

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 10, 1959

Senate called to order by the President.

Prayer by Rev. Lawrence A. Littlehale of Gardiner.

On motion by Mr. Hillman of Penobscot, Journal of last Thursday read and approved.

The PRESIDENT: The Chair notes in the Senate Chamber the presence of an attractive wife of one of our members and now asks the Sergeant-at-Arms if he will escort Mrs. Dow, the wife of Senator Dow of Lincoln to the rostrum.

(Applause, members rising)

Paper from the House

Bill, "An Act to Authorize the Construction of Housing for the University of Maine and the Issuance of Not Exceeding \$24,000,000 Bonds of the State of Maine for the Financing Thereof." (H. P. 108) (L. D. 181)

In Senate on February 4, referred to the Committee on Appropriations and Financial Affairs in non-concurrence.

Comes from the House, that body insisting upon its former action whereby the bill was referred to the Committee on Education.

In the Senate, on motion by Mr. Pierce of Hancock, the Senate voted to recede and concur.

The PRESIDENT: The Chair notes in the Senate Chamber, the presence of another attractive and charming wife of a Senate member and at this time the Chair will ask the Sergeant-at-Arms to escort to the rostrum Mrs. Coffin, wife of Senator Coffin of Cumberland.

(Applause, members rising)

House Papers

Bill, "An Act Relating to Dating Processed Milk" (H. P. 258) (L. D. 390)

Bill, "An Act Relating to License Fees for Seeing-Eye Dogs." (H. P. 335) (L. D. 495)

Which were referred to the Committee on Agriculture in concurrence.

Bill, "An Act Providing for the Construction of an Incinerator at

the University of Maine in Orono." (H. P. 259) (L. D. 391)

Bill, "An Act Relating to Income from Sale of Geological Survey Publications." (H. P. 260) (L. D. 392)

Bill, "An Act Providing for the Remodeling of Wingate Hall at the University of Maine in Orono." (H. P. 261) (L. D. 393)

The PRESIDENT: The Chair notes in the Senate Chamber the presence of a former distinguished member of this Body and the present Chairman of the Board of Trustees of the Maritime Academy at Castine; and the Chair requests the Sergeant-at-Arms to escort to the rostrum the Honorable Ralph Leavitt.

(Applause, members rising)

Bill, "An Act Providing for the Construction of a Building for the University Press at the University of Maine in Orono." (H. P. 262) (L. D. 394)

Bill, "An Act Providing for Remodeling Aubert Hall, South End, at the University of Maine in Orono." (H. P. 263) (L. D. 395)

Bill, "An Act Providing for the Remodeling of Aubert Hall, North End, at the University of Maine in Orono." (H. P. 264) (L. D. 396)

Bill, "An Act Providing for Completing the Wings of Boardman Hall at the University of Maine in Orono." (H. P. 265) (L. D. 397)

Bill, "An Act Providing Revenues for Treatment and Rehabilitation of Alcoholics." (H. P. 269) (L. D. 401)

Bill, "An Act Directing Review of Provisions Relating to Towns." (H. P. 270) (L. D. 402)

Bill, "An Act Providing for the Expansion of the Steam Plant at the University of Maine in Orono." (H. P. 336) (L. D. 496)

"Resolve Appropriating Moneys to Promote and Advertise Maine's Ski Business." (H. P. 266) (L. D. 389)

"Resolve Appropriating Moneys to Provide for a Survey of Maine's Recreational Industry." (H. P. 267) (L. D. 399)

"Resolve For the Purchase of Two Hundred Copies of 'A History of the Town of Porter, Maine.'" (H. P. 269) (L. D. 400)

"Resolve Appropriating Moneys for LP Gas Prover for State Sealer of Weights and Measures." (H. P. 271) (L. D. 403)

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

Bill, "An Act Relating to the Licensing and Distribution of Trading Stamps." (H. P. 272) (L. D. 404)

Mr. CHARLES of Cumberland: Mr. President, I have discussed this matter with the Chairman of the Committee on Taxation. We have studied the bill and it is agreed between us that this is a matter for the taxation committee. I therefore move that this bill be referred to the Committee on Taxation.

The motion prevailed and the bill was referred to the Committee on Taxation in non-concurrence.

Sent down for concurrence.

Bill, "An Act Providing for Medical Payments Under Assigned Risk Plan." (H. P. 273) (L. D. 405)

Bill, "An Act to Incorporate Mark-Continental Corporation." (H. P. 274) (L. D. 406)

Bill, "An Act Defining Blanket Accident and Sickness Insurance with Respect to Schools." (H. P. 275) (L. D. 407)

Bill, "An Act to Incorporate the Superior Finance Co." (H. P. 276) (L. D. 408)

Bill, "An Act to Incorporate United Finance Corporation." (H. P. 277) (L. D. 409)

Bill, "An Act to Incorporate County Finance Corporation." (H. P. 278) (L. D. 410)

Bill, "An Act Relating to Report by Licensed Small Loan Agencies." (H. P. 342) (L. D. 502)

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

"Resolve to Reimburse the Town of Jackson for Aid to Louise M. Tilton." (H. P. 279) (L. D. 411)

"Resolve in Favor of Malcolm M. Salisbury of Bar Harbor." (H. P. 345)

Which were referred to the Committee on Claims in concurrence.

Bill, "An Act Clarifying Laws Relating to Secondary Schools." (H. P. 281) (L. D. 412)

Bill, "An Act Providing for Vocational Rehabilitation of Handicapped Individuals." (H. P. 282) (L. D. 429)

Bill, "An Act Relating to Approval of Summer Schools." (H. P. 283) (L. D. 430)

Bill, "An Act to Regulate Privately Owned Correspondence Schools." (H. P. 284) (L. D. 431)

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

Bill, "An Act Relating to Area Directional Signs for Winthrop Lakes Region." (H. P. 285) (L. D. 432)

Which was referred to the Committee on Highways in concurrence.

Bill, "An Act Relating to Sale of Fishing and Hunting Licenses." (H. P. 286) (L. D. 433)

Bill, "An Act to Repeal Minimum Length Provisions on Trout." (H. P. 287) (L. D. 434)

"Resolve Regulating Bass Fishing in Sebago Lake, Cumberland County." (H. P. 288) (L. D. 435)

"Resolve Regulating Fishing in Lily Lake, Washington County." (H. P. 289) (L. D. 436)

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

Bill, "An Act Correcting Certain Inconsistencies in the Probation and Parole Law." (H. P. 290) (L. D. 437)

Bill, "An Act Relating to Management of Causes in Court by Counsel." (H. P. 291) (L. D. 438)

Bill, "An Act Relating to Suspension of Motor Vehicle Licenses for Speeding." (H. P. 292) (L. D. 439)

Bill, "An Act Relating to Tax Collector's Warrant." (H. P. 293) (L. D. 440)

Bill, "An Act Authorizing the National Tuberculosis Association to Hold Meetings Outside the State." (H. P. 294) (L. D. 441)

Bill, "An Act Creating a Second Assistant County Attorney for Cumberland County." (H. P. 295) (L. D. 442)

Bill, "An Act Relating to the Reporting of Divorces to State Registrar of Vital Statistics." (H. P. 296) (L. D. 443)

Bill, "An Act Revising the Laws Relating to the Registration of Vital Statistics" (H. P. 297) (L. D. 444)

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

Bill, "An Act Relating to Unfair Wage Agreements." (H. P. 298) (L. D. 445)

Bill, "An Act Eliminating Waiting Period for Benefits Under Employment Security Law." (H. P. 299) (L. D. 446)

Bill, "An Act Permitting Employees Time Off to Vote." (H. P. 300) (L. D. 447)

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

Bill, "An Act Relating to Pari Mutuel Pools for Running Horse Races." (H. P. 301) (L. D. 448)

Bill, "An Act Relating to Hours for Public Dance Halls." (H. P. 302) (L. D. 449)

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 Relating to Exemptions Under Boiler and Unfired Steam Pressure Vessels Law." (H. P. 304) (L. D. 451)

Bill, "An Act Relating to the Recreation Department for the City of Lewiston." (H. P. 305) (L. D. 452)

Bill, "An Act Relating to Superintending School Committee of Town of Falmouth." (H. P. 306) (L. D. 453)

Bill, "An Act Relating to Amount of Property Held by West Oxford Agricultural Society." (H. P. 307) (L. D. 454)

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

Bill, "An Act Relating to Closing Liquor Places of Business on Sunday." (H. P. 308) (L. D. 455)

Bill, "An Act Prohibiting Sale of Liquor on All Election Days." (H. P. 309) (L. D. 456)

Bill, "An Act Relating to Sale of Malt Liquor in Glass Containers." (H. P. 310) (L. D. 457)

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

Bill, "An Act Permitting Pushaw Boat Club, Inc. to Erect Dam Across Pushaw Stream." (H. P. 311) (L. D. 458)

"Resolve Authorizing the State Forest Commissioner to Convey Certain Land in Kennebec County." (H. P. 312) (L. D. 459)

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

Bill, "An Act Relating to Free Vaccination and Inoculation." (H. P. 313) (L. D. 460)

Bill, "An Act Relating to Permit Before Examination for Applicant to Practice Barbering." (H. P. 314) (L. D. 461)

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

"Resolve in Favor of Miss Margaret Crosby of Bangor." (H. P. 316) (L. D. 463)

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

Bill, "An Act Increasing Salary of Commissioner of Education." (H. P. 318) (L. D. 465)

Bill, "An Act Clarifying the Laws Relating to the Department of Finance and Administration." (H. P. 319) (L. D. 466)

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

Bill, "An Act to Clarify the Sales and Use Tax Law." (H. P. 320) (L. D. 467)

Bill, "An Act Relating to Definition of Retail Sale in Sales and Use Tax Law." (H. P. 321) (L. D. 468)

Bill, "An Act Relating to Registration of Property Subject to Sales or Use Tax." (H. P. 322) (L. D. 469)

Bill, "An Act Exempting Certain Fraternal Associations from Property Taxation." (H. P. 323) (L. D. 470)

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

Bill, "An Act Increasing Clerk Hire and Salaries of Judges and Recorders of Municipal Courts in Cumberland County." (H. P. 327) (L. D. 474)

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

Bill, "An Act Relating to School Bus Operators." (H. P. 329) (L. D. 476)

Bill, "An Act Relating to Type of Lights on School Buses." (H. P. 330) (L. D. 477)

Bill, "An Act Relating to Non-resident Motor Vehicle Privileges." (H. P. 332) (L. D. 479)

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

Bill, "An Act Changing the Name Pauper to Indigent Person." (H. P. 333) (L. D. 4840)

Which was referred to the Committee on Welfare in concurrence.

**House Report
Ought to Pass**

The Committee on Legal Affairs on Bill, "An Act Relating to Compensation of Councillors of Town of Houlton." (H. P. 71) (L. D. 109) reported that the same Ought to pass.

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

**MAINE STATE LIBRARY
Augusta**

January 29, 1959

To the Senate and House of Representatives State of Maine

In accordance with the provisions of Chapter 42, Section 14, of the Revised Statutes, the report of the Maine State Library for the period July 1, 1956, to June 30, 1958, is herewith submitted.

(Signed) RUTH A HAZELTON
Librarian

(S. P. 222)

Which was read and ordered placed on file.

Sent down for concurrence.

Senate Papers

**Appropriations
and Financial Affairs**

Mr. Boucher of Androscoggin presented Bill, "An Act to Authorize General Fund Bond Issue in Amount of Ten Million Dollars to Provide Major Repairs, Construction and Equipment." (S. P. 200)

Mr. Lessard of Androscoggin presented Bill, "An Act Relating to Ex-

penses of the State Liquor Commission." (S. P. 201)

Mrs. Lord of Cumberland presented Bill, "An Act to Reactivate a Maine Committee on Problems of the Mentally Retarded." (S. P. 195)

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

Sent down for concurrence.

Business Legislation

Mr. Weeks of Cumberland presented Bill, "An Act to Incorporate C.I.T. Corporation (Maine)." (S. P. 202)

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

Sent down for concurrence.

Highways

Mr. Stilphen of Knox presented "Resolve to Provide Funds for Land Acquisition and Plans for State Highway Office Building." (S. P. 203)

Mr. Woodcock of Penobscot presented "Resolve Designating Bangor-Brewer Bridge as 'Joshua L. Chamberlain Bridge.'" (S. P. 204)

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

Sent down for concurrence.

Inland Fisheries and Game

Mr. Carpenter of Somerset presented Bill, "An Act to Revise the Inland Fish and Game Laws." (S. P. 205)

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

Sent down for concurrence.

Judiciary

Mr. Weeks of Cumberland presented Bill, "An Act Relating to Arrest Without a Warrant for Misdemeanors." (S. P. 206)

The same Senator presented Bill, "An Act Relating to Breaking and Entering Motor Vehicles." (S. P. 207)

The same Senator presented Bill, "An Act Relating to Cheating by False Pretenses." (S. P. 208)

The same Senator presented Bill, "An Act Relating to Care of Children of Women Committed to Reformatory for Women." (S. P. 209)

The same Senator presented Bill, "An Act Relating to Questioning and Detaining Criminal Suspects and Searching for Weapon." (S. P. 210)

The same Senator presented Bill, "An Act Relating to Hearing Without Delay for Person Arrested." (S. P. 211)

The same Senator presented Bill, "An Act Relating to Inspection of Hotel Registers by Police Officers." (S. P. 212)

The same Senator presented Bill, "An Act Relating to Witnesses' Privilege in Gambling and Lottery Cases." (S. P. 213)

Mr. Woodcock of Penobscot presented Bill, "An Act Relating to Time Attachment of Property Continues After Judgment." (S. P. 214)

The same Senator presented Bill, "An Act Clarifying Laws Relating to the Maine Industrial Building Authority." (S. P. 215)

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

Sent down for concurrence.

Labor

Mr. Woodcock of Penobscot presented Bill, "An Act Relating to Hearing Injuries under Workmen's Compensation Law." (S. P. 216)

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

Sent down for concurrence.

Legal Affairs

Mr. Coffin of Cumberland presented Bill, "An Act Relating to Superintending School Committee of Town of Freeport." (S. P. 217)

Which was referred to the Committee on Legal Affairs and ordered printed.

Sent down for concurrence.

Liquor Control

Mr. Fournier of York presented Bill, "An Act Relating to Sale of Spirituous Liquor in Class A Restaurants." (S. P. 218)

Which was referred to the Committee on Liquor Control and ordered printed.

Sent down for concurrence.

Taxation

Mr. Pierce of Hancock presented Bill, "An Act Relating to Ap-

portionment to Municipalities of Tax on Railroad Companies and Telephone and Telegraph Companies." (S. P. 219)

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

Sent down for concurrence.

Towns and Counties

Mr. MacDonald of Oxford presented

Bill, "An Act Increasing Clerk Hire in County Offices in Oxford County." (S. P. 220)

The same Senator presented

Bill, "An Act Increasing Salary of Judge of Rumford Municipal Court and Providing Clerk Hire." (S. P. 221)

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

Sent down for concurrence.

Senate Committee Reports Ought to Pass

Mr. St. Pierre from the Committee on Agriculture on

Bill, "An Act Relating to Sale of Butter and Margarine Under Weights and Measures Law." (S. P. 20) L. D. 1) reported that the same Ought to pass.

Mr. Duquette from the Committee on Appropriations and Financial Affairs on

Bill, "An Act Relating to Deficiency Appropriation for State Treasury." (S. P. 49) (L. D. 82) reported that the same Ought to pass.

Mr. Pierce from the same Committee on

"Resolve Appropriating Moneys to Provide for Necessary Expert Assistance in Regulation of Rates." (S. P. 77) (L. D. 126) reported that the same Ought to pass.

(On motion by Mr. Willey of Hancock, report read and accepted and under suspension of the rules given its two several readings and passed to be engrossed. Sent down for concurrence.)

Mr. Lewis from the Committee on Business Legislation on Bill, "An Act Relating to Capital Stock of Rumford Bank and Trust Company."

(S. P. 91) (L. D. 209) reported that the same Ought to pass.

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

Ought to Pass - N.D.

Mr. Dow from the Committee on Agriculture on Bill, "An Act Regulating Horse and Ox Pulling Contests." (S. P. 48) (L. D. 81) reported same in New Draft (S. P. 223) (L. D. 537) under same title, and that it Ought to pass.

Which report was read and accepted, the bill in new draft read once and tomorrow assigned for second reading.

Passed to be Engrossed

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

House

Bill, "An Act Permitting Municipalities to Raise Money for Buildings of Certain Academies." (H. P. 11) (L. D. 20)

(On motion by Mr. Martin of Kennebec, tabled pending second reading.)

Bill, "An Act Permitting Savings Banks to Act as Collection Agent." (H. P. 22) (L. D. 45)

Bill, "An Act Relating to Special Limitations for Mortgage Loans for Real Estate Sold by Savings Banks." (H. P. 54) (L. D. 76)

Bill, "An Act Relating to Fees of Board of Registration for Architects." (H. P. 76) (L. D. 114)

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

House - as amended

"Resolve, Amending the Resolve Authorizing the Forest Commissioner to Convey Certain Land of the State in York County." (H. P. 47) (L. D. 67)

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

Senate

Bill, "An Act Relating to Persons Qualified to Serve as Jurors." (S. P. 57) (L. D. 90)

"Resolve Providing that the Legislative Research Committee Study the Creation of a District Court System for Lower Courts." (S. P. 56) (L. D. 89)

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

Sent down for concurrence.

On motion by Mr. Pierce of Hancock, adjourned until tomorrow morning at ten o'clock.