

# 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

**SENATE**

Tuesday, February 13, 1945.

The Senate was called to order by the President.

Prayer by the Reverend Cymbrid Hughes of Augusta.

Journal of Thursday, February 8, 1945, read and approved.

From the House:

**Joint Order**

ORDERED, the Senate concurring, that there be prepared under the direction of the Clerk of the House a register of all bills and resolves introduced into both branches of the Legislature, and such as may be introduced pursuant to Joint Order (S. P. 124) showing titles, paper numbers, document numbers, if printed, names of members introducing the same and the committees to which referred and the status of all bills and resolves, and that there be printed 500 copies of the same; The Clerk of the House is hereby authorized to employ the necessary clerical assistance to prepare such register. (H. P. 1030)

In the House, read and passed.

In the Senate, on motion by Mr. Brown of Aroostook, tabled pending passage in concurrence.

Papers from the House referred in concurrence.

**House Committee Reports**

The Committee on Federal Relations on "Memorial to the Congress of the United States Relating to National Service Legislation," (H. P. 318) (L. D. 114) reported that the same ought to be adopted.

In the House, read and accepted.

In the Senate, on motion by Mr. Willey of Hancock, tabled pending acceptance of the committee report in concurrence.

From the House:

The Committee on Legal Affairs on Bill "An Act Transferring the Rights, Duties and Obligations of the Livermore Falls Sewer District to the Inhabitants of Livermore Falls and Abovishing the Livermore Falls Sewer District as a Separate Municipal Corporation," (H. P. 209)

(L. D. 95) reported that the same ought to pass.

The same Committee on Bill "An Act to Ratify and Make Valid the Incorporation of the Harry G. Decker Post No. 51, The American Legion," (H. P. 210) (L. D. 91) reported that the same ought to pass.

The same Committee on Bill "An Act to Amend 'An Act to Incorporate Madison Village Corporation,'" (H. P. 337) (L. D. 150) reported that the same ought to pass.

The same Committee on Bill "An Act to Consolidate Penobscot Lodge No. 7, I. O. O. F. and Oriental Lodge No. 60, I. O. O. F. as a New Corporate Entity under the Name Penobscot-Oriental Lodge No. 7, I. O. O. F. (H. P. 338) (L. D. 151) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to Assessment of Taxes in Plantations," (H. P. 340) (L. D. 118) reported that the same ought to pass.

The Committee on Towns on Bill "An Act Relating to Accounting System in Towns," (H. P. 106) (L. D. 27) reported the same in a new draft (H. P. 745) (L. D. 386) under the same title, and that the same ought to pass.

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

**Referred to Committees**

The following bills and resolves were received and on recommendation by the Committee on Reference of Bills were referred to the following committees:

**Claims**

Mr. Dow of Oxford presented "Resolve in Favor of Jesse C. Sanborn, of Bridgton" (S. P. 281)

Sent down for concurrence.

**Counties**

Mr. Bishop of Sagadahoc presented, by request, "Resolve Relating to Old Bay Bridge Road in the County of Sagadahoc." (S. P. 282)

(Ordered printed.)

Sent down for concurrence.

**Education**

The same Senator presented Bill "An Act Relating to State Normal

School and Teachers' College Board." (S. P. 273)  
(Ordered printed.)  
Sent down for concurrence.

**Judiciary**

Mr. Batchelder of York presented Bill "An Act Relating to Relief During the Emergency for Businesses in Financial Distress Because of Wartime Conditions." (S. P. 284)

Mr. Dow of Oxford presented Bill "An Act Relating to Evidence of Death or Other Status." (S. P. 285)

Mr. Hopkins of Kennebec presented Bill "An Act Relating to Responsibility of Parents for Juvenile Delinquency." (S. P. 236)

Mr. Bishop of Sagadahoc presented Bill "An Act Relating to Teachers' Pensions." (S. P. 287)

(On motion by Mr. Bishop of Sagadahoc, tabled pending reference.)

The same Senator presented Bill "An Act Relating to Service Retirement Benefits for Legislative Employees." (S. P. 238)

(Severally ordered printed.)  
Sent down for concurrence.

**Legal Affairs**

Mr. Currier of Androscoggin presented Bill "An Act Relating to State Racing Commission and Pari Mutuel." (S. P. 289)

The same Senator presented Bill "An Act Relating to Use of Drugs or Appliances in Horse Racing." (S. P. 290)

(Severally ordered printed.)  
Sent down for concurrence.

**Post-War Planning**

Mr. Bishop of Sagadahoc presented "Resolve Providing for Certain Construction at the Augusta State Hospital." (S. P. 291)

The same Senator presented "Resolve Providing for Certain Construction at the Bangor State Hospital." (S. P. 292)

(Severally ordered printed.)  
Sent down for concurrence.

**Pownal State School**

The same Senator presented "Resolve Providing for Purchase of Land for the Pownal State School." (S. P. 293)

(Ordered printed.)  
Sent down for concurrence.

**State Lands and Forest Preservation**

Mr. Morrill of Cumberland presented "Resolve Providing for a

Special Interim Commission for the Study of Growing Wood and Timber and Measures to Conserve and Increase the Forest and Water Resources of the State." (S. P. 294)

(Ordered printed.)  
Sent down for concurrence.

**Temperance**

Mr. Townsend of Penobscot presented Bill "An Act Relating to Liquor Licenses to Hotels, Restaurants and Clubs." (S. P. 295)

The same Senator presented Bill "An Act Relating to Transfer of Liquor Licenses." (S. P. 296)

The same Senator presented Bill "An Act Relating to Licenses for Consumption Sale of Liquor." (S. P. 297)

(Severally ordered printed.)  
Sent down for concurrence.

**Ways and Bridges**

Mr. Dorr of Oxford presented "Resolve in Favor of the Town of Mexico." (S. P. 298)

(Ordered printed.)  
Sent down for concurrence.

**Welfare**

Mr. Good of Aroostook presented Bill "An Act Relating to General Public Assistance." (S. P. 299)

(Ordered printed.)  
Sent down for concurrence.

**Committee Report**

The Majority of the Committee on Legal Affairs on Bill "An Act Creating a Division of Community Recreation Under the State Park Commission," (S. P. 50) (L. D. 13) reported that the same ought to pass as amended by Committee Amendment "A".

(Signed) Senators:

BATCHELDER of York  
LEAVITT of Cumberland  
GOULD of Androscoggin

Representatives:

PAYSON of Portland  
RANKIN of Bridgton  
WEEKS of Waterville  
SNOW of Auburn  
WELCH of Mars Hill

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

(Signed) Representatives:

DONAHUE of Biddeford  
WARREN of Westbrook

Mr. CLEAVES of Cumberland:  
Mr. President, I move that the ma-

majority report "Ought to Pass" be accepted.

Mr. President and members of the Senate, I would like to speak for a moment on the highlights of this bill.

We are advocating in this recreation bill that this State of Maine take leadership in a new and vital field of human activity, a field that is still in its infancy and one that is rapidly challenging the best thoughts and minds of the business, social and public minded leaders of our country. This bill was not presented for your consideration until an exhaustive study had been made as to its ideals, its needs and its demands by local communities.

We propose that a State Recreation Division be set up headed by a paid director and five non-paid representative citizens, appointed by the Governor and Council as an advisory committee, this paid director to be a professionally trained man in this field of activity. If leadership and advice is not provided on the State level, many local recreation programs will doubtless disintegrate and those that are in the process of organization will be unable to procure the help which will be so valuable in the initial phases of planning. The State Recreation Division would provide advisory service and technical assistance on recreational problems upon request, to towns, cities, counties and areas within the State in the best traditions of preserving local autonomy, initiative and responsibility.

The local recreation committees would include representatives from the school, the church, the mill, management and labor, and the business men of the town. Although the greater part of the recreational activities of a town might be arranged to promote the welfare of the younger generation, it would have a wider application than school programs as we ordinarily think of them. These programs gather into their fold the young people in school, those that are in the dangerous age between twenty and thirty, the returning veterans and, last but not least, the fathers and mothers.

At this point, I want to bring to you the fact that sixty towns in this State of Maine already have established local recreation committees. Thirty towns have applied for

assistance in establishing for themselves an intelligent plan of recreation. There is no question in my mind that in the event of the passage of this bill that this number will be quadrupled within a period of thirty days.

We are not asking this state to pay out \$15,000.00 on an item that is non-productive and merely a financial outlay. We are asking them to invest \$15,000.00 in a proposition that will bring the finest dividends in return of any that we know.

You, as business and professional men, do not have to stretch your imagination one iota to visualize the tremendous impetus that this will give in its cooperation with the Maine Publicity Bureau, the Maine Development Commission and your Chambers of Commerce in promoting Maine as Vacationland and Maine as the ideal spot for industrial expansion.

The scope of this bill is so far-reaching that it is a challenge to our imagination in listing the beneficial results to this state. As the home is the hearth of our nation, so is community recreation the fundamental spark plug of local spirit, pride, coordination and teamwork of the community. Each integral community added to another forms what we know as the State of Maine, and the progress, development and success in each community must ultimately crystallize and reincarnate our Maine State Motto "Dirigo".

I hope that the majority report "Ought to Pass" will prevail.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Cumberland, Senator Cleaves, that the Senate accept the Majority Report of the Committee "Ought to Pass as Amended".

Mr. BROWN of Aroostook: Mr. President, I confess that this is a matter which I have not been able to study into up to the present time and in view of the vast scope which this is going to take in, according to the words of the Senator from Cumberland, I move that this be laid upon the table pending acceptance of either report.

The PRESIDENT: The Senator from Aroostook, Senator Brown, moves that the two reports and accompanying papers be laid upon the table pending the motion of the Senator from Cumberland, Senator Cleaves, that the Senate

accept the Majority Report of the Committee "Ought to Pass as Amended". Is this the pleasure of the Senate?

The motion to table prevailed.

**Passed to be Engrossed**

Bill "An Act Providing for the Printing and Distribution of Laws." (H. P. 17) (L. D. 7)

"Resolve Providing for the Restoration of State Trust Funds." (H. P. 18) (L. D. 8)

Bill "An Act to Provide for the Surrender by the Town of Orneville of Its Organization." (H. P. 45) (L. D. 37)

Bill "An Act to Provide for the Surrender by Medford Plantation of Its Organization." (H. P. 46) (L. D. 38)

Bill "An Act to Provide for the Surrender by Kingman Plantation of Its Organization." (H. P. 47) (L. D. 39)

Bill "An Act Relating to Clerical Assistance for Justices of the Supreme Judicial Court." (H. P. 95) (L. D. 30)

Bill "An Act Relating to the Bonds of the Clerks of the Judicial Courts." (H. P. 98) (L. D. 29)

Bill "An Act to Provide for the Surrender by the Town of Salem of Its Organization." (H. P. 158) (L. D. 55)

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

**Orders of the Day**

On motion by Mr. Brown of Aroostook, the Senate voted to take from the table Resolve in Favor of the Maine State Apprenticeship Council to provide funds for its expense and program (S. P. 194), tabled by that Senator on February 5 pending reference; and on further motion by the same Senator the Resolve was referred to the Committee on Appropriations and Financial Affairs and ordered printed.

Sent down for concurrence.

On motion by Mr. Good of Aroostook,

Adjourned until tomorrow morning at ten o'clock.