

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Ninety-Second Legislature

OF THE

STATE OF MAINE

1945

DAILY KENNEBEC JOURNAL

AUGUSTA, MAINE

HOUSE

Tuesday, January 30, 1945.

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

Prayer by the Rev. Mr. Colcord of Gardiner.

Journal of the previous session read and approved.

Papers from the Senate

Bill "An Act to Provide for Scientific Investigation with Blueberries" (S. P. 72) (L. D. 68)

Came from the Senate referred to the Committee on Agriculture.

In the House, referred to the Committee on Agriculture in concurrence.

Bill "An Act relating to the Duties of Directors and Trustees of Banks and Directors of Loan and Building Associations, regarding Insurance upon Mortgage Property" (S. P. 85) (L. D. 128)

Bill "An Act to Establish a Banking Board, and Define its Powers and Duties" (S. P. 86) (L. D. 129)

Bill "An Act relating to Interest on Deposits in Banks" (S. P. 87) (L. D. 130)

Came from the Senate referred to the Committee on Banks and Banking.

In the House, referred to the Committee on Banks and Banking in concurrence.

Resolve in favor of Mrs. Mattie Simmons of Friendship (S. P. 88) (L. D. 131)

Resolve in favor of the Central Maine General Hospital of Lewiston (S. P. 89) (L. D. 132)

Came from the Senate referred to the Committee on Claims.

In the House, referred to the Committee on Claims in concurrence.

Bill "An Act relating to Agents and Health Officers of Indian Tribes" (S. P. 90) (L. D. 133)

Came from the Senate referred to the Committee on Indian Affairs.

In the House, referred to the Committee on Indian Affairs in concurrence.

Bill "An Act relating to the Hunting and Trapping of Foxes" (S. P. 74) (L. D. 69)

Came from the Senate referred to the Committee on Inland Fisheries and Game.

In the House, referred to the Committee on Inland Fisheries and Game in concurrence.

Bill "An Act relating to the University of Maine" (S. P. 75) (L. D. 70)

Bill "An Act relating to the State Police Retirement System" (S. P. 76) (L. D. 71)

Bill "An Act relative to Assignment of Accounts Receivable and other Choses in Action" (S. P. 91) (L. D. 134)

Came from the Senate referred to the Committee on Judiciary.

In the House, referred to the Committee on Judiciary in concurrence.

Bill "An Act to Change the Name of the Yearly Meeting of Friends for New England" (S. P. 77) (L. D. 78)

Bill "An Act relating to Sunday Entertainment" (S. P. 78) (L. D. 72)

Came from the Senate referred to the Committee on Legal Affairs.

In the House, referred to the Committee on Legal Affairs in concurrence.

Resolve for the Purchase of Five Hundred Copies of "The Length and Breadth of Maine" (S. P. 93) (L. D. 135)

Came from the Senate referred to the Committee on Library.

In the House, referred to the Committee on Library in concurrence.

Bill "An Act to Provide for Training and Licensing Nursing Attendants" (S. P. 79) (L. D. 73)

Bill "An Act relating to the Registration of Nurses" (S. P. 80) (L. D. 74)

Came from the Senate referred to the Committee on Public Health.

In the House, referred to the Committee on Public Health in concurrence.

Bill "An Act relating to the Salary of the Judge of Probate in Washington" (S. P. 81) (L. D. 75)

Bill "An Act relating to Salary for Clerks in the Office of Register of Probate in Washington County" (S. P. 82) (L. D. 76)

Bill "An Act relating to the Salaries of the Judge and the Record-

er of the Bangor Municipal Court" (S. P. 94) (L. D. 136)

Bill "An Act relating to the Salary of the Treasurer of Kennebec County" (S. P. 95) (L. D. 137)

Bill "An Act relating to the Salaries of Certain County Officials in Knox County" (S. P. 96) (L. D. 38)

Came from the Senate referred to the Committee on Salaries and Fees.

In the House, referred to the Committee on Salaries and Fees in concurrence.

Resolve Authorizing Conveyance of the Interest of the State in Certain Land in Township 1, Range 1, N.B.K.P. in Somerset County (S. P. 97) (L. D. 139)

Came from the Senate referred to the Committee on State Lands and Forest Preservation.

In the House, referred to the Committee on State Lands and Forest Preservation in concurrence.

Bill "An Act relating to Inheritance Taxes" (S. P. 98) (L. D. 140)

Came from the Senate referred to the Committee on Taxation.

In the House, referred to the Committee on Taxation in concurrence.

Bill "An Act to Provide for the Surrender by the town of Connor of its Organization" (S. P. 83) (L. D. 77)

Came from the Senate referred to the Committee on Towns.

In the House, referred to the Committee on Towns in concurrence.

Senate Reports

Ought Not to Pass

Report of the Committee on Legal Affairs reporting "Ought not to pass" on Bill "An Act Creating a State Fire Marshal" (S. P. 32)

Report of same Committee reporting same on Bill "An Act relating to the Assessment and Collection of Taxes" (S. P. 33)

Report of same Committee reporting same on Bill "An Act relating to the Assessment and Collection of Taxes" (S. P. 34)

Report of same Committee reporting same on Bill "An Act revising the Fire Prevention Laws" (S. P. 35)

Report of same Committee reporting same on Bill "An Act relating to the Assessment of Taxes on Real Estate" (S. P. 36)

Report of same Committee reporting same on Bill "An Act relat-

ating to the Assessment of Taxes" (S. P. 37)

Came from the Senate read and accepted.

In the House, read and accepted in concurrence.

Bills and Resolves Requiring Reference

The following Bills and Resolves were received, and upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

Agriculture

Bill "An Act relating to the Owning and Keeping of Bulls Over Eighteen Months of Age" (H. P. 404) (Presented by Mr. Baker of Scarborough by request)

(Ordered printed)

Sent up for concurrence.

Appropriations and Financial Affairs

Bill "An Act to Increase the State Contingent Account" (H. P. 405) (Presented by Mr. Allen of Portland)

(Ordered printed)

Bill "An Act to Eliminate the 1937 Deficiency Account" (H. P. 406) (Presented by Mr. Bowker of Portland)

(Ordered printed)

Bill "An Act relating to State Trust Funds" (H. P. 407) (Presented by Mr. Haskell of Portland)

(Ordered printed)

Bill "An Act relating to the Deposit of Bonds, Notes, etc., of the United States of America" (H. P. 408) (Presented by Mr. Williams of Clifton)

(Ordered printed)

Sent up for concurrence.

Tabled

Resolve in favor of the University of Maine (H. P. 409) (Presented by Mr. Collins of Caribou)

(On motion by Mr. Bowker of Portland, tabled pending reference)

Resolve providing for the Abatement of Certain Interest Owed by the town of Linneus (H. P. 410) (Presented by Mr. Corson of Hodgdon)

(Ordered printed)

Sent up for concurrence.

Claims

Resolve in favor of the town of Lincolnville (H. P. 411) (Presented by Mr. Ames of Northport)

(Ordered printed)

Resolve in favor of Clement P. Seavey of Scarborough (H. P. 412)

(Presented by Mr. Baker of Scarborough)

(Ordered printed)

Sent up for concurrence.

Resolve in favor of Donald L. Kimball of Scarborough (H. P. 413) (Presented by same gentleman)

Resolve in favor of Elmer H. Heald, Jr., of Gardiner (H. P. 414) (Presented by Mr. Cobb of Gardiner)

Resolve in favor of George E. McDonald, of Portland (H. P. 415) (Presented by Mr. Connellan of Portland)

Sent up for concurrence.

Education

Bill "An Act relating to Towns Placed under Supervision of Agents of the Commissioner of Education" (H. P. 416) (Presented by Mr. Lord of Camden)

(Ordered printed)

Bill "An Act to Create a Division of Special Education for Physically Handicapped Children" (H. P. 417) (Presented by Mrs. Roberts of Westbrook)

(Ordered printed)

Sent up for concurrence.

Resolve in favor of Corinna Union Academy (H. P. 418) (Presented by Mr. Smith of Newport)

Sent up for concurrence.

Inland Fisheries and Game

Resolve for Repairing Fish Screen at Outlet of Messalonskee Lake (H. P. 419) (Presented by Mr. Morse of Oakland)

(Ordered printed)

Sent up for concurrence.

Judiciary

Bill "An Act to Simplify Payments by Employees' Retirement System" (H. P. 420) (Presented by Mr. Bowker of Portland)

(Ordered printed)

Bill "An Act relating to the Expense Fund of the State Employees' Retirement System" (H. P. 421) (Presented by same gentleman)

(Ordered printed)

Bill "An Act Providing for Equitable Apportionment of Estate Taxes and Collection and Payment thereof" (H. P. 422) (Presented by Mr. Haskell of Portland)

(Ordered printed)

Bill "An Act relating to Teachers' Retirement System" (H. P. 423) (Presented by Mr. Jordan of Saco)

(Ordered printed)

Bill "An Act relating to Adoption of Persons Twenty-one Years of

Age or Over" (H. P. 424) (Presented by Mr. Ward of Millinocket)

(Ordered printed)

Bill "An Act relating to Rights of Surviving Husbands and Wives" (H. P. 425) (Presented by same gentleman)

(Ordered printed)

Sent up for concurrence.

Legal Affairs

Bill "An Act to Provide a Town Council and Manager Form of Government for the town of Mechanic Falls, in the county of Androscoggin" (H. P. 426) (Presented by Mr. Hemphill of Mechanic Falls)

(Ordered printed)

Sent up for concurrence.

Bills Tabled

Bill "An Act relating to Compensation of Members of the Board of Aldermen of the city of Lewiston" (H. P. 427) (Presented by Mr. Jalbert of Lewiston)

On motion by Mr. Ward of Millinocket, tabled pending reference)

Bill "An Act relating to the Chief Engineer and Assistant of the city of Lewiston" H. P. 428) (Presented by same gentleman)

(On motion by Mr. Ward of Millinocket, tabled pending reference)

Bill "An Act relating to a Pension Plan for Employees of the city of Lewiston" (H. P. 429) (Presented by same gentleman)

(On motion by Mr. Ward of Millinocket, tabled pending reference)

Bill "An Act relating to Solicitation from city of Lewiston Employees and Officials" (H. P. 430) (Presented by same gentleman)

(On motion by Mr. Ward of Millinocket, tabled pending reference)

Bill "An Act relating to Nomination Papers in the city of Lewiston" (H. P. 431) (Presented by same gentleman)

(On motion by Mr. Ward of Millinocket, tabled pending reference)

Bill "An Act to Provide a Town Manager Form of Government for the town of Fairfield" (H. P. 432) (Presented by Mr. Tozier of Fairfield)

(Ordered printed)

Sent up for concurrence.

Pensions

Resolve Granting a Pension to James O. Clifford, Jr. of Troy (H. P. 433) (Presented by Mr. Brown of Unity)

Resolve Granting a Pension to Mott C. Fernald of Unity (H. P. 434) (Presented by same gentleman)

Resolve Granting a State Pension for Peter King, of Whitefield (H. P. 435) (Presented by Mr. Gross of Jefferson)

Resolve Providing for an Increase in State Pension for Ethel M. Merry of Waldoboro (H. P. 436) (Presented by same gentleman)

Resolve Providing for an Increase in State Pension for Freda Potter of Whitefield (H. P. 437) (Presented by same gentleman)

Resolve Providing for a State Pension for Martha B. Benner of Waldoboro (H. P. 438) (Presented by same gentleman)

Sent up for concurrence.

Public Utilities

Bill "An Act to Authorize Penobscot County Water Company to Supply the Inhabitants of the town of Eddington with Water for Domestic and Other Purposes" (H. P. 439) (Presented by Mr. Williams of Clifton)

(Ordered printed)

Sent up for concurrence.

Salaries and Fees

Bill "An Act Increasing the Salary of the County Attorney of Piscataquis County" (H. P. 440) (Presented by Mr. Burton of Milo)

(Ordered printed)

Bill "An Act relating to the Salary of the Judge of the Old Town Municipal Court" (H. P. 441) (Presented by Mr. Cousins of Old Town)

(Ordered printed)

Bill "An Act relating to the Salary of the Recorder of the Bath Municipal Court" (H. P. 442) (Presented by Mr. Legard of Bath by request)

(Ordered printed)

Sent up for concurrence.

State Lands and Forest Preservation

Resolve Authorizing the Forest Commissioner to Convey Certain Interest of the State in Lands in Penobscot County to John Sharpe, of Argyle (H. P. 443) (Presented by Mr. Cousins of Old Town)

(Ordered printed)

Resolve Authorizing the Forest Commissioner to Convey Certain Interest of the State in Lands in Penobscot County to George E. Burns, of Argyle (H. P. 444) (Presented by same gentleman)

(Ordered printed)

Sent up for concurrence.

Taxation

Bill "An Act relating to Assessment and Collection of State Taxes on Certain Corporations" (H. P.

445) (Presented by Mr. Brewer of Presque Isle)

(750 copies ordered printed)

Bill "An Act relating to the Assessment and Collection of State, County and Forestry District Taxes in the Unorganized Territory" (H. P. 446) (Presented by same gentleman)

(750 copies ordered printed)

Bill "An Act relating to the Assessment and Collection of the Potato Tax" (H. P. 447) (Presented by same gentleman)

(750 copies ordered printed)

Bill "An Act relating to the Assessment and Collection of the Gasoline Tax and the Use Fuel Tax" (H. P. 448) (Presented by same gentleman)

(750 copies ordered printed)

Sent up for concurrence

Ways and Bridges

Resolve in favor of the town of Northport (H. P. 362) (Presented by Mr. Ames of Northport)

Resolve in favor of the town of Belmont (H. P. 363) (Presented by same gentleman)

Resolve in favor of the town of Liberty (H. P. 364) (Presented by same gentleman)

Resolve in favor of the city of Old Town (H. P. 365) (Presented by Mr. Cousins of Old Town)

Resolve in favor of the town of Athens (H. P. 366) (Presented by Mr. Desanctis of Madison)

Resolve in favor of the town of Solon (H. P. 367) (Presented by same gentleman)

Resolve in favor of the town of Madison (H. P. 368) (Presented by same gentleman)

Resolve in favor of the town of Bremen (H. P. 369) (Presented by Mr. Gay of Damariscotta)

Resolve in favor of the town of Damariscotta (H. P. 370) (Presented by same gentleman)

Resolve in favor of the town of Dresden (H. P. 371) (Presented by same gentleman)

Resolve in favor of the town of Edgecomb (H. P. 372) (Presented by same gentleman)

Resolve in favor of the town of Nobleboro (H. P. 373) (Presented by same gentleman)

Resolve in favor of the town of Westport (H. P. 374) (Presented by same gentleman)

Resolve in favor of the town of Wiscasset (H. P. 375) (Presented by same gentleman)

Resolve in favor of the town of

Winterport (H. P. 376) (Presented by Mr. Gillies of Prospect)

Resolve in favor of the town of Dixfield (H. P. 377) (Presented by Mr. MacKinnon of Mexico)

Resolve in favor of the town of Bowdoin (H. P. 378) (Presented by Mr. McFee of Richmond)

Resolve in favor of the town of Trescott (H. P. 379) (Presented by Mr. Prout of Lubec)

Resolve in favor of the town of Verona (H. P. 380) (Presented by Mr. Sargent of Bucksport)

Resolve in favor of the town of Bucksport (H. P. 381) (Presented by same gentleman)

Resolve in favor of the town of Orland (H. P. 382) (Presented by same gentleman)

Resolve in favor of the town of Orland (H. P. 383) (Presented by same gentleman)

Resolve in favor of the town of Dedham (H. P. 384) (Presented by same gentleman)

Resolve in favor of the town of Newport (H. P. 385) (Presented by Mr. Smith of Newport)

Resolve in favor of the town of Stetson (H. P. 386) (Presented by same gentleman)

Resolve in favor of the town of Exeter (H. P. 387) (Presented by same gentleman)

Resolve in favor of the town of Corinna (H. P. 388) (Presented by same gentleman)

Resolve in favor of the town of Fairfield (H. P. 389) (Presented by Mr. Tozier of Fairfield)

Resolve in favor of the town of Mercer (H. P. 390) (Presented by same gentleman)

Resolve in favor of the town of Fairfield (H. P. 391) (Presented by same gentleman)

Resolve in favor of the town of Mercer (H. P. 392) (Presented by same gentleman)

Resolve in favor of the town of Chelsea (H. P. 393) (Presented by Mr. Weston of Farmingdale)

Resolve in favor of the town of Farmingdale (H. P. 394) (Presented by same gentleman)

Resolve in favor of the town of Chelsea (H. P. 395) (Presented by same gentleman)

Resolve in favor of the town of Holden (H. P. 396) (Presented by Mr. Williams of Clifton)

Resolve in favor of the town of Bradley (H. P. 397) (Presented by same gentleman)

Resolve in favor of the town of

Clifton (H. P. 398) (Presented by same gentleman)

Resolve in favor of the town of Eddington (H. P. 399) (Presented by same gentleman)

Resolve in favor of the town of Greenbush (H. P. 400) (Presented by same gentleman)

Resolve in favor of the town of Greenfield (H. P. 401) (Presented by same gentleman)

Resolve in favor of the town of Orrington (H. P. 402) (Presented by same gentleman)

Resolve in favor of the Boy Scouts of America (H. P. 403) (Presented by same gentleman)

Sent up for concurrence.

Welfare

Bill "An Act relieving Towns from Care of Neglected and Dependent Children" (H. P. 449) (Presented by Mr. Williams of Clifton)

(Ordered printed)

Sent up for concurrence.

Orders

On motion by Mr. Lacharite of Brunswick, it was

ORDERED, that Mr. Grenier of Lewiston be excused from attendance today because of business; that Mr. Walsh of Lebanon, be excused from attendance until Thursday because of death in the family; that Mr. Forhan of Canton, be excused for the week because of illness; and that Mr. Dean of So. Portland, be excused from attendance this week because of business.

On motion of Mr. McFee of Richmond, it was

ORDERED, that Mr. Coombs of Belfast, be excused from attendance today.

Mr. Ward of Millinocket, presented the following Order:

ORDERED, That Rule 47 of the Rules of the House be amended by striking out the time "4 o'clock" in the second sentence, and inserting in place thereof the time "1 o'clock", so that the second sentence shall read as follows: "All such petitions, memorials, papers, bills and resolves, which are deposited in said box before one o'clock in the afternoon of each day shall be removed therefrom by the Clerk, and shall be introduced and received in the House on the following day, at which time they shall be presented to the House by the Speaker or such other person as the Speaker may request, and referred to the

proper committees, unless the House shall otherwise order.”

Mr. WARD: Mr. Speaker and Members of the House: Under our present rules, the little box here is opened up at four o'clock every afternoon and the bills and resolves go to the Committee on Reference of Bills, and after they have completed their work they then go into the Clerk's office where the next day's journal and calendar are prepared. There are a number of days when the volume of bills makes it necessary for them to work quite a few hours to prepare that calendar and journal, and, consequently, it is late when the printer gets it for printing.

If we adopt this change, it simply means that instead of opening the box every afternoon at four o'clock it will be opened at one o'clock and the bills immediately considered by the Committee on Reference of Bills, and then the force in the Clerk's office can go to work on them and get the calendar to the printer much earlier. This would not affect the closure rule in any way and would simply facilitate the work of the House.

I ask unanimous consent that the order be considered immediately.

The SPEAKER: Is there objection? The Chair hears none. The question is now on the passage of the order under suspension of the rules. Is it the pleasure of the House that the order receive passage at this time under suspension of the rules?

The motion prevailed, and, under suspension of the rules, the order received passage.

Orders of the Day

On motion by Mr. Bowker, of Portland, the House voted to take from the table Resolve in favor of the University of Maine, H. P. 409, tabled by that gentleman earlier in today's session; and on further motion by the same gentleman, the resolve was referred to the Committee on University of Maine and the Committee on Appropriations jointly, ordered printed, and sent up for concurrence.

The SPEAKER: The House is proceeding under Orders of the Day. If there is no further business, the Clerk will read the notices.

On motion by Mr. Wright, of Limestone,

Adjourned until ten o'clock tomorrow morning.