion by the same Senator, the bill was laid upon the table pending passage to be engrossed.

Mr. PARKER of Piscataquis: Mr. President, I would inquire if L. D. 821 is in the possession of the Senate.

The PRESIDENT: The Chair would note that L. D. 821, bill, "An Act Designating a Certain Road as 'Mt. Katahdin Trail'" is in the possession of the Senate, having been recalled from the engrossing department by Joint Order.

Thereupon, on motion by Mr. Parker of Piscataquis, the rules were suspended and the Senate voted to reconsider its former action whereby the bill was passed to be engrossed; and on further motion by the same Senator, the bill was laid upon the table pending passage to be engrossed.

Mr. COLE of Waldo: Mr. President, may I inquire if H. P. 632, L. D. 893 is in the possession of the Senate?

THE PRESIDENT: The Chair would answer that L. D. 893, bill, "An Act Relating to Liability Policy for Applicants for Motor Vehicle Dealer or Transit Registration Plates" is in the possession of the Senate, having been held at the request of the Senator from Waldo, Senator Cole.

Thereupon, on motion by Mr. Cole of Waldo, the Senate voted to reconsider its action whereby it accepted the Leave to Withdraw report of the committee; and on further motion by the same Senator,

the bill was laid upon the table pending consideration of the report.

On motion by Mr. Charles of Cumberland, the Senate voted to take from the table (S. P. 126) (L. D. 269) Senate Report "Ought not to pass" from the Committee on Judiciary on Bill, "An Act Authorizing a Mobile Unit for Registering Voters in Municipalities," tabled by that senator on February 28th, pending acceptance of report.

Mr. CHARLES of Cumberland: Mr. President and members of the Senate: I desire at this time to make a few remarks relative to this bill.

Mobile facilities for civic purposes is not restricted in Maine for such purposes as a Library Service, U.S. government Recruiting Service, Blood Banks, X-rays, or the bringing of National Heritage items through mobile means direct to our State.

The impetus for mobile registration started at the American Heritage Foundation meeting in the fall of 1956 at the Eastland Hotel in Portland, Maine. The Portland Junior Chamber of Commerce felt very strongly that mobile registration would increase the number of registered voters in any given area on a non-partisan basis. This has been accomplished effectively in other states, and the State Junior Chamber of Commerce felt that Maine was ready to accept this modern method of voter registration. They were balked at the Portland Board of Registration upon the grounds that mobile registration might be illegal and that an enabling act would be necessary before the local board would consider it.

Although there is no law restricting mobile registration of voters, there was doubt that the performance of such a unit could be instituted without the introduction of a bill. It is for this reason that this act was presented.

The State of Maine Junior Chamber of Commerce and other civic interest groups supported strongly this bill and felt that this was an intelligent, modern approach to the problem of unregistered individuals in the State of Maine. This has been a commendable act on the part of the Junior Chamber of Commerce. I have been instructed by



that group to accept the adverse report of the committee, and I move that the report be accepted.

Thereupon the "Ought not to pass" report of the committee was accepted.

Sent down for concurrence.

The PRESIDENT: Before adjournment, the Chair would remind the

Senate, and particularly the Senate Chairman that we have four half days available next week for executive sessions and public hearings.

On motion by Mr. Silsby of Hancock,

Adjourned until Tuesday next at ten o'clock in the morning.