

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Ninetieth Legislature

OF THE

STATE OF MAINE



1941

KENNEBEC JOURNAL COMPANY

AUGUSTA, MAINE

SENATE

Tuesday, March 11, 1941

The Senate was called to order by the President.

Prayer by the Reverend Oscar A. Withee of Gardiner.

Journal of Friday, March 7th, 1941, read and approved.

The **PRESIDENT**: The Chair at this time introduces to the members of the Senate the original potato boy of Aroostook County, Gordon Benn, of Hodgdon, Maine.

Gordon Benn of Hodgdon was thereupon escorted to a seat at the right of the President.

From the House:

The Committee on Motor Vehicles on Bill "An Act Exempting from the Payment of Excise Taxes, Residents of States which Grant Reciprocal Privileges to Residents of this State." (H. P. 1185) (L. D. 480) reported that the same ought not to pass.

Comes from the House recommit-
ted to the Committee on Motor Vehicles.

In the Senate, the bill was re-
committed to the Committee on
Motor Vehicles in concurrence.

House Committee Reports
(Ought to Pass)

The Committee on Agriculture on Bill "An Act to Determine the Quality of Farm Products," (H. P. 1251) (L. D. 534) reported that the same ought to pass.

The Committee on Claims on 'Re-
solve in Favor of George W. Pettin-
gill, of Livermore Falls,' (H. P. 586)
reported the same in a new draft
(H. P. 1642) (L. D. 992) under the
same title, and that it ought to pass.

The Committee on Public Utili-
ties on Bill "An Act Ratifying the
Change of Name of Bangor Gas
Light Company," (H. P. 1199) (L. D.
364) reported the same in a new
draft (H. P. 1643) (L. D. 993) under
a new title, Bill "An Act Changing
the Name of Bangor Gas Light
Company to Bangor Gas Company,"
and that it ought to pass.

The Committee on Salaries and
Fees on Bill "An Act Relating to
Probation Officers," (H. P. 1205) (L.
D. 423) reported that the same ought
to pass.

The same Committee on Bill "An
Act Relating to the Salary of the
Indian Representative," (H. P.
1553) (L. D. 844) reported that the
same ought to pass.

Which reports were severally read
and accepted in concurrence, the
bills and resolve read once and to-
morrow assigned for second read-
ing.

Communication

STATE OF MAINE
House of Representatives
Augusta
Office of Clerk
March 10, 1941.

To the President of the Senate and
Speaker of the House of the
90th Maine Legislature.

Sirs:—

Pursuant to the provisions of
Joint Order, S. P. 480, passed by
both branches of the Legislature,
Wednesday, March 5, there has been
prepared under my direction a
Register of all Bills and Resolves in-
troduced into both branches of the
Legislature up to and including
March 5, 1941, showing titles, paper
numbers, document numbers if
printed, names of the members in-
troducing the same, the committee
to which referred and the status of
all such Bills and Resolves on March
7 at the end of the 10th Legislative
week.

I submit herewith "Register of
Bills and Resolves with action there-
on to March 7, 1941."

Respectfully submitted,

HARVEY R. PEASE
Clerk of the House.

Which was read and ordered
placed on file.

First Reading of Printed Bills

Bill "An Act to Incorporate the
Reef Point Gardens Corporation."
(S. P. 481) (L. D. 998)

(On motion by Mr. Fellows of Au-
gusta the bill was laid upon the
table pending first reading.)

"Resolve Regulating Fishing in
Round Pond." (S. P. 484) (L. D.
1001)

Which resolve was read once and
tomorrow assigned for second read-
ing.

Bill "An Act Permitting the De-
partment of Health and Welfare to
Cooperate with the United States

Department of Agriculture." (S. P. 485) (L. D. 1002)

Which bill was given its first reading.

Mr. FELLOWS of Kennebec: Mr. President and members of the Senate, this is a particularly important measure which relates to the Food Stamp Plan and at this time we have 58 towns and cities on the waiting list which desire to participate in this plan, and for that reason I now move that the rules be suspended and this bill be given its second reading and passed to be engrossed.

The motion prevailed and under suspension of the rules the bill was given its second reading and passed to be engrossed.

Sent down for concurrence.

Senate Committee Reports (Ought Not to Pass)

Mr. Dow of Franklin from the Committee on Claims on "Resolve in Favor of Leandre Morin, of Bowdoin Center," (S. P. 217) reported that the same ought not to pass.

Which report was read and accepted.

Sent down for concurrence.

Recommitted

The same Senator from the same Committee on "Resolve in Favor of the Town of Dover-Foxcroft," (S. P. 227) reported that the same be referred to the Committee on Appropriations and Financial Affairs.

(On motion by Mr. Snow of Piscataquis the resolve was laid upon the table pending acceptance of the report)

Mr. Dorr from the same Committee on "Resolve in Favor of the Town of Atkinson," (S. P. 288) reported that the same be referred to the Committee on Appropriations and Financial Affairs.

(On motion by Mr. Snow of Piscataquis the resolve was laid upon the table pending acceptance of the report)

Ought to Pass

Mr. Bridges from the Committee on Inland Fisheries and Game on Bill "An Act Establishing the Willow Water Game Preserve in the Town of Perry," (S. P. 375) (L. D. 695) reported that the same ought to pass.

Which report was read and accepted, the bill read once and to-

morrow assigned for second reading.

Mr. Townsend from the Committee on Temperance on Bill "An Act Relating to Local Option Provisions," (S. P. 417) (L. D. 656) reported that the same ought to pass as amended by Committee Amendment "A" submitted herewith.

Which report was read and accepted and the bill was given its first reading.

Committee Amendment A was read as follows: "Committee Amendment A to Legislative Document 656. Amend said bill by striking out in the 6th line the underlined words 'not any' and inserting in place thereof the underlined word 'no'."

Committee Amendment A was adopted and the bill as so amended was tomorrow assigned for second reading.

Passed to be Engrossed

Bill "An Act Relating to Time of Filing Notice by Towns of Support Supplied Paupers." (H. P. 429) (L. D. 178)

"Resolve Closing Smith Pond to Fishing." (H. P. 626) (L. D. 262)

"Resolve Regulating Fishing in Wilson Pond." (H. P. 634) (L. D. 270)

Bill "An Act Relating to Dates for Inspection of Motor Vehicles." (H. P. 651) (L. D. 232)

Bill "An Act Clarifying the Law Relating to Notices of Appointments and Elections." (H. P. 826) (L. D. 340)

"Resolve Regulating Fishing in Androscoggin County Waters." (H. P. 1142) (L. D. 442)

"Resolve in Favor of Tri City Fish and Game Association." (H. P. 1143) (L. D. 443)

Bill "An Act Amending the Law Relating to Unemployment Compensation to Permit Filing of Copies of Documents." (H. P. 1254) (L. D. 553)

Bill "An Act Amending the Law Relating to Unemployment Compensation with Respect to Keeping Separate Accounts." (H. P. 1256) (L. D. 555)

Bill "An Act Relating to Trapping by Indians." (H. P. 1264) (L. D. 536)

Bill "An Act Providing for an Assistant County Attorney for Penobscot County." (H. P. 1395) (L. D. 773)

Bill "An Act Relating to Enforce-

ment Support Decrees." (H. P. 1404) (L. D. 782)

Bill "An Act Relating to Appeals in Civil Cases to the Superior Court." (H. P. 1410) (L. D. 788)

Bill "An Act Regulating the Fishing for White Perch." (H. P. 1637) (L. D. 985)

Bill "An Act Relative to the Taking of Smelts in York County." (H. P. 1638) (L. D. 986)

"Resolve Regulating Fishing for Smelts in Waters of Androscoggin Watershed." (H. P. 1640) (L. D. 988)

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

Bill "An Act Relating to the Police in Lewiston" (S. P. 488) (L. D. 933)

Which bill was read a second time and passed to be engrossed.

Sent down for concurrence.

Order

On motion by Mr. Friend of Somerset, it was

ORDERED that 650 additional copies be printed of Senate Paper 467, Legislative Document 962, An Act Amending the Financial Responsibility Law.

Orders of the Day

Mr. BISHOP of Sagadahoc: Mr. President, out of order and under suspension of the rules I would offer my humble apologies for my ignorance of the technic and processes of this most honorable body. Upon many occasions it has been my duty to inquire about many of the proceedings of this body and I have found on every occasion they have been very patient, very willing and very tolerant, and I have found them very cooperative. But there are some things I have not been able to keep abreast with inasmuch

as I have not had experience of the House and as it has been necessary for me to go back and forth to my home, I have missed a great deal. I had a bill in which I was very much interested. This bill pertains to the status of the Indian, his citizenship and his right to vote. There is a great deal of feeling among people about Indians and about their rights. I have a personal interest in the Indians. I mentioned last week that my great grandfather was one of the first white settlers in Aroostook County. He also married the daughter of an Indian chieftain. Therefore, I have Indian blood in my own veins.

I ask the courtesy that this bill be accepted by unanimous consent. If it is accepted I am prepared to table the bill and later will be prepared to present a request to the Supreme Judicial Court for a ruling and information on the status of the Indian, and so, Mr. President, with your permission, I present this bill and ask unanimous consent to introduce this bill.

Thereupon, unanimous consent was given Mr. Bishop to introduce bill, An Act Permitting Indians to Vote in State Elections (S. P. 486).

Upon motion by Mr. Bishop, the bill was laid upon the table pending reference.

On motion by Mr. Sanborn of Cumberland, the Senate voted to take from the table, Resolve Relating to Conveying Land in Belgrade (S. P. 98) (L. D. 126) tabled by that Senator on March 7th pending final passage; and on further motion by the same Senator the resolve was finally passed.

On motion by Mr. Friend of Somerset

Adjourned until tomorrow morning at ten o'clock.