

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

LEGISLATIVE RECORD

OF THE

Ninety-first Legislature

OF THE

STATE OF MAINE



1943

KENNEBEC JOURNAL COMPANY
AUGUSTA, MAINE

SENATE

Friday, March 12, 1943.

The Senate was called to order by the President

Prayer by the Reverend Oscar Withee of Gardiner.

Journal of yesterday read and approved.

Order

On motion by Mr. Elliot of Knox, out of order and under suspension of the rules, it was

ORDERED the House concurring, that when the Senate and House adjourn, at the close of this week's session, they adjourn to meet on Tuesday morning, March 16, 1943, at 11:30. (S. P. 442)

Sent down for concurrence.

Subsequently the foregoing order was returned from the House, having been read and passed in concurrence.

From the House

Bill "An Act Relating to the Jointly-Contributory Retirement System." (S. P. 428) (L. D. 766)

(In the Senate on March 9th, referred to the Committee on Pensions.)

Comes from the House, referred to the Committee on Judiciary in non-concurrence.

In the Senate, that Body voted to recede and concur with the House, and the bill was referred to the Committee on Judiciary in concurrence.

Bill "An Act Relating to the Operation of the Normal Schools During the War" (H. P. 1095) (L. D. 567)

(In the Senate on March 5th, passed to be engrossed in concurrence.)

Comes from the House, passage to be enacted reconsidered; passage to be engrossed reconsidered; House Amendment "A" read and adopted, and the bill passed to be engrossed, as amended in non-concurrence.

In the Senate, that Body voted to reconsider its action of March 5th whereby the bill was passed to be engrossed, House Amendment A was read and adopted in concurrence and the bill as so amended was

passed to be engrossed in concurrence.

Joint Order

ORDERED, the Senate concurring, that the Secretary of the Senate send suitable flowers on behalf of the 91st Legislature for the Inaugural ceremonies for Hon. Jean Charles Boucher. (H. P. 1268)

Which was read and passed in concurrence.

Bill "An Act Relating to White Mountain National Forest." (S. P. 167) (L. D. 181)

(In the Senate on February 17th, passed to be engrossed.)

Comes from the House, recommended to the Committee on State Lands and Forest Preservation in non-concurrence.

In the Senate, the rules were suspended and on motion by Mr. Sterling of Somerset, the Senate voted to reconsider its action of February 17 whereby the bill was passed to be engrossed, and the bill was then recommended to the Committee on State Lands and Forest Preservation in concurrence.

The Committee on Salaries and Fees on Bill "An Act Relating to the Salary of the Judge of the Lincoln Municipal Court," (H. P. 206) (L. D. 141) reported that the same ought to pass.

Comes from the House, recommended to the Committee on Salaries and Fees.

In the Senate, the bill was recommended to the Committee on Salaries and Fees in concurrence.

The same Committee on Bill "An Act Relating to Compensation of Judge of Probate of Lincoln County," (H. P. 264) (L. D. 169) reported that the same ought to pass as amended by Committee Amendment "A".

Comes from the House, recommended to the Committee on Salaries and Fees.

In the Senate the bill was recommended to the Committee on Salaries and Fees in concurrence.

House Committee Reports

The Committee on Appropriations and Financial Affairs on "Resolve to

Assist in the Publication of 'Woody Plants in Maine,' (H. P. 1173) (L. D. 653) reported that leave be granted to withdraw the same.

The Committee on Judiciary on Bill "An Act Relating to the Appointment of Assessors," (H. P. 1125) (L. D. 590) reported that the same ought not to pass.

The Committee on Military Affairs on Bill "An Act Relating to Employees in Military Service," (H. P. 1181) (L. D. 659) reported that leave be granted to withdraw the same, as it is covered by other legislation.

The Committee on State Schools for Boys, State School for Girls and State Reformatories on Bill "An Act Relating to Outside Work for Inmates of the State Reformatory for Men," (H. P. 1166) (L. D. 621) reported that the same ought not to pass.

Which reports were severally read and accepted. in concurrence.

The Committee on Legal Affairs on Bill "An Act to Repeal the Act Creating the Bethel Village Corporation," (H. P. 755) (L. D. 404) reported the same in a new draft (H. P. 1261) (L. D. 764) under the same title, and that it ought to pass.

The same Committee on Bill "An Act to Amend the Charter of the City of Auburn," (H. P. 759) (L. D. 424) reported that the same ought to pass.

The Committee on Motor Vehicles on Bill "An Act Relating to Limitation of Use of Vehicles Under Dealers' Registration," (H. P. 960) (L. D. 497) reported that the same ought to pass.

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

The same Committee on Bill "An Act Permitting Members of the Armed Forces to Retain Motor Vehicle Operators' Licenses Without Additional Fee," (H. P. 109) (L. D. 69) 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, Tuesday next assigned for second reading.

Communication

State of Maine
House of Representatives
Augusta

Office of Clerk

March 11, 1943.

Honorable Royden V. Brown,
Secretary of the Senate of the 91st
Legislature.

Sir:

I am directed by the House of Representatives to request the return to the House from the Senate for the purpose of reconsideration, the following Committee Reports:

Report of the Committee on Salaries and Fees, reporting "Ought not to Pass" on Bill "An Act Increasing the Compensation of the Judge of Probate of Knox County," (H. P. 599) (L. D. 355)

and

Report of the same Committee reporting same on Bill "An Act Relating to the Salary of the Recorder of Rockland Municipal Court." (H. P. 575) (L. D. 342)

together with accompanying papers.

Respectfully,

HARVEY R. PEASE

Clerk of the House.

Which communication was read and ordered placed on file and on motion by Mr. Elliot of Knox, Legislative Document 355 and Legislative Document 342 together with accompanying papers were returned to the House forthwith.

Orders

On motion by Mr. Clement of Androscoggin, it was

ORDERED, that the Rev. Percy Vernon of Lewiston, be invited to officiate as Chaplain of the Senate, on the morning of Tuesday, March 16th, 1943, at 11:30 A. M.

On motion by the same Senator, it was

ORDERED, that the Rev. Norman L. Kellett of Lewiston, be invited to

officiate as Chaplain of the Senate, on the morning of Wednesday, March 17, 1943, at 10:00 A. M.

First Reading of a Printed Bill

Bill "An Act Relating to the Salary of the Judge of Probate for Androscoggin County." (S. P. 166) (L. D. 767)

Which bill was given its first reading.

The Secretary read Committee Amendment "A":

"Committee Amendment A to bill An Act Relating to the Salary of the Judge of Probate for Androscoggin County. S. P. 166, L. D. 767. Amend said bill by striking out the underlined figures \$3,000 in the 4th lines thereof and inserting in place thereof the underlined figures \$2,500."

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

Senate Committee Reports

Mr. McGlauffin from the Committee on Judiciary on "Resolve Proposing an Amendment to the Constitution Relating to the Number of Voters Necessary to Initiate Referendums," (S. P. 420) (L. D. 720) reported that the same ought not to pass.

(On motion by Mr. Owen of Kennebec, tabled pending acceptance of the report.)

Mr. Farris from the same Committee on Bill "An Act Relating to Legal Notices," (S. P. 417) (L. D. 723) reported that the same ought not to pass.

Mr. Washburn from the Committee on Sea and Shore Fisheries on Bill "An Act Relating to Leases of Rights to Take Sea Moss," (S. P. 247) (L. D. 364) reported that leave be granted to withdraw, as the matter is covered by other legislation.

Which reports were severally read and accepted.

Sent down for concurrence.

Mr. Emery from the Committee on Appropriations and Financial Affairs on Bill "An Act Relating to the Governor's Contingent Account," (S. P. 332) (L. D. 506) reported the

same in a new draft, (S. P. 443) under a new title, Bill "An Act Relating to the Governor's Expense Account," and that it ought to pass.

Mr. Farris from the Committee on Judiciary on "Resolve Relating to the Completion of the Eighth Revision of the General and Public Laws," S. P. 239) (L. D. 359) reported the same in a new draft (S. P. 444) under the same title, and that it ought to pass.

Mr. Buck from the Committee on Sea and Shore Fisheries on Bill "An Act Relating to the Penalty for Interfering with any Contrivance Used in the Lobster Industry," (S. P. 376) (L. D. 628) reported the same in a new draft (S. P. 445) under the same title, and that it ought to pass.

Which reports were severally read and accepted, and the bill and resolves were laid upon the table for printing under the joint rules.

Mr. Varney from the Committee on Appropriations and Financial Affairs on "Resolve Transferring Money from the Sinking Fund Reserve to the Penobscot Indian Trust Fund, the Passamaquoddy Indian Trust Fund, and the Indian Township Administration Fund," (S. P. 85) (L. D. 12) reported that the same ought to pass.

Mr. Batchelder from the Committee on Military Affairs on Bill "An Act Permitting Men in the Armed Services to Make Valid Transfers of Property," (S. P. 434) (L. D. 752) reported that the same ought to pass.

Which reports were severally read and accepted, the bill and resolve read once, and Tuesday next assigned for second reading.

Mr. Peakes from the Committee on Public Utilities on Bill "An Act Relating to Certain Carriers Under the Financial Responsibility Act," (S. P. 366) (L. D. 638) reported that the same ought to pass as amended by Committee Amendment "A".

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

The Secretary read Committee Amendment A.

"Committee Amendment A to bill An Act Relating to Certain Carriers Under the Financial Responsibility

Act. S. P. 366, L. D. 638. Amend said bill by striking out the underlined words 'engaged as a common carrier, contract carrier or private carrier' in the 3rd and 4th lines of the 2nd paragraph of said bill. Further amend said bill by striking out in the 5th and 6th lines of the 2nd paragraph of said bill the underlined words 'or the Interstate Commerce Commission of the United States.'

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

Passed to be Engrossed

"Resolve Relating to Ice Fishing in Dyer's Long Pond, in Jefferson." (H. P. 784) (L. D. 762)

Bill "An Act Relating to Hunting Rabbits in Oxford County." (H. P. 1099) (L. D. 569)

Bill "An Act Relating to Trial Terms of the Superior Court in Aroostook County." (H. P. 1107) (L. D. 573)

Bill "An Act Relating to Enforcing Orders for Payment of Alimony Support Money and Counsel Fees in Divorce Actions." (H. P. 1108) (L. D. 574)

Bill "An Act Relating to Marriage Certificates." (H. P. 1120) (L. D. 585)

Bill "An Act Authorizing the Issuance of Free Fishing Licenses for Soldiers and Sailors." (H. P. 1256) (L. D. 758)

Bill "An Act Relating to Search for Lost Persons." (H. P. 1257) (L. D. 759)

Bill "An Act Relating to Temporary Insurance Agency Licenses." (H. P. 1258) (L. D. 760)

Bill "An Act Relating to Charges for Examinations of Foreign Insurance Companies." (H. P. 1259) (L. D. 761)

Bill "An Act Relating to the Furnishing of Lists of Wild Lands for Taxation Purposes." (H. P. 102) (L. D. 85)

Bill "An Act Relating to Apportionment to Towns for Teaching Positions." (H. P. 238) (L. D. 186)

Bill "An Act Relating to Aroostook County Law Library." (H. P. 786) (L. D. 415)

Bill "An Act to Authorize the Charging off of Uncollectible Ac-

counts Due Counties." (H. P. 1106) (L. D. 572)

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

Bill "An Act to Increase the Salary of the Register of Probate of Washington County." (S. P. 246) (L. D. 765)

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

Sent down for concurrence.

Passed to be Enacted

An Act Relating to Unexpended Balances of School Fund." (S. P. 206) (L. D. 320)

An Act to Make Valid the Acts and Doings of Norway Pine Grove Cemetery Corporation and to Define its Membership and Restrict Use of its Funds. (S. P. 220) (L. D. 332)

An Act Relating to the Support of Dependents of Veterans of World War I and World War II. (S. P. 324) (L. D. 527)

An Act Relating to Licenses for Building Wharves and Fish Weirs. (S. P. 427) (L. D. 734)

An Act to Increase the Salary of the County Attorney of Sagadahoc County. (H. P. 117) (L. D. 71)

(On motion by Mr. Bishop of Sagadahoc, tabled pending passage to be enacted.)

An Act Relating to the Report of the State Tax Assessor. (H. P. 155) (L. D. 114)

An Act Relating to Flags for Schools. (H. P. 159) (L. D. 101)

An Act Relating to Open Season for Beaver. (H. P. 314) (L. D. 227)

An Act Relating to Schooling for Children of Parents Who Have a Temporary Residence. (H. P. 449) (L. D. 257)

An Act Relating to the Compensation of the Register of Probate for Knox County. (H. P. 578) (L. D. 345)

An Act Increasing the Amount Paid for Clerk Hire in the Offices of Register of Deeds, Register of Probate, and Clerk of Courts in Knox County. (H. P. 579) (L. D. 346)

An Act Granting the Court the Right to Issue Injunctions in Con-

tests for Certain Offices. (H. P. 788) (L. D. 417)

An Act Relating to Payment to County Law Library of Knox County. (H. P. 789) (L. D. 418)

An Act Relating to Disorderly Conduct on Public Conveyances. (H. P. 793) (L. D. 422)

An Act Relating to Foreign Corporations. (H. P. 794) (L. D. 423)

An Act Relating to Deposits of County Funds. (H. P. 803) (L. D. 386)

An Act Relating to Fee Required for Examinations to Operate Motor Vehicles. (H. P. 812) (L. D. 391)

An Act Relating to Refund of Three-fourths of Engine Fuel Tax. (H. P. 835) (L. D. 401)

An Act Relating to Old Mill Pond Game Reserve. (H. P. 935) (L. D. 487)

An Act Relating to Safety Switches and Switch Lights at Railroad Sidings. (H. P. 1155) (L. D. 610)

An Act Relating to the Capital Stock of Telephone Workers Credit Union of Maine. (H. P. 1235) (L. D. 729)

An Act Creating the Caribou Utilities District. (H. P. 1238) (L. D. 737)

An Act to Confirm and Amend the Charter of the South Berwick Water Company, Inc. (H. P. 1239) (L. D. 738)

Finally Passed

Resolve, Relating to Ice Fishing in Mud Pond in the Town of Peru. (H. P. 1101) (L. D. 740)

Resolve in Favor of Lake Webb Fish and Game Association (S. P. 67) (L. D. 733)

Resolve, Authorizing the Treasurer of State to Reconvey to the Town of Houlton a Certain Unused Armory Site. (H. P. 1141) (L. D. 606)

Emergency Measure

Bill "An Act Permitting Short Period Registration of Trucks." (H. P. 37) (L. D. 27)

Which bill being an emergency measure, and having received the affirmative vote of 27 members of the Senate, and none opposed was passed to be enacted.

Orders of the Day

Mr. BROWN of Aroostook: Mr. President, I would like to inquire if bill, An Act Relating to the Age of Children Attending School (H. P. 535) (L. D. 307) is in the possession of the Senate?

The PRESIDENT: The Chair will state that this bill is in the possession of the Senate.

Thereupon, on motion by Mr. Brown of Aroostook, the Senate voted to reconsider its action of yesterday whereby the bill was indefinitely postponed in non-concurrence.

Mr. BROWN: Mr. President, I would like to explain that my reason for doing this is that after talking with several interested parties we arrived at an amendment which might be a compromise, but in view of the fact that Senator Dow who is interested in the bill is not here this morning, I move this bill be laid upon the table until next week, when an amendment will be prepared.

The motion prevailed and the bill was laid upon the table pending acceptance of the committee report "ought to pass" in concurrence.

On motion by Mr. Farris of Kennebec, the Senate voted to take from the table, bill "An Act Relating to Medical Examiners (S. P. 414) (L. D. 705) tabled by that Senator on February 25th pending assignment for second reading; and upon further motion by the same Senator the bill was recommitted to the Committee on Judiciary.

Sent down for concurrence.

On motion by Mr. Elliot of Knox Adjourned until next Tuesday morning at eleven-thirty o'clock.