

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

Thursday, March 8, 1945.

The Senate was called to order by the President.

Prayer by the Rev. H. F. Aldrich of Augusta.

Journal of yesterday read and approved.

From the House:

"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) (L. D. 195)

(In the Senate, on March 1st, passed to be engrossed in concurrence)

Comes from the House, passage to be engrossed reconsidered, and the bill recommitted to the Committee on State Lands and Forest Preservation in non-concurrence.

In the Senate, on motion by Mr. Sterling of Somerset the Senate voted to recede from its former action taken on March 1, whereby the resolve was passed to be engrossed in concurrence and the resolve was then recommitted to the Committee on State Lands and Forest Preservation in concurrence.

From the House:

"Resolve Designating Hospital Building at State School for Girls as 'Stevens Building.'" (H. P. 1327) (L. D. 971)

Which was received by unanimous consent and referred to the Committee on State School for Boys, State School for Girls and State Reformatories, in concurrence.

Bill "An Act to Incorporate the Portland Wharf District." (H. P. 1328) (L. D. 972)

Which was received by unanimous consent and referred to the Committee on Legal Affairs in concurrence.

House Committee Reports

The Committee on Inland Fisheries and Game on Bill "An Act Relating to Free Fishing and Hunting Licenses," (H. P. 942) (L. D. 571) reported that leave be granted to withdraw the same.

The same Committee on Bill "An Act Relating to the Advisory Council to the Department of Inland

Fisheries and Game," (H. P. 728) (L. D. 389) reported that leave be granted to withdraw the same.

The same Committee on Bill "An Act Relative to Importation of Wild Birds and Wild Animals," (H. P. 690) (L. D. 308) reported that the same ought not to pass.

The same Committee on Bill "An Act Relative to Use of Automatic Firearms," (H. P. 511) (L. D. 247) reported that the same ought not to pass as legislation is inexpedient.

The Committee on Judiciary on Bill "An Act Relating to the Maine State Office Building Authority," (H. P. 643) (L. D. 314) reported that the same ought not to pass as covered by other legislation.

The same Committee on Bill "An Act Relating to Burglary and Breaking and Entering," (H. P. 44) (L. D. 18) reported that the same ought not to pass.

The same Committee on Bill "An Act Relating to Duties of City and Town Clerks in Absent Voting," (H. P. 6) (L. D. 3) reported that the same ought not to pass.

The Committee on Legal Affairs on Bill "An Act Relating to Salary of the Mayor of the City of Lewiston," (H. P. 965) (L. D. 582) reported that the same ought not to pass.

Which reports were severally read and adopted in concurrence.

The same Committee on Bill "An Act Relating to Permits for Digging Into and Opening Streets and Highways," (H. P. 1143) (L. D. 792) reported that the same ought not to pass.

(On motion by Mr. Leavitt of Cumberland, tabled pending adoption of the report in concurrence.)

The Committee on Legal Affairs on Bill "An Act to Provide a Town Manager Form of Government for the Town of Fairfield," (H. P. 432) (L. D. 168) reported the same in a new draft (H. P. 1323) (L. D. 937) under the same title and that it ought to pass.

The same Committee on Bill "An Act to Amend the Charter of the Brunswick Village Corporation," (H. P. 1304) (L. D. 950) reported the same in a new draft (H. P. 1324) (L. D. 968) under the same title, and that it ought to pass.

The Committee on Judiciary on Bill "An Act Relating to Rights of Surviving Husbands and Wives," (H. P. 425) (L. D. 167) reported that the same ought to pass.

(On motion by Mr. Clements of Waldo, tabled pending adoption of the report in concurrence.)

The same Committee on Bill "An Act Relative to Quieting and Establishing of Titles Derived from Tax Lien Certificates," (H. P. 329) (L. D. 116) reported that the same ought to pass.

The Committee on Sea and Shore Fisheries on Bill "An Act Relating to the Time for Packing Sardines," (H. P. 879) (L. D. 515) reported that the same ought to pass.

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

The Committee on Appropriations and Financial Affairs on Bill "An Act Relating to the Working Capital of the Liquor Commission," (H. P. 620) (L. D. 302) reported that the same ought to pass as amended by Committee Amendment "A."

The Committee on Education on Bill "An Act to Increase State Aid to Towns for the Support of Schools to Establish Minimum Salaries for Teachers," (H. P. 1263) (L. D. 901) reported that the same ought to pass as amended by Committee Amendment "A" attached hereto.

The Committee on Judiciary on Bill "An Act Relating to Retirement of Justices of the Superior Court," (H. P. 243) (L. D. 86) reported that the same ought to pass, as amended by Committee Amendment "A."

The same Committee on Bill "An Act Relating to the Foreclosure of Tax Mortgages in Equity," (H. P. 328) (L. D. 115) reported that the same ought to pass as amended by Committee Amendment "A."

Which reports were severally read and adopted in concurrence and the bills read once; Committee Amendments "A" were severally read and adopted in concurrence, and the bills as amended were tomorrow assigned for second reading.

Order

On motion by Mr. Dow of Oxford, it was

ORDERED that 500 additional copies of the following bills be printed:

L. D. 864, L. D. 1238 (new draft) bill An Act Extending the Workmen's Compensation Act to Cover Occupational Diseases.

L. D. 796, L. D. 1074 (new draft) bill An Act to Make Compulsory the Workmen's Compensation Act.

First Reading of a Printed Bill

Bill "An Act Relating to the Assignment of Accounts Receivable." (S. P. 378) (L. D. 970)

Which bill was read once and tomorrow assigned for second reading.

Senate Committee Reports

Mr. Sayward from the Committee on Banks and Banking on Bill "An Act Relating to Interest on Deposits in Banks." (S. P. 87) (L. D. 130) reported that the same ought not to pass.

Which report was read and adopted.

Sent down for concurrence.

Mr. Dunbar from the Committee on Judiciary on Bill "An Act Relating to the Houlton Municipal Court," (S. P. 114) (L. D. 228) reported the same in a new draft (S. P. 379) under the same title, and that it ought to pass.

Which report was read and adopted, and the new draft laid upon the table for printing under the joint rules.

Passed to be Engrossed

Bill "An Act Relating to Changes Under the Public Utility Holding Company Act Approved by Court of Competent Jurisdiction." (H. P. 245) (L. D. 93)

"Resolve Regulating Fishing in Pleasant Pond." (H. P. 509) (L. D. 249)

Bill "An Act to Amend the Charter of the City of Saco by Providing for the Appointment of a Civil Service Commission." (H. P. 653) (L. D. 301)

"Resolve Opening Androscoggin Watershed and Tributaries to Smelt Fishing." (H. P. 694) (L. D. 311)

Bill "An Act Relating to the Solemnizing of Marriages." (H. P. 1320) (L. D. 966)

(On motion by Mr. Good of Aroostook, tabled pending passage to be engrossed in concurrence.)

Bill "An Act Authorizing the Town of Mount Desert to Improve the Port of North-east Harbor and Facilities." (H. P. 339) (L. D. 152)

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

Bill "An Act Relating to Powers of the Police Department of the City of Lewiston." (S. P. 252) (L. D. 632)

Which bill was read a second time and passed to be engrossed.
Sent down for concurrence.

Bill "An Act Relating to Town Reports." (S. P. 375 (L. D. 969)

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

Sent down for concurrence.

Passed to be Enacted

Bill "An Act Relating to the Fire and Police Commission for the Town of Skowhegan." (S. P. 251) (L. D. 633)

Bill "An Act Relating to the Bee Industry." (H. P. 306) (L. D. 113)

Bill "An Act Relating to Towns Placed Under Supervision of Agents of the Commissioner of Education." (H. P. 416) (L. D. 186)

Bill "An Act Relating to Assessment and Collection of State Taxes and Certain Corporations." (H. P. 445) (L. D. 171)

Bill "An Act Enabling Board of Managers of the Jefferson Cary Hospital Fund to Accept Gifts or Legacies." (H. P. 521) (L. D. 206)

Bill "An Act Relating to Notice of Election of Town Treasurer." (H. P. 551) (L. D. 262)

Bill "An Act to Amend the Charter of the Kennebec Water District." (H. P. 1284) (L. D. 911)

Bill "An Act to Permit Direct Payments of State School Funds and Dog License Fees." (H. P. 552) (L. D. 219)

Bill "An Act Relating to Teacher Assistance in Rural Areas." (H. P. 631) (L. D. 304)

Bill "An Act Relating to Licenses for Portable Sawmills." (H. P. 682) (L. D. 275)

Bill "An Act Relating to Jurisdiction of Violations of the Inland Fisheries and Game Laws." (H. P. 823) (L. D. 427)

Bill "An Act Relating to Assignment of Counsel by the Superior Court." (H. P. 824) (L. D. 428)

Bill "An Act to Incorporate the Islesboro Associates." (H. P. 827) (L. D. 442)

Bill "An Act Relating to Sellers and Weighers of Coal and Coke." (H. P. 829) (L. D. 434)

Bill "An Act Amending the Charter of the Brunswick and Topsham

Water District." (H. P. 846) (L. D. 447)

Bill "An Act Relating to State Bureau of Identification." (H. P. 946) (L. D. 526)

Bill "An Act Relating to Absent Voting." (H. P. 953) (L. D. 577)

Bill "An Act Relating to Registration for Professional Engineers." (H. P. 967) (L. D. 584)

Bill "An Act Relating to Town Manager Form of Government." (H. P. 971) (L. D. 548)

Bill "An Act Relating to Town By-Laws and Ordinances for Trailer Camps." (H. P. 1081) (L. D. 774)

Finally Passed

"Resolve Authorizing the Forest Commissioner to Convey Certain Interest of the State in Lands in Aroostook County to Albert Ouellette, of Sinclair." (H. P. 349) (L. D. 156)

Emergency Measures

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

Which bill being an emergency measure and having received the affirmative vote of 31 members of the Senate and none opposed, was passed to be enacted.

Bill "An Act Relating to Local Rehabilitation of Veterans." (S. P. 147) (L. D. 353)

Which bill being an emergency measure, and having received the affirmative vote of 30 members of the Senate and none opposed, was passed to be enacted.

Bill "An Act to Provide for the Surrender by Town of Trescott of Its Organization." (S. P. 154) (L. D. 372)

Which bill being an emergency measure, and having received the affirmative vote of 30 members of the Senate and none opposed, was passed to be enacted.

Bill "An Act to Provide for the Surrender by Moro Plantation of Its Organization." (H. P. 356) (L. D. 104)

Which bill being an emergency measure, and having received the affirmative vote of 30 members of the Senate and none opposed, was passed to be enacted.

Orders of the Day

On motion by Mr. Dow of Oxford, the Senate voted to take from the table, bill, An Act relating to Adoption of Persons Twenty-one Years of Age or Over (H. P. 1283) (L. D. 910) tabled by that Senator on March 2nd pending passage to be enacted.

Mr. DOW of Oxford: Mr. President and Members of the Senate: this bill was passed to be enacted. I moved reconsideration of that action and asked it be laid on the table that I might offer an amendment to the title only. The title contains a statement that this relates to the adoption of persons twenty-one years of age or over. The bill itself refers to persons regardless of age. Due to the fact that this will be printed in the public laws of 1945 with the title reading one way and the body of the bill reading the other, until we have another revision, I think it might be well to offer an amendment and I therefore offer an

amendment to change the title, only.

Thereupon, on motion by Mr. Dow of Oxford, the Senate voted to reconsider its former action whereby the bill was passed to be engrossed in concurrence.

The Senator from Oxford, Senator Dow, presented Senate Amendment "A" and moved its adoption.

"Senate Amendment 'A' to H. P. 1283, L. D. 910, Bill, An Act Relating to Adoption of Persons 21 Years of Age or Over.

"Amend said bill by striking out all of the figures and words after the word 'Persons' in the title thereof."

Thereupon, Senate Amendment "A" was adopted, and the bill as so amended was passed to be engrossed in non-concurrence.

Sent down for concurrence.

On motion by Mr. Willey of Hancock

Adjourned until tomorrow morning at ten o'clock.