

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*Ninety-Ninth Legislature*

OF THE

STATE OF MAINE

VOLUME II

1959  
and  
SPECIAL SESSION  
1960

DAILY KENNEBEC JOURNAL

AUGUSTA, MAINE

## HOUSE

Friday, May 15, 1959

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

Prayer by the Rev. Mr. William D. Chapman of St. Paul's Episcopal Church, Brunswick.

The journal of yesterday was read and approved.

### Papers from the Senate Senate Reports of Committees Ought to Pass in New Draft Passed to Be Engrossed

Report of the Committee on Appropriations and Financial Affairs on Bill "An Act Providing for Mental Health Services" (S. P. 288) (L. D. 812) reporting same in a new draft (S. P. 490) (L. D. 1367) 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 and the New Draft read twice.

Under suspension of the rules, the New Draft was given its third reading, passed to be engrossed and sent to the Senate.

### Non-Concurrent Matter

Bill "An Act relating to the Classification of Prestile Stream in Aroostook County" (H. P. 661) (L. D. 954) which was passed to be engrossed in the House on May 13.

Came from the Senate indefinitely postponed in non-concurrence.

In the House:

The SPEAKER: The Chair recognizes the gentleman from Houlton, Mr. Ervin.

Mr. ERVIN: Mr. Speaker, the author of this bill, the gentleman from Monticello, Mr. Jewell is absent today. However, he has advised me to make the motion to insist which I make at this time.

The SPEAKER: The gentleman from Houlton, Mr. Ervin, moves that the House insist. The Chair recognizes the gentleman from Woodstock, Mr. Whitman.

Mr. WHITMAN: Mr. Speaker and Members of the House: I move that we recede and concur.

The SPEAKER: The question now before the House is the motion of the gentleman from Woodstock, Mr. Whitman, that the House recede and concur. Is this the pleasure of the House? Will those who favor the motion to recede and concur please say aye; those opposed, no.

A viva voce vote being taken, the motion prevailed.

### Non-Concurrent Matter

An Act relating to Petition for Review of Incapacity under Workmen's Compensation Act (H. P. 855) (L. D. 1355) which was passed to be enacted in the House on May 12, and passed to be engrossed on May 5.

Came from the Senate indefinitely postponed in non-concurrence.

In the House: On motion of Mr. Berman of Auburn, the House voted to recede and concur with the Senate.

### Non-Concurrent Matter Tabled and Assigned

Bill, "An Act Establishing a Minimum Wage" (S. P. 472) (L. D. 1337) which was passed to be engrossed as amended by House Amendments A, C and E in non-concurrence in the House on May 11.

Came from the Senate with House Amendment "E" indefinitely postponed and the Bill passed to be engrossed as amended by House Amendments "A" and "C" and Senate Amendments "B" "C" "D" and "F" in non-concurrence.

In the House:

The SPEAKER: The Chair recognizes the gentlewoman from Rumford, Miss Cormier.

Miss CORMIER: Mr. Speaker and Members of the House; In view of all these amendments, I would now move that this item be tabled and specially assigned for Wednesday, May 20.

The SPEAKER: The gentlewoman from Rumford, Miss Cormier, moves that this Bill be tabled and specially assigned for Wednesday next pending further consideration.

The Chair recognizes the gentleman from Friendship, Mr. Winch-enpaw.

Thereupon, on motion of that gentleman, a division of the House was had.

Eighty-four having voted in the affirmative and seven having voted in the negative, the tabling motion did prevail.

**Non-Concurrent Matter  
Tabled and Assigned**

An Act to Continue the Citizens Committee on Survey of State Government (S. P. 321) (L. D. 897) which failed passage to be enacted in the House on May 13.

Came from the Senate passed to be enacted in non-concurrence.

In the House: (On motion of Mr. Jalbert of Lewiston, tabled pending further consideration and specially assigned for Tuesday, May 19.)

The following Communication:

STATE OF MAINE  
SENATE CHAMBER

May 13, 1959

Hon. Harvey R. Pease  
Clerk of the House of  
Representatives  
99th Legislature  
State House  
Augusta, Maine

Sir:

The President of the Senate today appointed as Senate members of the American Civil War Centennial Commission, the following:

Senators:

CHARLES of Cumberland  
CARPENTER of Somerset  
MARTIN of Kennebec  
COFFIN of Cumberland

Respectfully,

(Signed) CHESTER T. WINSLOW  
Secretary of the Senate

The Communication was read and ordered placed on file.

**Orders**

On motion of Mrs. Christie of Presque Isle, it was

ORDERED, that the Bureau of Purchases provide clothes appropriate to the weather for the Speaker and Clerk of the House to be charged to legislative appropriation.

On motion of the gentlewoman from P a t t e n, Mrs. Harrington,

House Rule 25 was suspended for the remainder of today's session in order to permit smoking.

Mr. Hughes of St. Albans presented the following Order and moved its passage:

WHEREAS on May 12th, I was appointed sole unbiased judge of which lobsters were the best, those from the Bar Harbor area or those from Lincoln County, and;

WHEREAS, certain conditions were that I should have a Bar Harbor lobster first and,

WHEREAS, it is impossible to judge them without first sampling them, and,

WHEREAS, it is impossible to sample them without having one at hand;

NOW, THEREFORE, BE IT ORDERED, all House members concurring, that, our Honorable Speaker be instructed to bring to the State House before this session ends and in any case not later than the second Monday in September, one of the choicest lobsters obtainable from the Bar Harbor area, with due proof that it did come from that area. Same lobster to be delivered to me in very good edible condition;

AND BE IT FURTHER ORDERED, that the Honorable Representative from Lincoln County, Ashley Walter, be instructed also to bring to the State House before this session ends, and in any case not later than Thanksgiving, one of the choicest lobsters from that County, also with proof that it did come from that County. Same lobster to be delivered to me in very good edible condition.

NOW, THEREFORE, BE IT ORDERED THAT:

The Speaker act and not just chat. He commissioned me to make a test

As to which crustacean tastes the best.

I hate to gripe about this, but, My stomach thinks my throat is cut.

The SPEAKER: By way of explanation to the gentleman from St. Albans, Mr. Hughes, the day on which the gentleman from Lincoln County so kindly presented the Speaker with those lobsters, somehow, and I don't know how, but

somehow, when I went to get the lobster for the Judge to use, there were none there.

Thereupon, the Order received passage.

Mr. Crockett of Freeport presented the following Order and moved its passage:

WHEREAS, the members of the House of Representatives have learned of the wedding on Saturday, May 16, of Mr. Cyr of Fort Kent to Phoebe Tochi of that town;

NOW, THEREFORE, BE IT ORDERED, that the members of the House of Representatives of the 99th Legislature hereby extend to Mr. Cyr their sincere congratulations and their best wishes for happiness to the future Mrs. Cyr;

BE IT FURTHER ORDERED, that the Clerk of the House be directed to hand an attested copy of this Order to Mr. Cyr.

The SPEAKER: The Chair declares this Order very unanimously passed. (Applause)

On motion of Mr. Walter of Waldoboro, it was

ORDERED, the Senate concurring, that all bills and resolves referred to Joint Standing Committees, that have not been reported by such Committees by 4 P. M. Tuesday, May 19, be and hereby are recalled to the branch of the Legislature in which they were introduced, and the Joint Committees to which such bills were referred shall be discharged from further consideration of such bills recalled above. (H. P. 968)

**House Reports of Committees  
Ought to Pass in New Draft  
New Drafts Printed  
Tabled and Assigned**

Mr. Cox from the Committee on Judiciary on Bill "An Act to Revise the Maine Housing Authorities Act" (H. P. 68) (L. D. 106) reported same in a new draft (H. P. 967) (L. D. 1373) under title of "An Act Amending the Maine Housing Authorities Act" and that it "Ought to pass"

Report was read.

(On motion of Mr. Miller of Portland, tabled pending acceptance of the Committee Report and special-

ly assigned for Wednesday, May 20.)

Mr. Saunders from the Committee on Natural Resources on Bill "An Act Providing for Northeastern Water and Related Land Resources Compact" (H. P. 724) (L. D. 1029) reported same in a new draft (H. P. 966) (L. D. 1372) under title of "An Act Providing for a State Committee on Natural Resources" and that it "Ought to pass"

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

**Passed to Be Engrossed  
Amended Bill**

Bill "An Act relating to Pauper Settlement of Patients and Employees of Central Maine Sanatorium" (H. P. 247) (L. D. 358)

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.

**Enactor Requiring Two-Thirds Vote  
Tabled and Assigned**

An Act to Authorize the Construction of a Causeway Connecting Littlejohns Island, and a Bridge and Causeway Connecting Littlejohns with Chebeague Island (H. P. 145) (L. D. 201)

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

(On motion of Mr. Call of Cumberland, tabled pending passage to be enacted and specially assigned for Monday, May 18)

**Emergency Measure  
Tabled and Assigned**

Resolve Opening Long Lake, Aroostook County, to Smelt Fishing (H. P. 720) (L. D. 1025)

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

(On motion of Mr. Emmons of Kennebunk, tabled pending final passage and specially assigned for Tuesday, May 19.)

**Passed to Be Enacted**

An Act Revising the Probation and Parole Laws (S. P. 334) (L. D. 910)

An Act relating to Reapportionment of School Directors of School Administrative Districts (S. P. 345) (L. D. 972)

An Act to Create a Committee to Study the Relocation of the State School for Boys (S. P. 484) (L. D. 1358)

An Act relating to Juvenile Offenders (S. P. 485) (L. D. 1357)

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.

An Act Permitting Sale of Liquor on Election Days after Polls Close (H. P. 765) (L. D. 1083)

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

The SPEAKER: The Chair recognizes the gentleman from Norway, Mr. Chapman.

Mr. CHAPMAN: Mr. Speaker and Members of the House: I would like to move that this be indefinitely laid on the table.

The SPEAKER: Does the gentleman mean indefinitely postponed or does the gentleman mean tabled unassigned?

Mr. CHAPMAN: Indefinitely postponed.

The SPEAKER: The Chair recognizes the gentleman from Freeport, Mr. Crockett.

Mr. CROCKETT: Mr. Speaker and Members of the House: This bill has passed the other branch and came out of Committee with a very favorable report, and I say let's respect the judgments of the other branch and also of our Committee.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Tardiff.

Mr. TARDIFF: Mr. Speaker, I ask for a division.

The SPEAKER: A division has been requested. The Chair recognizes the gentleman from Bowdoinham, Mr. Curtis.

Mr. CURTIS: Mr. Speaker and Ladies and Gentlemen: I think since I have been a member of this Legislature I have been associ-

ated with some of the finest people of Maine and of the world, but one thing that pains me is why we just keep opening up more and more chances to sell intoxicating beverages.

Now looking over the sketch which tells something about each of us you will find that there are so many people here who I am so proud of, are members of churches, and why they just want to open up more and make more trouble I just cannot understand. Now there are plenty of chances to buy these beverages on the day before if somebody wants to get drunk on election day or want to treat because they are elected or because they are defeated, but just why we have to open the door to have any more I just can't understand the thinking of anyone as to why they should want to do it. I hope that the motion to indefinitely postpone will prevail and that we will stand up for the right to protect our people on this day when there is absolutely no need of any more sale of intoxicating beverages.

The SPEAKER: The Chair recognizes the gentleman from Winslow, Mr. Dostie.

Mr. DOSTIE: Mr. Speaker and Members of the House: I just want to remind you that this went through the House with over a twenty-five majority and it came out of Committee eight to two "ought to pass."

The SPEAKER: Is the House ready for the question? Will those who favor the motion to indefinitely postpone Bill "An Act Permitting Sale of Liquor on Election Days after Polls Close," please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Thirty-seven having voted in the affirmative and sixty-two having voted in the negative, the motion did not prevail.

Thereupon, the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

**Tabled and Assigned**

An Act Permitting the Building of Marinas in Lake Maranacook, Kennebec County (H. P. 944) (L. D. 1336)

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

(On motion of Mr. Dumaine of Readfield, tabled pending passage to be enacted and specially assigned for Tuesday, May 19.)

The SPEAKER: The Chair will declare the House to be in recess for fifteen minutes, but please be back in fifteen minutes.

Called to order by the Speaker.

**Order Out of Order**

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 Monday, May 18, at four o'clock in the afternoon. (S. P. 495)

Came from the Senate read and passed.

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

On motion of Mr. Wade of Auburn,

Adjourned until Monday, May 18, at four o'clock in the afternoon.