

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

March 31, 1941.

The Senate was called to order by the President.

Prayer by the Rev. William R. Wood of Augusta.

Journal of yesterday read and approved.

Senate Committee Report

(Out of Order)

Out of order and under suspension of the rules, Mr. Chamberlain of Penobscot, from the Committee on Taxation on bill, "An Act Relating to School Tax in Unorganized Territory (S. P. 391) (L. D. 651) reported that the same ought to pass as amended by Committee Amendment "A", presented herewith:

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

Committee Amendment "A" was read as follows:—

"Committee Amendment 'A'. Amend said bill by inserting before the enacting clause thereof the following:

"Emergency Preamble. Whereas school taxes in unorganized territories are assessed as of April 1 in each year, and

"Whereas unless this act takes effect immediately, assessments of certain school taxes will be under the old law which, at the present time will create an unbearable burden in certain unorganized territories, and

"Whereas, in the judgment of the legislature these facts create an emergency within the meaning of section 16 of Article XXXI of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public health, peace and safety, now therefore."

"Further amend said bill by adding at the end thereof the following:

"Emergency clause. In view of the emergency cited in the preamble, this act shall take effect when approved."

Committee Amendment "A" was adopted and the bill as amended by Committee Amendment "A" was given its second reading and passed to be engrossed.

Sent down for concurrence.

From the House:

Bill "An Act Relating to the Investment of Municipal Trust Funds." (S. P. 490) (L. D. 1015)

(In the Senate on March 18th passed to be engrossed.)

Comes from the House, passed to be engrossed as amended by House Amendment "A" in non-concurrence.

In the Senate, under suspension of rules, that body voted to reconsider its action whereby on March 18, the bill was passed to be engrossed; House Amendment "A" was read and adopted in concurrence and bill as amended by House Amendment "A" was passed to be engrossed in concurrence.

Papers from the House referred in concurrence.

**House Committee Reports
Ought not to Pass**

The Committee on Education on Bill "An Act Relating to Regulation of Expense of Education and Conveyance of Certain Children Attending Public Schools," (H. P. 1342) (L. D. 799) reported that the same ought not to pass.

Which report was read and accepted in concurrence.

Ought to Pass

The Committee on Education on Bill "An Act Relating to State Aid on Manual Training or Domestic Science in Elementary Schools," (H. P. 787) (L. D. 337) reported the same in a new draft (H. P. 1820) (L. D. 1058) under a new title, Bill "An Act Relating to State Aid for Maintaining Industrial Arts and Home Economics in Towns or Cities," and that it ought to pass.

Which report was read and accepted in concurrence and the bill in new draft read once.

Thereupon, under suspension of the rules, the bill was read a second time and passed to be engrossed in concurrence.

The Committee on Legal Affairs on Bill "An Act Relating to Elected Officials of the State in Military Service," (H. P. 1705) (L. D. 1028) reported that the same ought to pass as amended by Committee Amended "A" submitted herewith.

Which report was read and accepted in concurrence and the bill read once; Committee Amendment "A" read and adopted in concurrence, and the bill as amended, under suspension of the rules, read a second time and passed to be engrossed, in concurrence.

The Committee on Towns on Bill "An Act Relating to the Town of Mount Desert," (H. P. 1217) (L. D. 434) reported that the same ought to pass as amended by Committee Amendment "A" submitted herewith.

Which report was read and accepted in concurrence, and the bill read once; Committee Amendment "A" was read and adopted in concurrence, and the bill as amended, under suspension of the rules was read a second time and passed to be engrossed in concurrence.

The Committee on Public Utilities on Bill "An Act to Incorporate the Norway Water District," (H. P. 862) (L. D. 354) reported the same in a new draft (H. P. 1789) (L. D. 1050) under the same title and that it ought to pass.

In the House, passed to be engrossed as amended by House Amendment "A".

In the Senate, the report was accepted in concurrence and the bill was given its first reading; House Amendment "A" was read and adopted in concurrence and under suspension of the rules the bill as amended by House Amendment "A" was given its second reading and passed to be engrossed in concurrence.

The Committee on Towns on Bill "An Act Relating to the Boundaries of the Town of Morrill" (H. P. 1219) (L. D. 436) reported that the same ought not to pass.

In the House, the bill was substituted for the report, and passed to be engrossed as amended by House Amendment "A".

In the Senate, on Motion by Mr. Morse of Waldo, the bill was substituted for the report in concurrence and given its first reading; House Amendment "A" was read and adopted in concurrence and under suspension of the rules the bill as amended by House Amendment "A" was passed to be engrossed in concurrence.

Divided Report

The Majority of the Committee on Judiciary on Bill An Act Relating to Taking of Land for Municipal Airports," (H. P. 1583) (L. D. 918) reported the same in a new draft, (H. P. 1821) (L. D. 1059) under the same title and that it ought to pass. (Signed) Senators:

LAUGHLIN of Cumberland
FARRIS of Kennebec
HARVEY of York

Representatives:

HINCKLEY of South Portland
GRUA of Livermore Falls
WILLIAMS of Bethel
PAYSON of Portland
BRIGGS of Hampden
MILLS of Farmington

The Minority of the same Committee on the same subject matter reported that the same ought not to pass.

(Signed) Representative:

McGLAUFLIN of Portland.

In the House, the Majority report read and accepted, and the bill in new draft passed to be engrossed.

In the Senate, on motion by Miss Laughlin of Cumberland the majority report of the committee, "Ought to Pass in New Draft" was accepted in concurrence, and the bill in new draft was given its first reading. Under suspension of the rules, the bill in new draft was given its second reading and passed to be engrossed in concurrence.

First Reading of Printed Bills

Bill "An Act Relating to the Practice of Chiropractic" (S. P. 482) (L. D. 1068)

The bill was given its first reading.

Miss Laughlin of Cumberland presented Senate Amendment "A" and moved its adoption:-

"Senate Amendment 'A' to L. D. 1068. Amend the second paragraph of section 2 of said act by striking out in the fourth line of said paragraph the words 'by hand' and inserting the words 'by hand only' before the word 'without' in the sixth line of said paragraph."

Thereupon, upon motion by Mr. Elliott of Knox, the bill was laid upon the table pending adoption of Senate Amendment "A".

Bill "An Act Relative to Crop and Orchard Damage by Deer." (S. P. 516) (L. D. 1069)

Bill "An Act Providing for the Sale of Liquor at Wholesale Prices by the State Liquor Commission to Persons Licensed to Sell Liquor to be Consumed on the Premises." (S. P. 517) (L. D. 1066)

Bill "An Act Relative to Standish Game Preserve." (S. P. 518) (L. D. 1067)

Which bills were severally read once and under suspension of the rules were read a second time and passed to be engrossed.

Sent down for concurrence.

Senate Committee Reports Ought not to Pass

Mr. Harvey from the Committee on Judiciary on Bill "An Act relating to the Workmen's Compensation Act," (S. P. 358) (L. D. 672) reported that he same ought not to pass.

The same gentleman from the same Committee on Bill "An Act to Make Compulsory the Workmen's Compensation Act," (S. P. 373) (L. D. 618) reported that the same ought not to pass.

Mr. Boucher from the Committee on Labor on Bill "An Act to Promote the General Welfare and to Protect the Health and Welfare of the People of the State by Providing for the Elimination of Wage and Hour Standards Detrimental to the Health and Welfare of Workers," (S. P. 314) (L. D. 522) reported that the same ought not to pass.

(On motion by Mr. Boucher of Androscoggin, the bill was laid upon the table pending acceptance of the report.)

Which reports were severally read and accepted.

Sent down for concurrence.

Ought to Pass

Mr. Elliot from the Committee on Motor Vehicles on Bill "An Act Relating to Indication on Motor Vehicles of their Weight," (S. P. 446) (L. D. 897) reported the same in a new draft, (S. P. 522) under the same title, and that it ought to pass.

Which report was read and accepted and the new draft laid upon the table for printing under the joint rules.

Mr. Elliot from the Committee on Motor Vehicles on Bill "An Act Relating to Examination of Motor Vehicles by Inspectors and Police Officers," (S. P. 448) (L. D. 902) reported that the same ought to pass.

The same Senator from the Committee on Public Health on Bill "An Act Relating to Pre-marital Medical Examination," (S. P. 412) (L. D. 637) reported that the same ought to pass.

Which reports were severally read and accepted, the bills read once and under suspension of the rules read a second time and passed to be engrossed.

Sent down for concurrence.

Divided Reports

The Majority of the Committee on Judiciary on Bill "An Act Relating to Arrests in Criminal Cases," (S. P. 365) (L. D. 678) reported that the same ought to pass.

(Signed)

Senators:

LAUGHLIN of Cumberland
FARRIS of Kennebec
HARVEY of York

Representatives:

McGLAUFILIN of Portland
HINCKLEY of So. Portland
PAYSON of Portland
MILLS of Farmington
BRIGGS of Hampden
GRUA of Livermore Falls

The Mironity of the same Committee on the same subject matter reported that the same ought to pass.

(Signed)

Representative:

WILLIAMS of Bethel.

On motion by Miss Laughlin of Cumberland, the majority report of the committee, "Ought to Pass" was accepted and the bill was given its first reading.

Under suspension of the rules the bill was given its second reading and passed to be engrossed.

Sent down for concurrence.

The Majority of the Committee on Legal Affairs on Bill "An Act Relating to Payment of Accounts to the State," (S. P. 46) (L. D. 22) reported that the same ought not to pass.

(Signed)

Senators:

MORSE of Waldo
DOW of Oxford

Representatives:

SYLVIA of Danforth
SHESONG of Portland
DWINAL of Camden
LaFLEUR of Portland
DONAHUE of Biddeford

The Minority of the same Committee on the same subject matter reported that the same ought to pass.

(Signed)
Senator:

SANBORN of Cumberland

Representatives:

SOUTHARD of Augusta
SLOSBERG of Gardiner

On motion by Mr. Stilphen of Lincoln, the bill was laid upon the table pending acceptance of either report.

Report "A" of the Committee on Judiciary on Bill "An Act to Prevent Fraudulent Advertising," (S. P. 345) (L. D. 662) reported that the same ought not to pass.

(Signed)
Senators:

FARRIS of Kennebec
HARVEY of York

Representatives:

WILLIAMS of Bethel
MILLS of Farmington
BRIGGS of Hampden

Report "B" of the same Committee on the same subject matter reported that the same ought to pass as amended by Committee Amendment "A" submitted herewith.

(Signed)
Senator:

LAUGHLIN of Cumberland

Representatives:

McGLAUFFLIN of Portland
PAYSON of Portland
GRUA of Livermore Falls
HINCKLEY of So. Portland

On motion by Miss Laughlin of Cumberland the bill was laid upon the table pending acceptance of either report.

Passed to be Engrossed

Bill "An Act to Amend the Charter of the City of Gardiner." (H. P. 833) (L. D. 347)

Bill "An Act to Assure Proper Branding of Potatoes." (H. P. 1250) (L. D. 533)

Bill "An Act Relating to Town Reports." (H. P. 1443) (L. D. 757)

Bill "An Act Creating the Waldoboro Water District." (H. P. 1787) (L. D. 1042)

Bill "An Act Creating the Limestone Water and Sewer District." (H. P. 1788) (L. D. 1049)

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

Bill "An Act Relating to the Personnel Law." (S. P. 74) (L. D. 50)

Bill "An Act Relating to Clerk Hire in the Office of Register of Deeds." (S. P. 400) (L. D. 641)

Bill "An Act Relating to Notices of Caucuses." (S. P. 442) (L. D. 884)

Bill "An Act Regulating the Expenditure of the Potato Tax." (S. P. 514) (L. D. 1060)

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

Sent down for concurrence.

Orders of the Day

On motion by Mr. Friend of Somerset

Adjourned until tomorrow morning at ten o'clock.