

# MAINE STATE LEGISLATURE

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**Legislative Record**

OF THE

**Ninety-second Legislature**



**Special Session**

**July 8, 1946**

## HOUSE

Thursday, July 18, 1946

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

Prayer by the Rev. Mr. Hughes of Augusta.

Journal of the previous session read and approved.

### Paper from the Senate

Report of the Committee on Legal Affairs on Bill "An Act to Incorporate the Town of Hampden School District" (S. P. 458) (L. D. 1229) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Came from the Senate, in that body the report was read and accepted and the bill passed to be engrossed as amended by Committee Amendment "A".

In the House: The report of the committee was accepted in concurrence and the bill read twice.

Committee Amendment "A" was read by the Clerk as follows:

Committee Amendment "A" to S. P. 458, L. D. 1229, Bill "An Act to Incorporate the Town of Hampden School District."

Amend said Bill by striking out all of section 9 thereof and inserting in place thereof the following:

**'Sec. 9. Referendum.** This act shall not take effect unless and until accepted and approved by a majority vote of the legal voters of the territory embraced within the limits of said district, present and voting at a special town meeting called and held for the purpose not later than 3 months after the approval of this act. The special meeting shall be called, advertised and conducted according to the law relating to municipal elections; provided, however, that the board of registration in said town of Hampden shall not be required to prepare for posting, or the town clerk to post, a new list of voters, and for the purpose of registration of voters, said board shall be in session the 3 secular days next preceding such special meeting, the 1st and 2nd days thereof to be devoted to the registration of voters, and the 3rd day to enable the board to verify the corrections of said list and to

complete and close up their records of said sessions. The town clerk shall prepare the required ballots on which he shall reduce the subject matter of this act to the following question: "Shall the act to incorporate the Town of Hampden School District be accepted?" and the voters shall indicate by a cross placed over the words "Yes" or "No" their opinion of the same. The result in said district shall be declared by the municipal officers of the town of Hampden, and due certificate filed by the town clerk with the secretary of state.

Committee Amendment "A" was adopted in concurrence, and, under suspension of the rules the bill was given its third reading, passed to be engrossed, and sent to the Senate.

From the Senate, the following communication:

### STATE OF MAINE SENATE CHAMBER AUGUSTA

June 17, 1946

Hon. Harvey R. Rease,  
Clerk, House of Representatives,  
State House,  
Augusta, Maine.  
Sir:

Following is a list of titles of bills which were not received in concurrence in the Senate by unanimous consent and were therefore referred to the Ninety-third Legislature:

- H. P. 1520 Resolve in favor of Hugh J. Andrews of Waterville.
- H. P. 1521 An Act relating to Reinstatement of Dismissed State Employees.
- H. P. 1525 Resolve in favor of the town of Palermo.

Respectfully,  
(Signed) CHESTER T. WINSLOW,  
Secretary of the Senate.

In the House: The communication was read and ordered placed on file.

### Orders

On motion by Mr. Gay of Damariscotta, it was

**ORDERED**, that Mr. Bird of Rockland be excused from attendance today because of business.

### House Reports of Committees Ought Not to Pass

Mr. Perkins from the Committee on Judiciary reported "Ought not

to pass" on Bill "An Act to Provide Temporary Housing for Veterans of World War II" (H. P. 1499) (L. D. 1206)

Mr. Williams from same Committee reported same on Bill "An Act relating to Price Control" (H. P. 1506) (L. D. 1220)

The reports were read and accepted and sent up for concurrence.

#### Ought to Pass Printed Bill

Mr. Snow from the Committee on Legal Affairs reported "Ought to Pass" on Bill "An Act to Incorporate the Town of West Gardiner School District" (H. P. 1522) (L. D. 1225)

The report was read and accepted, and, under suspension of the rules, the bill was given its three several readings, passed to be engrossed, and sent to the Senate.

#### Ought To Pass With Committee Amendments

Mr. Haskell from the Committee on Judiciary on Bill "An Act to Provide and Operate Permanent Housing with Preference for Veterans" (H. P. 1500) (L. D. 1205) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

The report was read and accepted, and, under suspension of the rules, the bill was read twice.

Committee Amendment "A" was read by the Clerk as follows:

Committee Amendment "A" to H. P. 1500, L. D. 1205, Bill "An Act to Provide and Operate Permanent Housing with Preference for Veterans."

Amend said Bill by striking out the 2nd paragraph of the emergency preamble.

Further amend said Bill by striking out the underlined words "date of the enactment of the General Housing Act of 1946" at the end of the paragraph designated "Sec. 89-D" thereof, and inserting in place thereof the following underlined words: "effective date of this act."

Further amend said Bill by adding thereto, after that part designated "Sec. 89-F," a new paragraph to be designated "Sec. 89-G," to read as follows:

'Sec. 89-G. Payments in lieu of taxes. A housing project acquired by a housing authority pursuant to the provisions of sections 89-A to 89-G is declared to be public property used for essential public and governmental purposes, and both the authority and its property, including any such project, shall be exempt from all taxes and special assessments, provided that the authority shall make such payments in lieu thereof as may be specified by agreement of the authority, the municipality, and the government at the time of acquisition of the project.'

Further amend said Bill by striking out the words "89-A to 89-F" wherever they appear in said Bill and inserting in place thereof the words '89-A to 89-G.'

Further amend said Bill by striking out all of section 3 thereof and inserting in place thereof the following:

'Sec. 3. P. L. 1943, c. 260, sec. 4, repealed. Section 4 of chapter 260 of the public laws of 1943 is hereby repealed.'

Committee Amendment "A" was adopted, and, under suspension of the rules, the bill was given its third reading, passed to be engrossed, and sent to the Senate.

Mr. Weeks from the Committee on Legal Affairs on Bill "An Act to Incorporate the Pittsfield School District" (H. P. 1523) (L. D. 1226) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

The report was read and accepted, and, under suspension of the rules, the bill was read twice.

Committee Amendment "A" was read by the Clerk as follows:

Committee Amendment "A" to H. P. 1523, L. D. 1226, Bill "An Act to Incorporate the Pittsfield School District."

Amend said Bill by striking out in the 1st line of section 1 thereof the figure "7" and inserting in place thereof the figure '8'.

Further amend said Bill by striking out in the 5th line of section 3 thereof the figure "7" and inserting in place thereof the figure '8'.

Further amend said Bill by striking out all of section 7 and inserting in place thereof the following:

'Sec. 7. Provisions for termination of the board of trustees. At such time as the school building shall

have been completed, equipped and occupied by pupils of said district and the board of trustees of the district shall have discharged all of its principal obligations and the property of said district shall be free and clear of all indebtedness, the board of trustees shall automatically cease to function and all the duties, management, care and maintenance shall revert to the school board of the town of Pittsfield or such other board as may, at that time, have jurisdiction over similar school property, and then the president and treasurer shall cause to be executed, signed and delivered, a good and sufficient deed of all the property in said district, to the town of Pittsfield. All money, if any remaining in the treasury of the board of trustees at the time it ceases to function, shall be given to the town treasurer of the town of Pittsfield. This money shall be used only for school purposes and shall be kept separate from all other money until authorized by the selectmen of the town of Pittsfield to be expended as hereinbefore stated.'

Further amend said Bill by adding at the end thereof a new section to be numbered section 8, to read as follows:

**'Sec. 8. Emergency clause; effective date of act; referendum.** In view of the emergency recited in the preamble hereof this act shall take effect when accepted and approved at a meeting of the legal voters of the territory embraced within the limits of said district, specially called and held for the purpose not later than 4 months after the approval of this act. Such special election shall be called, advertised and conducted according to law relating to municipal elections, provided however, that the board of registration in the town of Pittsfield shall not be required to prepare for posting or the town clerk to post a new list of voters, and for the purposes of registration of voters, said board shall be in session the 3 secular days next preceding such election, the first 2 days thereof to be devoted to registration of voters, and the last day to enable the board to verify the corrections of said lists and to complete and close up their records of said sessions. The town clerk shall reduce the subject matter of this act to the following question: "Shall the act to incorporate the Town of Pittsfield School District be accepted?" and the voters shall in-

dicare by a cross placed over the words "Yes" or "No" their opinion of the same. The result in said district shall be declared by the municipal officers of the town of Pittsfield and due certificate filed by the town clerk with the secretary of state.'

Committee Amendment "A" was adopted, and, under suspension of the rules, the bill was given its third reading, passed to be engrossed, and sent to the Senate.

Mr. Rankin from the same Committee on Bill "An Act to Incorporate the Canaan School District" (H. P. 1524) (L. D. 1227) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

The report was read and accepted, and, under suspension of the rules, the bill was read twice.

Committee Amendment "A" was read by the Clerk as follows:

Committee Amendment "A" to H. P. 1524, L. D. 1227, Bill "An Act to Incorporate the Canaan School District."

Amend said Bill by striking out in the 4th paragraph of the emergency preamble the figures "\$50,000" and inserting in place thereof the figures '\$40,000'

Further amend said Bill by striking out in the 2nd line of section 1 thereof the figure "7" and inserting in place thereof the figure '8'

Further amend said Bill by striking out in the 4th line of section 3 thereof the figure "7" and inserting in place thereof the figure '8'

Further amend said Bill by striking out all of section 7 of said bill and inserting in place thereof the following:

**'Sec. 7. Provisions for termination of the board of trustees.** At such time as the school building shall have been completed, equipped, and occupied by pupils of said district and the board of trustees of the district shall have discharged all of its principal obligations and the property of said district shall be free and clear of all indebtedness the board of trustees shall automatically cease to function and all the duties, management, care and maintenance shall revert to the school board of the town of Canaan or such other board as may, at that time, have jurisdiction over similar

school property, and then the president and treasurer shall cause to be executed, signed and delivered, a good and sufficient deed of all the property in said district, to the town of Canaan. All money, if any remaining in the treasury of the board of trustees at the time it ceases to function, shall be given to the town treasurer of the town of Canaan. This money shall be used only for school purposes and shall be kept separate from all other money until authorized by the selectmen of the town of Canaan to be expended as hereinbefore stated.'

Further amend said Bill by adding at the end thereof a new section to be numbered section 8, to read as follows:

**'Sec. 8. Emergency clause; effective date of act; referendum.** In view of the emergency recited in the preamble hereof this act shall take effect when accepted and approved at a meeting of the legal voters of the territory embraced within the limits of said district, specially called and held for the purpose not later than 4 months after the approval of this act. Such special election shall be called, advertised and conducted according to law relating to municipal elections, provided however, that the board of registration in the town of Canaan shall not be required to prepare for posting or the town clerk to post a new list of voters, and for the purposes of registration of voters, said board shall be in session the 3 secular days next preceding such election, the first 2 days thereof to be devoted to registration of voters, and the last day to enable the board to verify the corrections of said lists and to complete and close up their records of said sessions. The town clerk shall reduce the subject matter of this act to the following question: "Shall the act to incorporate the Town of Canaan School District be accepted?" and the voters shall indicate by a cross placed over the words "Yes" or "No" their opinion of the same. The result in said district shall be declared by the municipal officers of the town of Canaan and due certificate filed by the town clerk with the secretary of state.'

Committee Amendment "A" was adopted, and, under suspension of the rules, the bill was given its third reading, passed to be engrossed, and sent to the Senate.

On motion by Mrs. Elizabeth Deering Moffatt of Bath, it was voted that House Rule 25 be suspended for the remainder of today's session.

#### Passed to be Engrossed

Bill "An Act Amending the Charter of the City of Portland" (H. P. 1496) (L. D. 1203)

Was reported by the Committee on Bills in the Third Reading, read the third time, passed to be engrossed, and sent to the Senate.

Bill "An Act to Incorporate the North Haven Port District" (H. P. 1495) (L. D. 1202)

Was reported by the Committee on Bills in the Third Reading, read the third time, passed to be engrossed as amended, and sent to the Senate.

#### Orders of the Day

The SPEAKER: The Clerk will read the notices.

On motion by Mr. Ward of Millinocket, the House recessed until 3:30 P. M., E.S.T.

**After Recess—3:30 P. M., E. S. T.**  
The House was called to order by the Speaker.

The following papers from the Senate were taken up out of order and under suspension of the rules.

#### Ought to Pass

Report of the Committee on Legal Affairs reporting "Ought to pass" on Bill "An Act Enlarging the Powers of the West Paris Village Corporation" (S. P. 471) (L. D. 1217)

Report of the Committee on Sea and Shore Fisheries reporting same on Bill "An Act relating to the Packing of Sardines" (S. P. 470) (L. D. 1214)

Came from the Senate, in that body the reports read and accepted and the bills passed to be engrossed.

In the House: The reports were read and accepted in concurrence,

and, under suspension of the rules, the bills were given their three several readings, and passed to be engrossed in concurrence.

#### **Ought to Pass With Committee Amendment**

Report of the Committee on Judiciary on Bill "An Act to Correct Errors and Inconsistencies in the 1944 Revision and the Session Laws of 1945" (S. P. 465) (L. D. 1216) reporting "Ought to pass" as amended by Committee Amendment "A" (L. D. 1241) submitted therewith.

Came from the Senate, in that body the report read and accepted and the bill passed to be engrossed as amended by Committee Amendment "A," being L. D. 1241.

In the House: The report of the Committee was accepted in concurrence, and, under suspension of the rules, the bill was read twice.

Committee Amendment "A", being L. D. 1241, was read by the Clerk.

Committee Amendment "A" was adopted in concurrence, and, under suspension of the rules the bill was given its third reading and passed to be engrossed in concurrence.

Report of the same Committee on Bill "An Act Waiving Certain Requirements for Veterans in State Employment" (S. P. 466) (L. D. 1215) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Came from the Senate, in that body the report read and accepted and the bill passed to be engrossed as amended by Committee Amendment "A".

In the House: The report of the Committee was accepted in concurrence, and, under suspension of the rules, the bill was read twice.

Committee Amendment "A" was read by the Clerk as follows:

Committee Amendment "A" to S. P. 466; L. D. 1215, Bill "An Act Waiving Certain Requirements for Veterans in State Employment"

Amend said bill by striking out in the 4th line of the 2nd paragraph thereof, the word "shall" and

inserting in place thereof the word 'may'.

And further amend said bill by striking out in the 9th line of the 2nd paragraph thereof the word "shall" and inserting in place thereof the word 'may'.

Committee Amendment "A" was adopted in concurrence, and, under suspension of the rules the bill was given its third reading and passed to be engrossed in concurrence.

#### **House Reports of Committees (Out of order) Ought Not to Pass**

Mr. Ward from the Committee on Judiciary reported "Ought not to pass" on bill "An Act relating to Rent Control" (H. P. 1505) (L. D. 1219) as it is covered by other proposed legislation.

The report was read and accepted and sent up for concurrence.

#### **Ought to Pass in New Draft**

Mr. Perkins from the Committee on Judiciary on Bill "An Act relating to Control of Rentals" (H. P. 1504) (L. D. 1218) reported same in a new draft (H. P. 1527) (L. D. 1242) under same title and that it "Ought to pass"

The report was read and accepted, and, the new draft having been printed, under suspension of the rules the bill was read twice and tomorrow assigned for third reading.

#### **Ought to Pass**

Mr. Lackee from the Committee on Ways and Bridges reported "Ought to pass" on Resolve in favor of the town of Greenville (H. P. 1526)

The report was read and accepted, and, under suspension of the rules, the Resolve was given its first reading and tomorrow assigned for second reading.

#### **Ought to Pass With Committee Amendment**

Mr. Downs from the Committee on Salaries and Fees on Bill "An Act Adjusting the Salaries of All Full-Time State Employees and Appropriating Money Therefor" (H. P.

1501) (L. D. 1209) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

The report was read and accepted, and, under suspension of the rules, the bill was given its first reading. On motion by Mr. Ward of Milli-

nocket, the bill was tabled pending second reading.

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On motion by Mr. Ward of Millinocket,  
Adjourned until tomorrow morning at 8:30 A. M., E. S. T.