

# 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**

Friday, March 20, 1959

Senate called to Order by the President.

Prayer by Rev. Robert L. Smith of Augusta.

On motion by Mr. Carpenter of Somerset,

Journal of yesterday read and approved.

The PRESIDENT: Immediately after the Prayer, the Chair asks that the Senate remain standing with bowed heads for a brief period in respect for a former distinguished and highly revered member of the Maine Senate, the Hon. Carleton S. Fuller.

The Chair would like to inform the Senate that the members of the Executive Council will attend the memorial service for the late Carleton S. Fuller and also that a floral tribute has been sent on behalf of the Senate.

The Chair recognizes in the Senate Chamber a former distinguished member of this body, and would ask the Sergeant-at-Arms to escort the Hon. Frank Bailey of Sagadahoc to the rostrum. (Applause, members rising)

On motion by Mr. Hillman of Penobscot, 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, March 24th, at ten o'clock in the forenoon. (S. P. 431)

Which was read and passed.  
Sent down for concurrence.

**House Committee Reports**

The Committee on Claims on "Resolve to Compensate William H. Barker of Waterford for Injuries While Training with National Guard." (H. P. 183) (L. D. 276) reported that same be referred to the Committee on Retirements and Pensions.

Which report was read and accepted in concurrence.

**Leave to Withdraw**

The Committee on Legal Affairs on Bill, "An Act Relating to Power to Incur Indebtedness by City of

Bath." (H. P. 763) (L. D. 1081) reported that the same be granted Leave to Withdraw.

Which report was read and accepted in concurrence.

**Ought Not to Pass**

The Committee on Claims on "Resolve in Favor of James G. Bicknell." (H. P. 614) (L. D. 882) reported that the same Ought not to pass.

The same Committee on "Resolve to Reimburse the Town of Corinth for Aid to Family of Orris W. McAlpine." (H. P. 684) (L. D. 984) reported that the same Ought not to pass.

Which reports were read and accepted in concurrence.

**Ought to Pass**

The Committee on Sea and Shore Fisheries on Bill, "An Act Relating to Taking of Tom Cods in Gouldsboro and Steuben." (H. P. 429) (L. D. 635) reported that the same Ought to pass.

The same Committee on Bill, "An Act Relating to Digging Clams in Kennebunkport, York County." (H. P. 564) (L. D. 797) reported that the same Ought to pass.

The Committee on Towns and Counties on Bill, "An Act to Incorporate the Town of Topsfield." (H. P. 45) (L. D. 65) 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.

The Committee on Sea and Shore Fisheries on Bill, "An Act Relating to Protection of Weirs." (H. P. 366) (L. D. 525) reported that the same Ought to pass.

Comes from the House, report accepted; subsequently the bill was recommitted to the Committee on Sea and Shore Fisheries.

In the Senate:

The bill was recommitted to the Committee on Sea and Shore Fisheries in concurrence.

**Ought to Pass — as amended**

The Committee on Sea and Shore Fisheries on Bill, "An Act Relating to Definition of Fish Weirs." (H. P. 367) (L. D. 526) reported that the same Ought to pass as amended

by Committee Amendment A (Filing 81)

Comes from House, report accepted; subsequently the bill was re-committed to the Committee on Sea and Shore Fisheries.

In the Senate:

The bill was referred to the Committee on Sea and Shore Fisheries in concurrence.

The Committee on Taxation on Bill, "An Act Relating to Exemption from Taxation of Veterans Estates." (H. P. 180) (L. D. 251) reported that the same Ought to pass as amended by Committee Amendment A (Filing 59)

Comes from House, report accepted; subsequently the bill was re-committed to the Committee on Taxation.

In the Senate:

The bill was referred to the Committee on Taxation in concurrence.

#### Orders

Mr. Briggs of Aroostook presented the following order and moved its passage:

ORDERED, that the Secretary of the Senate Purchase 5000 copies of the pamphlet entitled "How a Bill Becomes a Law in Maine," prepared by the League of Women Voters in Maine.

Mr. BRIGGS: Mr. President, I would like to comment briefly on the order just introduced.

The PRESIDENT: The Senator may proceed.

Mr. BRIGGS: I think all of you remember the good little piece of literature we obtained through the League of Women Voters, entitled "This is Your Legislature." Some of the members felt it was very useful. These folks have now prepared a new pamphlet entitled "How a Bill Becomes a Law in Maine." It is something that we think perhaps would not be needed in quite as large a quantity but which would be of real use to members on occasions where they might go out to speak to different clubs and organizations. I would like to give credit to the non-partisan League of Women Voters for preparing this sort of thing, and I think it will be very useful.

I would also like to call to your attention the good work done by the Assistant Clerk of the House,

Mae Chapman, on an item similar to this which she called, "The History of a Bill." I think most of you remember that it was in mimeographed form, and it has been brought to our attention at different times in the past. Also, the Womens Republican Clubs of the State have been interested in this sort of literature and have done what they could to encourage it.

I would like to point out expressly again that this is prepared by the League of Women Voters and is non-partisan. I think it will be very useful and helpful to all of you.

The order was passed.

On motion by Mr. Hillman of Penobscot,

ORDERED, the House concurring, that the Legislative Research Committee be, and hereby is, directed to study and to report to the 100th Legislature on the feasibility of permitting State of Maine employees to receive Federal Social Security Benefits. (S. P. 432)

Which was read and passed.

Sent down for concurrence.

#### Senate Committee Reports Ought Not to Pass

Mr. Ross from the Committee on State Government on "Resolve Proposing an Amendment to the Constitution Changing the Tenure of Office of Sheriff to Four-Year Terms." (S. P. 105) (L. D. 223) reported that the same Ought not to pass.

Which report was read and accepted.

Sent down for concurrence.

#### Ought to Pass

Mr. Thurston from the Committee on Highways on "Resolve Appropriating Moneys to Preserve Covered Bridges." (S. P. 272) (L. D. 734) reported that the same Ought to pass.

Which report was read and accepted, the resolve read once and tomorrow assigned for second reading.

#### Ought to pass — as amended

Mr. Parker from the Committee on Highways on Bill, "An Act Pertaining to Discontinuance of Portions of County Roads When Reconstructed." (S. P. 132) (L. D. 327) reported that the same Ought to

pass as amended by Committee Amendment A.

Mr. Briggs from the Committee on Natural Resources on Bill, "An Act to Clarify the Maine Mining Law." (S. P. 2277) (L. D. 739) 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, and the bills as so amended were tomorrow assigned for second reading.

**Majority—OTP—N.D.—New Title  
Minority — ONTP**

The Majority of the Committee on Agriculture on recommitted Bill, "An Act Regulating Horse and Ox Pulling Contests." (S. P. 48) (L. D. 81) reported same in Second New Draft (S. P. 433) (L. D. ) Under New Title: "An Act Relating to Licensing of Horse and Ox Pulling Contests." and that it Ought to pass.

(Signed)

Senators:

DOW of Lincoln  
HILLMAN of Penobscot  
ST. PIERRE of  
Androscoggin

Representatives:

EDMUNDS of Fort Fairfield  
CASWELL of New Sharon  
JEWETT of Pittston  
BROCKWAY of Milo

The Minority of the same Committee on the same subject matter, reported that the bill Ought not to pass.

(Signed)

Representatives:

HILTON of Anson  
LANE of Waterville  
JEWELL of Monticello

On motion by Mr. Hillman of Penobscot, the majority "Ought to Pass" report of the committee was accepted and the bill in second new draft was given its first reading and tomorrow assigned for second reading.

**Second Readers**

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

**House**

Bill, "An Act Prohibiting Signature or Countersignature by Rubber Stamp or Other Facsimile." (H. P. 630) (L. D. 922)

Bill, "An Act to Incorporate Sagadahoc Finance Corporation." (H. P. 632) (L. D. 924)

Bill, "An Act to Incorporate City Finance, Inc." (H. P. 633) (L. D. 925)

"Resolve Authorizing Forest Commissioner to Convey a Right-of-way Across the Public Lot in Township D, Range 2 WELS, Aroostook County, to the United States of America." (H. P. 214) (L. D. 305)

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

**House — as amended**

Bill, "An Act Relating to Fishing for White Perch." (H. P. 88) (L. D. 135)

On motion by Mr. Carpenter of Somerset, the Senate voted to reconsider its action whereby House Amendment A was adopted, and on further motion by the same Senator House Amendment A was indefinitely postponed.

The bill was thereupon read a second time and passed to be engrossed. Sent down for concurrence.

Bill, "An Act Relating to Terms of Office and Compensation of the Aeronautics Commission." (H. P. 368) (L. D. 527)

Mr. Rogerson of Aroostook presented Senate Amendment A and moved its adoption. Senate Amendment A was read by the Secretary and adopted in non-concurrence.

Sent down for concurrence.

Bill, "An Act Relating to Rates Under Automobile Assigned Risk Plan." (H. P. 629) (L. D. 921)

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

**Senate**

Bill, "An Act Relating to Duties of State Liquor Inspectors." (S. P. 348) (L. D. 975)

Which was read a second time and passed to be engrossed. Sent down for concurrence.

**Senate — as amended**

Bill, "An Act Relating to Superintending School Committee of Town of Freeport." (S. P. 217) (L. D. 556)

Bill, "An Act to Revise the Dealer Registration Law." (S. P. 342) (L. D. 918)

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

Sent down for concurrence.

On motion by Mr. Carpenter of Somerset, the Senate voted to reconsider its action taken earlier in today's session whereby Bill, "An Act Prohibiting Signature or Counter-signature by Rubber Stamp or Other Facsimile" (H. P. 630) (L. D. 922) was passed to be engrossed, and on further motion by the same Senator the bill was tabled pending passage to be engrossed.

**Enactors**

**The Committee on Engrossed Bills reported as truly and strictly engrossed, the following bills and resolves:**

Bill, "An Act Increasing Payments to York County Law Library." (H. P. 39) (L. D. 59)

Bill, "An Act Relating to Dragging for Scallops in Bagaduce River and Bay in Hancock County." (H. P. 365) (L. D. 524)

Bill, "An Act Relating to Residence of Judge of Eastport Municipal Court." (H. P. 395) (L. D. 578)

**Bill Tabled**

Bill, "An Act Relating to Residence Requirements in Public Assistance." (H. P. 577) (L. D. 810)

On motion by Mr. Rogerson of Aroostook, the bill was placed on the Special Appropriations Table pending passage to be enacted.

Bill, "An Act Relating to Audience or Reader Participation in Radio, Television or Newspaper Amusements or Games." (S. P. 115) (L. D. 265)

**Bill Tabled**

Bill, "An Act Creating the Portland Coliseum Recreation Center." (S. P. 117) (L. D. 267)

On motion by Mr. Weeks of Cumberland, the bill was tabled pending passage to be enacted.

Bill, "An Act Relating to Recording of Eminent Domain Proceedings." (S. P. 134) (L. D. 329)

Bill, "An Act Relating to Inspection of Hotel Registers by Police Officers." (S. P. 212) (L. D. 551)

Bill, "An Act Relating to Time Attachment of Property Continues After Judgment." (S. P. 214) (L. D. 553)

Which bills were severally passed to be enacted and having been signed by the President, were by the Secretary presented to the Governor for his approval.

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

Which resolve was finally passed, and having been signed by the President, was by the Secretary presented to the Governor for his approval.

**Orders of the Day**

On motion by Mr. Martin of Kennebec, the Senate voted to take from the table (H. P. 358) (L. D. 517) Bill, "An Act Permitting Town of Fort Kent to Raise Money for Boarding Home for Aged," which was tabled by that Senator on March 18th pending enactment.

On further motion, under suspension of the rules, the Senate voted to reconsider its action whereby the bill was passed to be engrossed. Mr. Martin then presented Senate Amendment A and moved its adoption. Senate Amendment A was read by the Secretary and adopted, and the bill was passed to be engrossed as amended in non-concurrence.

Sent down for concurrence.

On motion by Mr. Weeks of Cumberland, the Senate voted to take from the table the 10th tabled and unassigned matter, (H. P. 114) (L. D. 169) Bill, "An Act Relating to Qualifications of Directors of Corporations," which was tabled by that Senator on March 5th pending passage to be engrossed. The same Senator then offered Senate Amendment A and moved its adoption. Senate Amendment A was read by the Secretary and adopted and the bill was passed to be engrossed in non-concurrence.

Sent down for concurrence.

Mr. Fournier of York was granted unanimous consent to address the Senate.

Mr. FOURNIER: Mr. President and members of the Senate: Last night Bangor really got on the map in winning the New England Basketball tournament. My seatmate was pacing the floor at the Augusta House, awaiting news of the arrival of his eleventh grandchild, who may be another basketball player and follow his grandfather's shoes in Seat No. 14 here in the Senate. We all wish to take this opportunity to extend our sincere congratulations to Grandpa and Grandma. (Applause)

The PRESIDENT: The Chair suggests that the Senator from Penobscot, Senator Hillman, stand up so that the Senate can see the appropriate gift presented by the Senator from York, Senator Fournier. (Applause)

Mr. Hillman of Penobscot was granted unanimous consent to address the Senate.

Mr. HILLMAN: Mr. President and members of the Senate: This is a distinct honor, I am sure, which has been given to me by the Senator from York, Senator Fournier. I did not expect to find a gift like this. It is certainly of such a size that we can get our mouths to it. I certainly was nervous last night, both for the Bangor High School and my grandson, but everything came out all right.

The PRESIDENT: The Chair thanks the Senator from York, Senator Fournier, for his appropriate remarks, and I think that the Senate joins the Chair in congratulating Mr. and Mrs. Hillman on the birth of a new grandchild.

The Chair notes in the Senate Chamber the presence of a former distinguished legislator, a member of the Senate, accompanied by his very gracious and charming wife, and at this time the Chair would ask the Sergeant-at-Arms to escort

the Hon. and Mrs. Foster Tabb to the rostrum. (Applause, members rising)

At this time the Chair notes in the Senate Chamber the presence of two very distinguished former members of this body and is very pleased on behalf of the Senate to see these esteemed gentlemen and faithful servants here, and would ask the Sergeant-at-Arms to escort the Hon. Seth Low of Knox County and the Hon. Leon Williams of Penobscot County to the rostrum. (Applause, members rising)

The Chair notes in the Senate Chamber the presence of a former distinguished member and presiding officer of this body, together with his charming and attractive wife, and the Chair would ask the Sergeant-at-Arms to escort the Hon. Nathaniel Haskell and Mrs. Haskell to the rostrum. (Applause, members rising)

The Chair is also happy to note the presence in the Senate Chamber of another former distinguished member of this body, and would ask the Sergeant-at-Arms to escort the Hon. Robie Littlefield to the rostrum. (Applause, members rising)

At this time the Chair would like to extend to the Senate an invitation which has been extended to the Chair by the Speaker of our House. Former members of the House of Representatives are invited to attend services for Welcome Back Day here at the Legislature. As the adjournment order has been returned and we are about ready to adjourn, the Chair would urge that everybody who has the opportunity and the time to witness and participate in the very impressive ceremonies that will take place in the hall of the House.

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On motion by Mr. Hillman of Penobscot,

Adjourned until Tuesday morning, March 24th at ten o'clock.