

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Ninetieth Legislature

OF THE

State of Maine

SPECIAL SESSION

JANUARY 12, 1942

KENNEBEC JOURNAL PRINT SHOP
AUGUSTA, MAINE

HOUSE

Tuesday, January 20, 1942

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

Prayer by the Rev. Mr. Rice of Hallowell.

Journal of the previous session read and approved.

**Papers from the Senate
Senate Reports of Committees
Refer to 91st Legislature**

Report of the Committee on Claims on Resolve in favor of Mrs. Henry B. Baker of Bar Harbor (S. F. 595) reporting that it be referred to the 91st Legislature.

Report of same Committee reporting same on Resolve in favor of Anton R. Jordan of Osborn Plantation (S. P. 600).

Report of same Committee reporting same on Resolve in favor of Herbert L. Young of Lamaine (S. P. 596)

Report of the Committee on Legal Affairs reporting same on Bill "An Act relating to the Recording and Copying of Public Documents" (S. P. 591) (L. D. 1204)

Came from the Senate read and accepted.

In the House, read and accepted in concurrence.

Senate Bills in First Reading

Bill "An Act to Authorize the Secretary of State to Validate the Use of Motor Vehicle Registration of Plates Valid Beyond a Calendar year" (S. P. 610) (L. D. 1234)

Bill "An Act relating to Telephone Service to the Civilian Defense Corps during the Emergencies" (S. P. 612) (L. D. 1228)

Bills were read twice and tomorrow assigned.

Ought to Pass with Committee Amendment

From the Senate:

Report of the Committee on Inland Fisheries and Game on Bill "An Act Regulating Hunting and Fishing Licenses of Soldiers and Sailors" (S. P. 578) (L. D. 1196) reporting "Ought to pass" as amended by Committee Amendment "A".

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "A".

In the House, Report read and accepted in concurrence and the Bill was given its two several readings.

Committee Amendment "A" was read by the Clerk as follows:

Committee Amendment "A" to S. P. 578, L. D. 1196 entitled: Bill "An Act Regulating Hunting and Fishing Licenses of Soldiers and Sailors"

Amend said bill by adding thereto the following:

'Sec. 3. Complimentary licenses may be issued. The Governor is hereby authorized in his discretion to issue complimentary fishing and hunting licenses to members of the Canadian Immigration and Customs Forces, who serve in such capacity on the Maine border.'

Thereupon Committee Amendment "A" was adopted in concurrence, and tomorrow morning was assigned for third reading of the Bill.

The following communication: (H. P. 2005)

**STATE OF MAINE
DEPARTMENT OF FINANCE
AUGUSTA**

January 19, 1942.

To the Honorable Speaker of the House of Representatives:

In compliance with Legislative Order dated January 15, 1942, House Paper 2003, I am submitting herewith a report of all salary adjustments approved by the Personnel Board and passed by the Governor and Council within the period January 21, 1941 to January 14, 1942.

Respectfully submitted,

J. A. MOSSMAN
State Controller.

Communication was read.

The SPEAKER: The Chair recognizes the gentleman from Bradford, Mr. Osgood.

Mr. OSGOOD: Mr. Speaker, may I ask if this House Paper 2003, in regard to salary adjustments, has been printed?

The SPEAKER: The Chair will reply that House Paper 2003 was the Joint Order which required the filing of the information.

Mr. OSGOOD: That is the paper I have reference to, Mr. Speaker.

The SPEAKER: It was not printed, but is in the Legislative Record.

Mr. OSGOOD: I would move you, Mr. Speaker, that five hundred copies of House Paper 2003 be printed.

The SPEAKER: The gentleman from Bradford, Mr. Osgood, moves that five hundred copies of the communication and accompanying papers be printed in pamphlet form. Is this the pleasure of the House?

The Chair recognizes the gentleman from Portland, Mr. Leavitt.

Mr. LEAVITT: Mr. Speaker, I notice that the communication which the Clerk holds in his hand is quite voluminous. I would like to know how much it is going to cost to print this. Has anybody any idea? Has the Clerk any idea of how much it would cost? Is it possible to ask such a question? I will put it that way.

The SPEAKER: Does the gentleman relinquish the floor?

Mr. LEAVITT: Yes, Mr. Speaker.

The SPEAKER: The question before the House is on the motion of the gentleman from Bradford, Mr. Osgood, that five hundred copies of the communication and accompanying papers be printed in pamphlet form. All those in favor of the motion of the gentleman from Bradford, Mr. Osgood, that five hundred copies of the communication be printed in pamphlet form will say aye; those opposed no.

A viva voce vote being doubted,

A division of the House was had.

Fifty-seven having voted in the affirmative and forty-nine in the negative, the motion prevailed.

Thereupon, the communication was ordered placed on file and sent up for concurrence.

House Reports of Committees Refer to Next Legislature

Mr. Williams from the Committee on Judiciary on Bill "An Act Enacting the 'Uniform Arrest Act'" (H. P. 1985) (L. D. 1218) reported that it be referred to the next Legislature.

Report was read and accepted and sent up for concurrence.

Ought Not to Pass

Mr. Briggs from the Committee on Judiciary reported "Ought not to pass" on Bill "An Act relative to the State Military Defense Commission" (H. P. 1987) (L. D. 1252)

Mr. McGlaulin from same Committee reported same on Bill "An Act providing for the Civilian and Military Defense" (H. P. 1988) (L. D. 1253)

Mr. Williams from the Committee on Judiciary reported same on Bill "An Act relating to the Commission of Certain Crimes During Blackouts" (H. P. 1982) (L. D. 1249)

Same gentleman from same Committee reported same on Bill "An Act relating to Traffic and Regulations of Lights during Blackouts" (H. P. 1980) (L. D. 1247) as it is covered by other legislation

Same gentleman from same Committee reported same on Bill "An Act relating to Jurisdiction of Certain Law Enforcement Officers" (H. P. 1981) (L. D. 1248) as it is covered by other legislation

Reports were read and accepted and sent up for concurrence.

Ought to Pass in New Draft

Mr. Otto from the Committee on Public Utilities on Bill "An Act to Incorporate the Eliot Water District" (H. P. 1942) (L. D. 1183) reported same in a new draft (H. P. 2006) under same title and that it "Ought to pass"

Report was read and accepted and the new draft ordered printed under the Joint Rules.

Ought to Pass

Mr. Flagg from the Committee on Banks and Banking reported "Ought to pass" on Bill "An Act authorizing the Facsimile of the Signature of the Governor to be Used on Bonds Issued by the State" (H. P. 1951) (L. D. 1190)

Mr. Southard from the Committee on Legal Affairs reported same on Bill "An Act relating to Ordinances of Towns relative to Trailers and Trailer Camps" (H. P. 1990) (L. D. 1221)

Mr. Belanger from same Committee reported same on Bill "An Act providing for Better Protection of the Portsmouth-Kittery Bridge" (H. P. 1991) (L. D. 1222)

Mr. Mills from the Committee on Judiciary reported same on Bill "An Act relating to Fingerprinting and Identification of the Civilian Population" (H. P. 1984) (L. D. 1251)

Reports were read and accepted

Ought to Pass with Committee Amendment

Mr. Sleeper from the Committee on Appropriations and Financial Affairs on Bill "An Act Amending the Law relating to the Maine Nautical School to provide for War Emergency" (H. P. 1938) (L. D. 1179) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Mr. Slosberg from the Committee on Banks and Banking on Bill "An Act permitting Savings Banks to Assist in House Building During the Present Emergency" (H. P. 1966) (L. D. 1212) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Mr. Shesong from the Committee on Legal Affairs on Bill "An Act to provide a Jointly-Contributory Re-

tirement System for State Employees Except Teachers" (H. P. 1956) (L. D. 1194) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Reports were read and accepted.

First Reading of Printed Bill

Bill "An Act relating to Premarital Medical Examinations in Emergencies" (H. P. 1953) (L. D. 1191)

Bill was read twice and tomorrow assigned.

First Reading of Printed Bills with Committee Amendments

Bill "An Act providing for Transfer of Certain State Property to the Maine Nautical Training School" (H. P. 1939) (L. D. 1180)

Bill had its two several readings.

Committee Amendment "A" was then read by the Clerk as follows:

Committee Amendment "A" to H. P. 1939, L. D. 1180, Bill "An Act Providing for Transfer of Certain State Property to the Maine Nautical Training School."

Amend said bill in the title thereof by adding thereto the words: ', or Maine Maritime Academy.'

Further amend said bill by striking out all of the second sentence of the new section to be numbered Sec. 6, as provided in said bill, and inserting in lieu thereof the following:

"The land with the buildings thereon and equipment connected therewith hitherto occupied by the Eastern State Normal School, and not essential to other teacher training institutions, may be leased to the Maine Maritime Academy for such period of time and for such rental, not less than \$1.00 per year, as may be agreed upon by the board of normal school trustees and the trustees of the Maine Maritime Academy; any such lease shall be executed on the part of the state of Maine by the chairman of the board of normal school trustees and on the part of the Maine Maritime Academy by the chairman of its board of trustees and shall contain a provision that the lessee shall keep the buildings adequately insured against fire, shall keep them in good repair and shall deliver them up to the state of Maine at the expiration of the term of such lease in as good condition as they were at the commencement thereof. Upon the execution and delivery of such a lease, at any time

prior to the 30th day of June, 1943, 1-2 of the amount apportioned by the board of normal school trustees for the operation of the Eastern State Normal School for the fiscal year ending June 30, 1943, shall be transferred to the general funds of the state for the use of the Maine Maritime Academy as provided by law.'

Committee Amendment "A" was adopted, and tomorrow was assigned for third reading of the Bill.

Bill "An Act relating to Gambling" (H. P. 1986) (L. D. 1219)

Bill was given its two several readings.

Committee Amendment "A" was read by the Clerk as follows:

Committee Amendment "A" to H. P. 1986, L. D. 1219, entitled: Bill "An Act Relating to Gambling."

Amend said bill by striking out all after the first paragraph thereof and inserting in place thereof the following:

'No person shall travel from town to town, or from place to place, in any city, town, or plantation, on foot or by private or public conveyance, either by land or water, carrying, or having **have in his actual or constructive possession, or storing any punch board, seal card, slot gambling machine, or other implements, apparatus, or materials of any form of gambling, and no person shall solicit, obtain, or offer to obtain orders for the sale or delivery of any punch board, seal card, slot gambling machine, or other implements, apparatus, or material of gambling.**'

Committee Amendment "A" was then adopted, and tomorrow assigned for third reading of the Bill.

Passed to Be Engrossed

Bill "An Act Changing the Name of Northern Finance and Investment Corporation to 'M-A-C Plan of NE'" (H. P. 1940) (L. D. 1181)

Was reported by the Committee on Bills in the Third Reading, read the third time, passed to be engrossed and sent to the Senate.

Orders of the Day

The SPEAKER: Under Orders of the Day the Chair lays before the House the first tabled and today specially assigned matter, House Report of the Committee on Motor Vehicles, reporting Legislation Expedient on Bill "An Act relating to Inspectors in the Department of

Secretary of State" (H. P. 1957) (L. D. 1195), tabled on January 16th by the gentleman from Presque Isle, Mr. Brewer, pending acceptance; and the Chair recognizes that gentleman.

Mr. BREWER: Mr. Speaker, I move you that the Report of the Committee be accepted.

The SPEAKER: The gentleman from Presque Isle, Mr. Brewer, moves that the Report of the Committee, reporting Legislation Inexpedient, be accepted. Is this the pleasure of the House?

The Chair recognizes the gentleman from Calais, Mr. Murchie.

Mr. MURCHIE: Mr. Speaker, Ladies and Gentlemen: I hope the gentleman from Presque Isle (Mr. Brewer) will not think that I am stabbing him in the back, or anything of that sort. I think he and I understand one another, and that I have not any such idea.

Here is a Bill which has already been permitted to go along to the stage of being tabled. It is quite a necessary thing in my mind to the functioning of the department of Secretary of State that that Bill should have a passage. I can understand the angle and attitude of the gentleman from Presque Isle, Mr. Brewer, on the thing. He has battled and tried and made an effort to do things for that department, and is quitting in disgust. I almost quit myself but did not quite.

I feel that it is a necessary thing for the department of the Secretary of State to have, in order to function and to do the work of that department.

Now, in the old days, as you know, it was customary that the Department of the State Police cooperate, and nowadays there is not any cooperation there. I have told the story here before, I think—if the Secretary of State had a little job on inspection down in Calais, Maine, and a State Policeman is going there, by contact with the Department he could get that particular officer to do that little job for him. That has been the custom for years. Now it seems—and I do not blame the man, the head of the department, for wanting to keep his officers on the highway; but now the situation is that it is necessary, as you know, for Mr. Robie to equip a new staff of inspectors. They have got to have uniforms and automobiles and have got to be trained.

All this Bill does, as I understand it, is that it makes those particular officers sort of police officers. It gives them the privilege of wearing the uniform. The Committee, in reporting the Bill out as inexpedient and "Ought not to pass," made the statement that he has got the men and he is doing the work, and therefore it is not necessary. I say this—and I have not consulted with Mr. Robie in this either—if Mr. Robie sends a man to pick up a number plate somewhere, and the man to whom he goes tells him to go to Hell, he has no police authority. What can he do? They expect them to do the work, and in order to accomplish it, these inspectors in the department of the Secretary of State require what is provided under that Bill.

I do not give a hang what you do with it, but I am going to move that the Bill be substituted for the Report of the Committee.

The SPEAKER: The gentleman from Calais, Mr. Murchie, moves that the Bill be substituted for the Report of the Committee. The question before the House is on the motion of the gentleman from Calais, Mr. Murchie, that the Bill be substituted for the Report of the Committee. Is the House ready for the question?

The Chair recognizes the gentleman from Brunswick, Miss Bangs.

Miss BANGS: Mr. Speaker, may I have permission to face the House?

The SPEAKER: The gentleman from Brunswick, Miss Bangs, may have permission to face the House.

Miss BANGS: Members of the Legislature: I again hesitate to speak on this Bill but I think it has a very peculiar slant just at this time. Last Spring you may remember that the members of the Committee on Motor Vehicles reported on substantially the same bill that it "Ought to pass." At that time the same members who are now sponsoring the Bill were instrumental in defeating the Bill. The Committee were defeated on their report.

It was later taken care of, substantially the same things were taken care of, by an order of the Governor and Council. Apparently the order of the Governor and Council was not to the liking of these people who are now sponsor-

ing the Bill and so at this time the Bill again comes before the House—substantially the same. My feeling on the matter is that the Motor Vehicles Committee took their defeat last time. We felt it was an important measure and I think it is an important measure, but it is something that needs a great deal of study. The whole department should be analyzed; the whole subject should be carefully analyzed; and I do not think at this time that the Motor Vehicle Committee had before it all of the information it should have had. I think that next Legislature beyond a doubt this bill should come in and should be given very, very careful study, and something should be done about it, but I do not think that we are prepared at this time to take action on it. I hope, therefore, that this House follows the report of the Committee that it is inexpedient at this time.

The SPEAKER: The question before the House is on the motion of the gentleman from Calais, Mr. Murchie, that the Bill be substituted for the Report of the Committee. Is the House ready for the question?

All those in favor of the motion of the gentleman from Calais, Mr. Murchie, that the Bill be substituted for the Report of the Committee will say aye; those opposed no.

A viva voce vote being taken, the motion failed of passage.

Thereupon, on motion by the gentleman from Presque Isle, Mr. Brewer, the Report of the Committee "Legislation Inexpedient" was accepted and sent up for concurrence.

The SPEAKER: The Chair lays before the House the second tabled and specially assigned matter, House Report "Ought not to pass" of the Committee on Judiciary on Bill "An Act relating to the Nec-

essaries of Life" (H. P. 1979) (L. D. 1246) tabled on January 19th by the gentleman from Rumford, Mr. Mercier, pending acceptance; and the Chair recognizes that gentleman.

Mr. MERCIER: Mr. Speaker, in order to have a little more time to get a little more information, I would like to have this Bill lie on the table, and would ask that it be assigned for tomorrow morning.

The SPEAKER: The gentleman from Rumford, Mr. Mercier, moves that this Report and accompanying Bill lie on the table and be specially assigned for tomorrow morning. Is this the pleasure of the House?

The motion prevailed, and the Report and Bill were so tabled and assigned.

The SPEAKER: The House is proceeding under Orders of the Day.

The Chair recognizes the gentleman from Perham, Mr. Bragdon.

On motion by Mr. Bragdon, the House voted to take from the table the first tabled and unassigned matter, House Report of the Committee on Motor Vehicles, reporting "Legislation Inexpedient" on Bill "An Act relating to Inspection of Motor Vehicle Tires" (H. P. 1992) (L. D. 1223) tabled on January 16th by that gentleman, pending acceptance; and on further motion by the same gentleman the Report of the Committee was accepted and sent up for concurrence.

The SPEAKER: Are there any further matters to come before the House under Orders of the Day? If not, the Clerk will read the notices.

On motion by Mr. Anderson of Oxbow Plantation,

Adjourned until ten o'clock tomorrow morning.