

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Ninety-Ninth Legislature

OF THE

STATE OF MAINE

1959

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Friday, March 27, 1959

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

Prayer by the Rev. Mr. Horace Colpitts of Augusta.

The journal of yesterday was read and approved.

Papers from the Senate

From the Senate: The following Order:

ORDERED, the House concurring, that free additional telephone service be provided for each member of the Senate and House to the number of fifty (50) calls, of reasonable duration from Augusta to points within the limits of the State of Maine, and that each member 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. 437)

Came from the Senate read and passed.

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

Senate Reports of Committees Ought to Pass in New Draft

Report of the Committee on Highways on Bill "An Act relating to Area Directional Signs" (S. P. 160) (L. D. 380) reporting same in a new draft (S. P. 436) (L. D. 1284) under same title and that it "Ought to pass"

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

In the House, the Report was read and accepted in concurrence, the New Draft read twice and assigned the next legislative day.

Non-Concurrent Matter

Bill "An Act relating to Licensing of Horse and Ox Pulling Contests" (S. P. 433) (L. D. 1280) which was indefinitely postponed in non-concurrence in the House on March 25.

Came from the Senate with that body voting to insist on its former action whereby the Bill was passed to be engrossed, and asking for a

Committee of Conference with the following Conferees appointed on its part:

Messrs. HILLMAN of Penobscot
DOW of Lincoln
ST. PIERRE

of Androscoggin

In the House: On motion of Mr. Dudley of Enfield, the House voted to insist and join the Committee of Conference.

Orders

Mr. Call of Cumberland presented the following Order and moved its passage:

ORDERED, the Senate concurring, that H. P. 310, L. D. 457, Bill "An Act Relating to Sale of Malt Liquor in Glass Containers," and accompanying papers be recalled to the House from the legislative files for reconsideration.

The SPEAKER: Is it the pleasure of the House that this Order shall receive passage?

(Cries of "No")

The SPEAKER: Will those who favor the passage of this Order please say aye; those opposed, no.

The motion did not prevail on a viva voce vote.

On motion of Mr. Aliberti of Rumford, it was

ORDERED, that Rev. Father Lee Burns of Lewiston be invited to officiate as Chaplain of the House on Wednesday, April 8, 1959.

The SPEAKER: At this time, pursuant to Chapter 48 of the Private and Special Laws of 1959, "An Act to Create a Commission to Commemorate the Centennial of the American Civil War", the Chair will appoint to this Commission the following members of the House:

Messrs. Cousins of Bangor
Edmunds of Fort Fairfield
Dennison of East Machias
Maddox of Vinalhaven
Earles of South Portland
Pert of Bath
Tardiff of Lewiston
Briggs of Portland.

The SPEAKER: The House is proceeding under Orders.

House Reports of Committees Leave to Withdraw

Mr. Crockett from the Committee on Highways on Bill "An Act relating to Weight of Vehicles Used in Construction Areas" (H. P. 790) (L. D. 1122) reported Leave to Withdraw.

Mr. Baxter from the Committee on Taxation reported same on Bill "An Act relating to Taxation of Certain Construction Machinery and Equipment" (H. P. 510) (L. D. 723)

Reports were read and accepted and sent up for concurrence.

Ought Not to Pass Tabled and Assigned

Mr. Cyr from the Committee on Taxation reported "Ought not to pass" on Bill "An Act Exempting Hospital Thrift Shops from Sales Tax" (H. P. 700) (L. D. 1000)

Report was read.

(On motion of Mr. Lacharite of Brunswick, tabled pending acceptance of Report and specially assigned for Wednesday, April 1.)

Referred to Committee on Appropriations and Financial Affairs

Mr. Turner from the Committee on Highways on Bill "An Act Authorizing Construction of Dock in Town of Lincolnville" (H. P. 743) (L. D. 1062) reported that it be referred to the Committee on Appropriations and Financial Affairs.

Report was read and accepted, the Bill referred to the Committee on Appropriations and Financial Affairs and sent up for concurrence.

Ought to Pass in New Draft New Draft Printed

Mr. Perry from the Committee on Towns and Counties on Bill "An Act relating to Expenses of County Commissioners" (H. P. 676) (L. D. 968) reported same in a new draft (H. P. 912) (L. D. 1285) under same title and that it "Ought to pass"

Report was read and accepted, the New Draft read twice and assigned the next legislative day.

Ought to Pass Printed Bills

Tabled and Assigned

Mr. Walsh from the Committee on Taxation reported "Ought to

pass" on Bill "An Act relating to Excise Tax on House Trailers" (H. P. 255) (L. D. 366)

Report was read and accepted and the Bill read twice.

(On motion of Mr. Dostie of Winslow, tabled pending assignment for third reading and specially assigned for Friday, April 3.)

Mr. Perry from the Committee on Towns and Counties reported "Ought to pass" on Bill "An Act relating to Indexing of Plans of Townships" (H. P. 775) (L. D. 1093)

Report was read and accepted, the Bill read twice and assigned the next legislative day.

Ought to Pass with Committee Amendment

Mr. Brown from the Committee on Legal Affairs on Bill "An Act relating to License Fees in Fire Prevention Laws" (H. P. 657) (L. D. 949) 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. 657, L. D. 949, Bill "An Act Relating to License Fees in Fire Prevention Laws."

Amend said Bill in Section 1 by striking out the 4th, 5th, 6th, 7th, 8th, 9th, and 10th lines and inserting in place thereof the following:

"Sec. 47-C. Examinations by Division of State Fire Prevention. The fee for examination by the Insurance Commissioner through the Division of State Fire Prevention of each set of plans for construction, reconstruction or repairs of public buildings, hospitals, convalescent homes, nursing homes, theaters or other place of public assembly shall be \$15. Such fee shall be credited to the Division of State Fire Prevention to defray the expenses of the division. Any balance of said fees shall not lapse"

Further amend said Bill in Section 2 by inserting before the underlined words "Fire Prevention" in the 4th line the underlined word "State"

Further amend said Bill in Section 3 by striking out everything after the amending clause and in-

serting in place thereof the following underlined paragraph:

“The fee for the initial inspection of all structures at motor vehicle raceways shall be \$15. The fee for a license to operate any type of motor vehicle racing shall be \$15. Such fee shall be credited to the Division of State Fire Prevention to defray the expenses of the division. Any balance of said fees shall not lapse but shall be carried forward as a continuing account to be expended for the same purposes in the following fiscal years.”

Further amend said Bill in Section 4 by striking out everything after the amending clause and inserting in place thereof the following underlined sentences:

“The fee for the initial inspection of a theater shall be \$15 and the fee for a license of a theater shall be \$10. Such fees shall be credited to the Division of State Fire Prevention to defray the expenses of the division. Any balance of said fees shall not lapse but shall be carried forward as a continuing account to be expended for the same purposes in the following fiscal years.”

Further amend said Bill in Section 5 by inserting before the underlined word “Fire” in the 5th line, the underlined word “State”.

Committee Amendment “A” was adopted and the Bill assigned for third reading the next legislative day.

The following paper from the Senate not on the Advance Journal.

From the Senate: The following Order:

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, March 31st, at ten o'clock in the forenoon. (S. P. 438)

Came from the Senate today read and passed.

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

Passed to Be Engrossed

Bill “An Act Clarifying Laws Relating to the Maine Industrial Building Authority” (S. P. 215) (L. D. 554)

Bill “An Act relating to Municipal Court Dockets” (S. P. 331) (L. D. 907)

Bill “An Act to Authorize Independent or Internal Bank Auditors in Lieu of Directors’ Examinations” (S. P. 373) (L. D. 1100)

Bill “An Act relating to Definition of Retail Sale under Liquor Laws” (S. P. 382) (L. D. 1108)

Bill “An Act Clarifying Authority of Lewiston City Council to Require Financial Reports from Municipal Departments” (H. P. 303) (L. D. 450)

Bill “An Act Concerning Exit Facilities in Buildings and other Structures” (H. P. 656) (L. D. 948)

Bill “An Act Permitting City of Lewiston to Raise Moneys for Aid of Conventions” (H. P. 693) (L. D. 993)

Bill “An Act relating to Sick Leave for Members of Fire Department of City of Lewiston” (H. P. 761) (L. D. 1079)

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

Bill “An Act relating to Crossing of Public Ways by Railroads” (H. P. 766) (L. D. 1084)

Bill “An Act Amending the Charter of the Bowdoinham Water District” (H. P. 795) (L. D. 1127)

Resolve Appropriating Money for Completion of Court Rules (S. P. 323) (L. D. 899)

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 relating to Gifts of Securities and Money to Minors” (S. P. 169) (L. D. 413)

Bill “An Act Prohibiting the Sale of Near Beer to Minors” (S. P. 368) (L. D. 1051)

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.

Bill “An Act relating to Employment of City Personnel in City of Lewiston” (H. P. 521) (L. D. 756)

Was reported by the Committee on Bills in the Third Reading and read the third time.

Mr. Couture of Lewiston offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to H. P. 521, L. D. 756, Bill, "An Act Relating to Employment of City Personnel in City of Lewiston."

Amend said Bill in the 3rd line from the end by inserting after the underlined word "Lewiston" the underlined words "for at least 3 months"

House Amendment "A" was adopted, the Bill passed to be engrossed as amended by Committee Amendment "A" and House Amendment "A" and sent to the Senate.

Bill "An Act Enlarging Territorial Limits of West Paris Village Corporation" (H. P. 619) (L. D. 387)

Was 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.

Tabled

Bill "An Act Authorizing Red Blinker Light for Volunteer Fire Department Vehicles" (H. P. 841) (L. D. 1192)

Was reported by the Committee on Bills in the Third Reading.

(On motion of Mr. Bragdon of Perham, tabled pending third reading and unassigned.)

Resolve in favor of Edmund D. Schorr of Kittery (H. P. 236) (L. D. 347)

Resolve Refunding Motor Vehicles Fees to Certain Canadian Residents (H. P. 741) (L. D. 1060)

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

Passed to Be Enacted

An Act relating to Superintending School Committee of Town of Freeport (S. P. 217) (L. D. 556)

An Act relating to Duties of State Liquor Inspectors (S. P. 348) (L. D. 975)

An Act relating to Management and Powers of the Farmington Village Corporation (H. P. 357) (L. D. 516)

An Act relating to Disposition of Unorganized Townships Fund (H. P. 578) (L. D. 825)

An Act relating to Nursing Home in Town of Madawaska (H. P. 659) (L. D. 951)

An Act Entitling Blind Persons Accompanied by Guide Dogs to Certain Accommodations (H. P. 694) (L. D. 994)

An Act relating to Yearly Timber Cut Reports to Forest Commissioner (H. P. 725) (L. D. 1030)

An Act relating to Yield Signs on Highways (H. P. 733) (L. D. 1038)

An Act relating to Display of Lights on Motor Vehicles (H. P. 734) (L. D. 1039)

An Act relating to Registration of Certain Vehicles Owned by Maine Residents (H. P. 825) (L. D. 1162)

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

Tabled and Assigned

Resolve Naming Maine Mountains the "Longfellow Mountains of Maine" (H. P. 593) (L. D. 839)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed.

(On motion of Miss Cormier of Rumford, tabled pending final passage and specially assigned for Thursday, April 2.)

Finally Passed

Resolve Authorizing Commissioner of Inland Fisheries and Game to Convey Certain Land in Fryeburg and Brownfield, Oxford County (H. P. 664) (L. D. 956)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed, finally passed, signed by the Speaker and sent to the Senate.

Orders of the Day

The SPEAKER: Under Orders of the Day the Chair now lays before the House item number one under

tabled and today assigned matters, Bill "An Act to Revise the Dealer Registration Law", Senate Paper 342, Legislative Document 918, tabled on March 25 by the gentleman from Ellsworth, Mr. Brown, pending passage to be engrossed.

Thereupon, the Bill was passed to be engrossed and sent to the Senate.

Mr. Dodge of Guilford was granted unanimous consent to address the House.

Mr. DODGE: Mr. Speaker and Members of the House: You will find on your desks a report from the Maine State Police. This report, I think, will be interesting reading for all of you. It certainly is a thinking man's report.

(Off Record Remarks by the Speaker)

On motion of Mr. Hanson of Bradford.

Adjourned until Tuesday, March 31, at ten o'clock in the morning.