

# MAINE STATE LEGISLATURE

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# Legislative Record

OF THE

# Ninetieth Legislature

OF THE

# State of Maine

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SPECIAL SESSION

JANUARY 12, 1942

KENNEBEC JOURNAL PRINT SHOP  
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**SENATE**

Saturday, January 24, 1942.

Senate called to order by the President.

Prayer by the Rev. Lansing G. Putman of Augusta.

Journal of yesterday read and approved.

**Passed to be Enacted**

Bill "An Act Relating to Ordinances of Towns Relative to Trailers and Trailer Camps." (H. P. 1990) (L. D. 1221)

Bill "An Act Regulating the Legal Length of Lobsters." (H. P. 2008) (L. D. 1264)

Bill "An Act to Prohibit Non-Residents from Taking Certain Fish for Commercial Purposes." (H. P. 2009) (L. D. 1265)

**Finally Passed**

"Resolve, Authorizing the Forest Commissioner to Convey Certain Interest of the State in Land in Aroostook County to John Parent of Hamlin Plantation." (H. P. 1963) (L. D. 1245)

"Resolve in Favor of the Town of Durham." (H. P. 1964) (L. D. 1267)

"Resolve in Favor of the Town of Boothbay." (H. P. 2002) (L. D. 1268)

**Emergency Measure**

An Act Providing Means for Assistance in the Maintenance of and Snow Removal from Airports. (S. P. 580) (L. D. 1198)

Which bill being an emergency measure, and having received the affirmative vote of 23 members of the Senate and none opposed was passed to be enacted.

**Emergency Measure**

An Act Clarifying Certain Tax Laws to Safeguard Present Revenues (S. P. 581) (L. D. 1199)

Which bill being an emergency measure, and having received the affirmative vote of 23 members of the Senate and none opposed was passed to be enacted.

**Emergency Measure**

An Act Providing for Appropriations and Adjustments in the Highway Department Made Necessary by the War. (S. P. 620) (L. D. 1262)

Which bill being an emergency measure, and having received the affirmative vote of 23 members of

the Senate and none opposed, was passed to be enacted.

**Emergency Measure**

An Act to Regulate the Sale and Packing of Sardines During the Present Emergency. (H. P. 1946) (L. D. 1187)

Which bill being an emergency measure and having received the affirmative vote of 23 members of the Senate and none opposed was passed to be enacted.

**Emergency Measure**

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)

Which bill being an emergency measure and having received the affirmative vote of 23 members of the Senate and none opposed was passed to be enacted.

**Emergency Measure**

Resolve, Authorizing the Forest Commissioner to Convey Certain Interest of the State in Lands of Hancock County to Orman B. Fernandez, Old Town, Maine. (H. P. 1998) (L. D. 1226)

Which bill being an emergency measure and having received the affirmative vote of 23 members of the Senate and none opposed was finally passed.

**Passed to be Enacted**

An Act Regulating Hours of Employment of Females. (H. P. 1989) (L. D. 1220)

An Act Validating Acts of Notaries Public Who Become Police Officers. (S. P. 621) (L. D. 1263)

**Orders of the Day**

Mr. ELLIOT of Knox: Mr. President, for the third and last time I present an order and move its passage, with the explanation that it was drawn by the Attorney General, and I trust the same is correct.

Thereupon, on motion by Mr. Elliot of Knox, it was

ORDERED, the House concurring, that Belmont Smith and the Maine Bonding and Casualty Company be and hereby are released from liability on a certain bond payable to

the State of Maine bearing date of January 1, 1941 and being numbered 52834 insofar as said bond covering the faithful discharge by the said Belmont Smith of all the duties and obligations of the office of Treasurer of the State of Maine from and after midnight of July 6, 1941, and be it further

ORDERED, that a certain bond executed by Belmont Smith and the Peerless Casualty Company payable to the State of Maine written for the penal sum of \$75,000 bearing date of July 7, 1941, being numbered F16153, which bond provides for the faithful discharge of said Belmont Smith of all the duties and obligations of the office of Treasurer of the State of Maine as required by law is hereby approved.

Sent down for concurrence.

The PRESIDENT: The Senate is proceeding under Orders of the Day.

On motion by Mr. Elliot of Knox Recessed until this morning at ten-thirty.

#### After Recess

The Senate was called to order by the President.

On motion by Mr. Dorr of Oxford, the Senate voted to reconsider its former action whereby bill, An Act Providing for Appropriations and Adjustments in the Highway Department Made Necessary by the War (S. P. 620) (L. D. 1262) was passed to be enacted; and on further motion by the same Senator, the Senate voted to reconsider its former action whereby this bill was passed to be engrossed.

Thereupon, Mr. Dorr presented Senate Amendment "A" and moved its adoption:

"Senate Amendment 'A' to S. P. 620, L. D. 1262. Bill, An Act Providing for Appropriations and Adjustments in the Highway Department Made Necessary by the War. Amend said bill by numbering the first section thereof 'Section 1.' Further amend said bill by adding at the end of the second paragraph thereof the following: 'Section 2. Adjustments in appropriations. The Governor with the advice and consent of the Council and with the approval of the Highway Commission shall make such adjustments in the appropriations made under

the provisions of Chapter 94 of the Private and Special Laws of 1941 as may be necessary to carry out the provisions of the law enacted in this session in regard to salaries and mileage adjustments allowed state employees.'"

Senate Amendment "A" was adopted, and the bill as so amended was passed to be engrossed.

On motion by Mr. Stilphen of Lincoln, the bill as amended was sent to the House forthwith, for concurrence.

#### Order

##### (Out of Order)

From the House, out of order, the following order:

ORDERED, the Senate concurring, that notwithstanding the provisions of Joint Order (H. P. 1949) relative to time limit on reception of bills and resolves, a bill relating to legal time in the state shall be received. (H. P. 2011)

Which was read and passed in concurrence.

Mr. SANBORN of Cumberland: Mr. President, in furtherance of our search for more light, I am offering a bill and move that, out of order and under suspension of the rules and without reference to a committee, it be given its necessary readings and passed to be engrossed.

Thereupon, pursuant to the foregoing order, bill, An Act Relating to Standard Time During the Present Emergency was received, (S. P. 627); and on the motion of Mr. Sanborn was given its two several readings under suspension of the rules and without reference to a committee and passed to be engrossed.

Sent down for concurrence.

#### Passed to be Enacted

Bill "An Act to Incorporate the Eliot Water District." (H. P. 2006) (L. D. 1261)

#### Emergency Measure

Bill "An Act Providing for Appropriations and Adjustments in Salaries and Fees Made Necessary by the War." (S. P. 593) (L. D. 1205)

Which bill being an emergency measure and having received the affirmative vote of 23 members of the Senate, was passed to be enacted and none opposed, and having been

signed by the President was by the Secretary presented to the Governor for his approval.

**Emergency Measure**

Bill "An Act Amending the Unemployment Compensation Act to Further Conform with the United States Law." (S. P. 617) (L. D. 1259)

Which bill being an emergency measure and having received the affirmative vote of 23 members of the Senate and none opposed, was passed to be enacted.

**Emergency Measure**

Bill "An Act Amending the Law Relating to the Maine Nautical School to Provide for War Emergency." (H. P. 1938) (L. D. 1179)

Which bill being an emergency measure, and having received the affirmative vote of 23 members of the Senate and none opposed, was passed to be enacted.

**Emergency Measure**

Bill "An Act Providing for Increased Compensation to Sheriffs and Deputies During the Emergency." (H. P. 1943) (L. D. 1184)

Which bill being an emergency measure and having received the affirmative vote of 23 members of the Senate and none opposed, was passed to be enacted.

**Emergency Measure**

Bill "An Act Authorizing a War Bond Issue for Civilian and Military Defense Expenses." (H. P. 1950) (L. D. 1189)

Which bill being an emergency measure and having received the affirmative vote of 22 members of the Senate and one opposed, was passed to be enacted.

**Emergency Measure**

Bill "An Act Permitting Savings Banks to Assist in House Building During the Present Emergency." (H. P. 1966) (L. D. 1212)

Which bill being an emergency measure, and having received the affirmative vote of 23 members of the Senate and none opposed, was passed to be enacted.

**Emergency Measure**

Bill "An Act Providing for Better Protection of the Portsmouth-Kit-

tery Bridge." (H. P. 1991) (L. D. 1222)

Which bill being an emergency measure, and having received the affirmative vote of 23 members of the Senate and none opposed, was passed to be enacted.

**Emergency Measure**

Bill "An Act Relating to the Transportation of Firearms by Police Officers." (H. P. 2010) (L. D. 1266)

Which bill being an emergency measure, and having received the affirmative vote of 23 members of the Senate and none opposed, was passed to be enacted.

**Emergency Measure**

Bill "An Act Providing for Appropriations and Adjustments Made Necessary by the War." (S. P. 587) (L. D. 1200)

Which bill being an emergency measure and having received the affirmative vote of 23 members of the Senate and none opposed, was passed to be enacted.

**Emergency Measure**

Bill "An Act to Provide a Jointly-Contributory Retirement System for State Employees Except Teachers." (H. P. 1956) (L. D. 1194)

Which bill being an emergency measure, and having received the affirmative vote of 23 members of the Senate and none opposed, was passed to be enacted.

**Orders of the Day**

**Order**

(Out of Order)

On motion by Mr. Chase of Washington, it was

ORDERED, that the thanks of the Senate is hereby expressed to Smith Dunnack, Revisor of the Statutes, for his unflinching courtesy, promptness and dispatch in the preparation of legislative documents.

On motion by Mr. Elliot of Knox Recessed until this afternoon at twelve-thirty o'clock.

**After Recess**

The Senate was called to order by the President.

**Emergency Measure**

Bill "An Act Providing for Ap-

ropriations and Adjustments in the Highway Department Made Necessary by the War." (S. P. 620) (L. D. 1262)

Which bill being an emergency measure, and having received the affirmative vote of 23 members of the Senate and none opposed, was passed to be enacted.

#### Emergency Measure

Bill "An Act Relating to Stand-ard Time During the Present Emergency." (S. P. 627)

Which bill being an emergency measure, and having received the affirmative vote of 23 members of the Senate and none opposed, was passed to be enacted.

#### Final Committee Reports

Mr. Findlen from the Committee on Agriculture submitted its Final Report.

Mr. Dow of Oxford from the Committee on Banks and Banking submitted its Final Report.

Mr. Dow of Franklin from the Committee on Claims submitted its Final Report.

Mr. Sanborn from the Committee on Education submitted its Final Report.

Mr. Boothby from the Committee on Inland Fisheries and Game submitted its Final Report.

Mr. Farris from the Committee on Judiciary submitted its Final Report.

Mr. Sanborn from the Committee on Legal Affairs submitted its Final Report.

Mr. Dow of Franklin from the Committee on Military Affairs submitted its Final Report.

Mr. Elliot from the Committee on Motor Vehicles submitted its Final Report.

Mr. Batchelder from the Committee on Public Utilities submitted its Final Report.

Mr. Stilphen from the Committee on Salaries and Fees submitted its Final Report.

The same Senator from the Committee on Sea and Shore Fisheries submitted its Final Report.

Mr. Dow of Franklin from the Committee on State Lands and Forest Preservation submitted its Final Report.

Mr. Bate from the Committee on Temperance submitted its Final Report.

Mr. Dorr from the Committee on

Ways and Bridges submitted its Final Report.

Which reports were severally read and accepted.

Sent down for concurrence.

#### Adjournment

On motion by Mr. Bate of Kennebec it was

ORDERED, that a message be sent to the House of Representatives, informing that body that the Senate has transacted all the business before it and is ready to adjourn without day.

The President appointed Mr. Bate of Kennebec to convey the message.

Subsequently that Senator reported that he had delivered the message with which he was charged.

A message was received from the House of Representatives by the Representative from Bangor, Miss Clough, that that body had transacted all the business before it, and was ready to adjourn without day.

On motion by Mr. Farris of Kennebec it was

ORDERED, the House concurring that a Committee of three on the part of the Senate, with such as the House may join, be appointed to wait upon his Excellency, the Governor, and inform him that both branches of the Legislature have acted on all matters before them and are ready to receive any further communications he may be pleased to make.

Sent down for concurrence.

The Chair appointed on the part of the Senate:

Senators: FARRIS of Kennebec

HARVEY of York

ELLIOT of Knox

Subsequently the foregoing order came back from the House read and passed in concurrence, the Speaker having appointed on the part of that branch:

Messrs: PAYSON of Portland

BELANGER of Winslow

PRATT of Turner

PELLETIER of Biddeford

MURCHIE of Calais

GOOD of Monticello

McNAMARA of Winthrop

The Committee retired, and subsequently Mr. Farris from the Committee reported that the Committee had delivered the message with

which it was charged, and that the Governor was pleased to state that he will communicate with the legislature forthwith.

The following communication from the Governor was received:

Augusta, Maine,  
January 24, 1942.

To the Honorable Senate  
and House of Representatives:

There is herewith transmitted a list of the 37 acts and four resolves passed by the Ninetieth Legislature at its first special session, all of which I have approved and signed.

I am confident that the people of the State of Maine will find reassurance in the several bills enacted with reference to the defense of our state in these times of war.

I wish you Godspeed and a safe return to your homes.

Respectfully submitted,  
SUMNER SEWALL.

The communication was read and sent to the House forthwith.

Mr. SANBORN of Cumberland: Mr. President, it is with a degree of satisfaction that I now rise to move adjournment. It has certainly been a source of real pleasure to me to have had this privilege of once more meeting and mingling with the members and officers of this Senate, all gentlemen of ability and amiability.

I know that the senators have shared with me in the pleasure of witnessing, sir, the fair, impartial and capable manner in which you have discharged the duties of your office. It is, too, I am sure a source of satisfaction to us all that the work that we have accomplished here has entailed no greater expenditure of time than has been required and I fancy that we all join in taking some satisfaction in this perhaps delayed opportunity of returning to our homes.

I now move you, sir, that the Senate adjourn without day.

Thereupon, at one twenty-six in the afternoon, the Senate adjourned without day.