

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

SENATE

Friday, January 22, 1960

Senate called to order by the President.

Prayer by Rev. Malcolm A. MacDuffie of Hallowell.

On motion by Mr. Weeks of Cumberland,

Journal of yesterday read and approved.

Order

On motion by Mr. Woodcock 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 Monday, January 25, at three o'clock in the afternoon. (S. P. 543)

Which was read and passed.
Sent down for concurrence.

House Committee Reports**Ought to Pass**

The Committee on Highways on Bill, "An Act Relating to Ferry Service for North Haven, Vinalhaven, Islesboro, Swan's Island and Long Island Plantation." (H. P. 996) (L. D. 1405) reported that the same Ought to Pass.

The Committee on Public Utilities on Bill, "An Act to Create the Houlton Sewer District." (H. P. 1017) (L. D. 1446) reported that the same Ought to Pass.

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

Orders

On motion by Mr. Bates of Penobscot,

ORDERED, that Senate Rule No. 27 be amended by inserting after the word "member" the words "or member-elect" so that the rule as amended shall read as follows: "Every member or member-elect who shall present a bill, resolve or a petition shall place his signature thereon and a brief descriptive title of its contents."

On motion by Mr. Bates of Penobscot, the Order was laid upon the table pending passage and was ordered reproduced.

On motion by Mr. Bates of Penobscot,

ORDERED, that the Senate rules be amended by adding thereto a new rule No. 11A to read as follows: "No amendment to a bill or resolve shall be acted upon by the Senate until the same has been printed or reproduced and distributed to the members under the direction of the Secretary of the Senate, unless the same shall bear the recommendation of the Committee on Bills in the Second Reading that such printing or reproduction be dispensed with; and any amendment not so printed or reproduced or bearing such recommendation, shall lie on the table until printed or reproduced or until said Committee has recommended that such printing or reproduction be dispensed with. All amendments presented or filed with the Secretary for printing or reproduction shall bear the signature of the member presenting or filing the same."

Mr. BATES: Mr. President, before I move that the second order be placed on the table and reproduced for later action, I would like to speak to the one previously placed on the table. I think you can see what we are up against.

The Committee on Legislative Procedure, which was a creation of the 99th Legislature, is supposed to report to the 100th Legislature with respect to several provisional changes in our rules and orders of procedure. Seizing upon this opportunity as presented by this special session to present to you some of the results of our studies, we wish to have you gain the benefit of time to become acquainted with the material, which is the reason for proposing tabling; but more particularly we wish to give you the opportunity to recognize that this particular committee wants to gain the sense of this Legislature as to whether we should proceed with perhaps an almost complete recodification of our present rules and orders. With your action on these interim proposals, most of which can be placed before you and acted upon, and, we hope as a committee adopted, they will become effective prior to the convening of the next regular session. If you do

not see fit to adopt some of these changes there is no way, for instance, whereby the prefiling situation can be placed into activity prior to the January, 1961 convening of the Legislature.

I would like to read a short report from this Interim Joint Committee on Legislative Procedure which you have before you, to see that such report is in the record:

"This Committee has become convinced of the real desire of present and former legislators for improvements in the rules under which the Legislature operates to the end that efficiency and proper expedition of its business may be accomplished without sacrifice of democratic principles. Immediate gains can be secured by acting now on certain proposed changes in the rules to become operative for the next regular session. They would provide the mechanics for pre-session filing of bills by members-elect and department heads, establish an earlier and final closure date, eliminate the standing committee of the House on County Estimates, and require the reproduction of amendments offered in the Senate.

Separate orders, Senate, House and/or concurrent, as appropriate, will be presented covering each recommendation of the Committee. It seems particularly fitting that they be considered now by a Legislature consisting almost wholly of experienced members whose familiarity with procedure will supply the impetus necessary to effective use of these new rules.

The Committee is unanimous in urging favorable action. It wishes to emphasize that this is only a partial report and that a further, full report will be made to the 100th Legislature."

When these matters are taken from the table, Mr. President and members of the Senate, it will be the committee's hope that they will be able to answer questions that may arise as to these orders and two Joint Orders which will be before you in a few days. I now move that this Senate Order lie on the table and be reproduced for action later in the session.

The motion prevailed, the order was laid upon the table pending

passage and was ordered reproduced.

Senate Committee Reports

Ought to Pass

Mr. Weeks from the Committee on Judiciary on Bill, "An Act Authorizing Town of Franklin to Receive Legacy for Water System." (S. P. 526) (L. D. 1433) reported that the same Ought to Pass.

The same Senator from the same Committee on Bill, "An Act Relating to Appeals From Decisions of the Joint Board in Highway Condemnation Proceedings." (S. P. 527) (L. D. 1434) reported that the same Ought to Pass.

Mr. Cyr from the Committee on Retirements and Pensions on "Resolve Providing for Decrease in Retirement Benefit for Helen D. Perry of Rockland." (S. P. 535) (L. D. 1442) 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 — as amended

Mr. Martin from the Committee on Legal Affairs on Bill, "An Act Relating to Revenues, Eminent Domain and Termination of Lewiston Parking District." (S. P. 529) (L. D. 1436) reported that the same Ought to Pass as amended by Committee Amendment A.

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

Second Readers

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

Senate

Bill, "An Act to Reconstitute School Administrative District No. 9." (S. P. 523) (L. D. 1430)

Bill, "An Act to Reconstitute School Administrative District No. 5." (S. P. 524) (L. D. 1431)

Bill, "An Act to Ratify and Make Valid the Incorporation of the Wiscasset School District." (S. P. 532) (L. D. 1439)

Bill, "An Act Increasing the Indebtedness of the Town of Palmyra School District." (S. P. 533) (L. D. 1440)

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

Sent down for concurrence.

On motion by Mr. Woodcock of Penobscot, adjourned until Monday, January 25, at three o'clock in the afternoon.