

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

SENATE

Tuesday, February 3, 1959

Senate called to order by the President.

Prayer by Rev. Roger D. Blinn of Gardiner.

On motion by Mr. Duquette of York, Journal of last Thursday read and approved.

The **PRESIDENT**: The Chair notes in the Senate Chamber the presence of another charming and gracious wife of one of our members, and the Chair at this time will ask the Sergeant-at-Arms to escort Mrs. Lewis, the wife of Senator Lewis, to the rostrum. (Applause, members rising)

Paper from the House

Bill, "An Act Relating to Licensing and Safety in Operation of Boats." (S. P. 79) (L. D. 151)

In Senate on January 27, referred to Committee on Inland Fisheries and Game.

Comes from House referred to Committee on Judiciary in non-concurrence.

In the Senate, on motion by Mr. Carpenter of Somerset, tabled pending consideration.

House Papers

Bill, "An Act Relating to Sale of Kosher Meat and Foods." (H. P. 125) (L. D. 184)

Which was referred to the Committee on Agriculture in concurrence.

Bill, "An Act Relating to Planting Forest Nursery Tree Seedlings." (H. P. 127) (L. D. 185)

Bill, "An Act Providing for a State Tuberculosis and Chronic Diseases Annex to Arthur R. Gould Memorial Hospital in Presque Isle." (H. P. 128) (L. D. 186)

Bill, "An Act Appropriating Moneys for a Continuance of the Revision of the Election Laws." (H. P. 129) (L. D. 187)

Bill, "An Act to Allocate Moneys for the Administrative Expenses of the State Liquor Commission for the Fiscal Years Ending June 30, 1960 and June 30, 1961." (H. P. 130) (L. D. 188)

"Resolve Creating a Tax Policy Advisory Committee." (H. P. 131) (L. D. 189)

"Resolve, Appropriation for the Purchase of Informational Materials for Use in the Education of Retarded Children." (H. P. 132) (L. D. 190)

"Resolve Reimbursing Certain Municipalities on Account of Property Tax Exemptions of Veterans." (H. P. 135) (L. D. 193)

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

Bill, "An Act Relating to Examination of Insurance Agents and Brokers." (H. P. 133) (L. D. 191)

Bill, "An Act Relating to Officers of Mutual Insurance Companies." (H. P. 134) (L. D. 192)

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

"Resolve to Reimburse the Town of Houlton for Aid Extended to Family of Miles McDermitt." (H. P. 136) (L. D. 194)

"Resolve to Reimburse the Town of Norridgewock for Aid to Family of Leslie M. Jones." (H. P. 138)

"Resolve in Favor of Norman R. Farnham of Fort Fairfield." (H. P. 185)

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

Bill, "An Act to Authorize the Municipalities of Bingham, Brighton Plt., Caratunk Plt., Moscow, Pleasant Ridge Plt., The Forks Plt. and West Forks Plt. to Form a School Administrative District." (H. P. 139) (L. D. 195)

Bill, "An Act Relating to Average Daily Membership Required for School Administrative Districts." (H. P. 140) (L. D. 196)

Bill, "An Act to Authorize Jackman and Moose River to Form a School Administrative District." (H. P. 141) (L. D. 197)

Bill, "An Act Relating to Teachers and Other School Personnel for Mentally Retarded Children." (H. P. 142) (L. D. 198)

Bill, "An Act to Authorize the Municipalities of Deer Isle and Stonington to Form a School Administrative District." (H. P. 143) (L. D. 199)

Which bills were severally referred to the Committee on Education in concurrence.

"Resolve Authorizing Correction of 1954 Gubernatorial Election Record

of Town of Strong." (H. P. 144) (L. D. 200)

Which was referred to the Committee on Election Laws in concurrence.

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

Bill, "An Act to Authorize the Construction of a Bridge Across the Passagassawaukeag River." (H. P. 146) (L. D. 202)

Bill, "An Act to Make Allocations from the General Highway Fund for the Fiscal Years Ending June 30, 1960 and June 30, 1961." (H. P. 147) (L. D. 203)

"Resolve Designating the Interstate Highway System in Maine as Brian M. Jewett Memorial Highway." (H. P. 148) (L. D. 204)

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

Bill, "An Act Disposal of Deer Killed While Damaging Crops and Orchards." (H. P. 149) (L. D. 205)

Bill, "An Act Relating to Trapping Season for Muskrats in Aroostook County." (H. P. 150) (L. D. 206)

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

House Committee Reports Ought to Pass

The Committee on Legal Affairs on Bill, "An Act Relating to Residence of Trustees of Monmouth Academy." (H. P. 10) (L. D. 19) reported that the same Ought to pass.

The same Committee on Bill, "An Act Permitting Municipalities to Raise Money for Buildings of Certain Academies." (H. P. 11) (L. D. 20) reported that the same Ought to pass.

(On motion by Mr. Martin of Kennebec, the report was read and accepted and the bill was laid upon the table pending first reading.)

The same Committee on Bill, "An Act Relating to Pilots for the Port of Portland." (H. P. 14) (L. D. 23) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Qualifications for

Appointment to Auburn Police and Fire Departments." (H. P. 43) (L. D. 63) reported that the same Ought to pass.

The same Committee on Bill, "An Act Changing Name of the Young Men's Christian Association of Auburn to The Young Men's Christian Association of Auburn - Lewiston." (H. P. 44) (L. D. 64) 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 Judiciary on Bill, "An Act Permitting Prisoners at County Jails to Attend Funerals Outside." (H. P. 41) (L. D. 61) reported that the same Ought to pass as Amended by Committee Amendment A (Filing No. 4)

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

Senate Papers Referred to Committees Appropriations and Financial Affairs

Mr. Cole of Waldo presented Bill, "An Act Providing for Forest Rehabilitation." (S. P. 127)

Mr. Weeks of Cumberland presented Bill, "An Act Providing for a Review of Laws of Department of Institutional Service." (S. P. 128)

Mr. Willey of Hancock presented Bill, "An Act Directing a Study of Property Tax Administration." (S. P. 129)

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

Sent down for concurrence.

Business Legislation

Mr. Thurston of Oxford presented Bill, "An Act Relating to Inactive Bank Accounts." (S. P. 130)

Which was referred to the Committee on Business Legislation and ordered printed.

Sent down for concurrence.

Education

Mr. Stilphen of Knox presented Bill, "An Act Relating to Training of Firemen." (S. P. 131)

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

Sent down for concurrence.

Highways

Mr. Charles of Cumberland presented Bill, "An Act Pertaining to Discontinuance of Portions of County Roads When Reconstructed." (S. P. 132)

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

Sent down for concurrence.

Inland Fisheries and Game

Mr. Briggs of Aroostook presented Bill, "An Act Repealing Bounty on Bobcat, Loupcervier and Canada Lynx." (S. P. 133)

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

Sent down for concurrence.

Judiciary

Mr. Charles of Cumberland presented

Bill, "An Act Relating to Recording of Eminent Domain Proceedings." (S. P. 134)

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

Sent down for concurrence.

Labor

Mr. Bates of Penobscot presented Bill, "An Act Relating to Employment of Minors under 16 Years of Age." (S. P. 135)

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

Sent down for concurrence.

Natural Resources

Mr. Briggs of Aroostook presented Bill, "An Act Relating to Reimbursement to Forestry Department for Expenses When Forest Management is Practiced on State Lands." (S. P. 136)

The same Senator presented "Resolve Authorizing the State Tax Assessor to Convey by Sale the Interest of the State in Certain

Lands in the Unorganized Territory." (S. P. 137)

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

State Government

Mr. Ross of Sagadahoc presented Bill, "An Act Providing for Emergency Interim Executive and Judicial Succession." (S. P. 138)

The same Senator presented Bill, "An Act Providing for Emergency Interim Legislative Succession." (S. P. 139)

The same Senator presented Bill, "An Act Relating to Emergency Location of Governments for State Political Subdivisions." (S. P. 140)

The same Senator presented Bill, "An Act Relating to Emergency Location of State Government." (S. P. 141)

Mr. Weeks of Cumberland presented

Bill, "An Act Relating to Outstanding Sick Leave for Certain Employees of Department of Institutional Service." (S. P. 142)

Mr. Ross of Sagadahoc presented "Resolve Proposing an Amendment to the Constitution to Provide Continuity of Government in Case of Enemy Attack." (S. P. 143)

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

Sent down for concurrence.

Taxation

Mr. Willey of Hancock presented Bill, "An Act Relating to Property Tax Exemptions of Veterans." (S. P. 144)

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

Sent down for concurrence.

Towns and Counties

Mr. Weeks of Cumberland presented

Bill, "An Act Relating to Appointment of Special Deputy Sheriffs." (S. P. 145)

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

Sent down for concurrence.

Orders

On motion by Mr. Wyman of Washington

ORDERED, the House concurring, that clergymen who are invited to serve as Chaplains for the Legislature shall be compensated for mileage on the same basis as members if they reside more than ten miles from Augusta. (S. P. 143)

Which was read and passed.
Sent down for concurrence.

On motion by Mrs. Lord of Cumberland

ORDERED, the House concurring, that the Bureau of Public Improvements be directed to study the present site of the State School for Boys to determine the desirability of new construction on this site considering the proximity of the airport, and to make a report to the 99th Legislature, in six weeks, as to whether or not it would be more economical and practical to construct a new school on a new site. (S. P. 147)

Which was read and passed.
Sent down for concurrence.

On motion by Mr. Pierce of Hancock

ORDERED, that the President of the Senate be authorized to appoint a Courier for the Senate.

Which was read and passed.

On motion by Mr. Dow of Lincoln,

ORDERED, that the Committee on Education be granted the use of the Senate Chamber for a hearing on Tuesday, February 10th, in the afternoon.

Which was read and passed.

**Senate Committee Reports
Ought to Pass**

Mr. Lewis from the Committee on Business Legislation on Bill, "An Act to Incorporate Westbrook Investment Corporation of Portland." (S. P. 22) (L. D. 2) reported that the same Ought to pass.

Mr. Charles from the same Committee on Bill, "An Act Permitting Savings Banks to Buy Hospitalization Insurance for Trustees." (S. P. 39) (L. D. 37) reported that the same Ought to pass.

Mr. Lewis from the same Committee on Bill, "An Act Relating to Investment of Municipal Funds."

(S. P. 50) (L. D. 83) reported that the same Ought to pass.

Mr. Bates from the Committee on Education on Bill, "An Act Accepting from Estate of Nellie E. Fuller Funds for Governor Baxter State School for the Deaf." (S. P. 54) (L. D. 87) 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. Dow from the Committee on Education on Bill, "An Act to Authorize the Addition of the Town of Brooks to School Administrative District No. 3." (S. P. 52) (L. D. 85) reported that the same Ought to pass as amended by Committee Amendment A.

The same Senator from the same Committee on Bill, "An Act to Authorize the Addition of the Town of Jackson to School Administrative District No. 3." (S. P. 53) (L. D. 86) reported that the same Ought to pass as amended by Committee Amendment A.

Which reports were read and accepted and the bills read once; Committee Amendments A were read and adopted; on motion by Mr. Cole of Waldo, the rules were suspended, the bills were given a second reading and passed to be engrossed.

On further motion by the same Senator, the bills were sent forthwith to the House for concurrence.

Passed to Be Engrossed

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

Senate

Bill, "An Act Relating to Payment to Oxford County Law Library." (S. P. 24) (L. D. 4)

Bill, "An Act Relating to Payments to County Law Library at Rumford." (S. P. 25) (L. D. 5)

Bill, "An Act to Allocate Money from the General Highway Fund for State Aid Construction." (S. P. 40) (L. D. 38)

Bill, "An Act to Make Allocations from the General Highway Fund for the Fiscal Years Ending June 30,

1960 and June 30, 1961. (S. P. 41) (L. D. 39)

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

Sent down for concurrence.

Orders of the Day

The PRESIDENT: Under orders of the day the Chair would like to speak for the entire Senate body and I am sure say "Welcome back, Senator Lessard." We are indeed happy to see you back and we hope that you will be with us from now on. (Applause)

Senator Lessard of Androscoggin was granted unanimous consent to address the Senate.

Mr. LESSARD: Mr. President and members of the Senate: I want to thank each and every one of you for the fine gifts I received while I was an inmate at St. Mary's Hospital in Lewiston, and I also wish to thank the Senate staff for the fine flowers. They were indeed wel-

come and I am sure eased my recovery.

However, there are two other things I ought to bring to the attention of the Senate: I do not know why the good Senator from Knox, Senator Stilphen, called every night to find out how I was doing, and I do not understand why a committee of the Senator from Washington, Senator Wyman and the Senator from Somerset, Senator Carpenter had to inquire about the qualifications and the efficiency of my nurses. Nevertheless, I want you to know that both of these committees did a fine job in finding out what was going on. Again, I thank the members of these committees and the members of the Senate. (Applause)

On motion by Mr. Ross of Sagadahoc,

Adjourned until ten o'clock tomorrow morning.