

# 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-Second Legislature*

OF THE

STATE OF MAINE

1945

DAILY KENNEBEC JOURNAL

AUGUSTA, MAINE

**SENATE**

Friday, March 23, 1945.

The Senate was called to order by the President.

Prayer by the Rev. Cleaves Henderson of Gardiner.

Journal of yesterday read and approved.

**Order**

(Out of Order)

On motion by Mr. Brown of Aroostook,

Out of order and under suspension of the rules, it was

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Monday, March 26th, 1945, at 4:30 o'clock in the afternoon. (S. P. 395)

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 to Establish a Seed Potato Board and Define its Powers and Duties." (S. P. 300) (L. D. 849)

(In the Senate, on March 20th, passed to be engrossed.)

Comes from the House, passed to be engrossed as amended by House Amendment "A" in non-concurrence.

In the Senate, on motion by Mr. Good of Aroostook, the Senate voted to recede from its former action and the bill was passed to be engrossed as amended by House Amendment A in concurrence.

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

(In the Senate, on March 20th, passed to be engrossed.)

Comes from the House, passed to be engrossed as amended by House Amendment "A" in non-concurrence.

In the Senate, on motion by Mr. Washburn of Washington, the Senate voted to recede from its former action and the bill was passed to be engrossed as amended by House Amendment A in concurrence.

From the House:

The Committee on Legal Affairs on Bill "An Act Relating to the

Enforcement and Collection of Dog Licenses," (H. P. 1290) (L. D. 936) reported that the same ought not to pass.

Comes from the House, recommended to the Committee on Legal Affairs.

In the Senate, on motion by Mr. Batchelder of York, the Senate voted to concur with the House in the recommitment of the bill to the Committee on Legal Affairs.

**House Committee Reports**

The Committee on Agriculture on Bill "An Act Relating to Damage to Poultry by Dogs or Wild Animals," (H. P. 1046) (L. D. 654) reported that the same ought not to pass.

The Committee on Claims on "Resolve in Favor of Charles Darrington of Canton," (H. P. 310) reported that the same ought not to pass.

The same Committee on "Resolve in Favor of Robert B. Stewart, of Bowdoinham," (H. P. 1121) reported that the same ought not to pass.

The Committee on Education on Bill "An Act Relating to Classification of High Schools," (H. P. 939) (L. D. 542) reported that leave be granted to withdraw the same.

The Committee on Inland Fisheries and Game on "Resolve Regulating Fishing in South Bog Stream," (H. P. 512) (L. D. 202) reported that the same ought not to pass.

The same Committee on Bill "An Act Relating to Hunting and Trapping Seasons," (H. P. 1181) (L. D. 742) reported that the same ought not to pass.

The same Committee on "Resolve Regulating Fishing in Thomas Pond," (H. P. 692) (L. D. 310) reported that the same ought not to pass as it is covered by other legislation.

The same Committee on "Resolve Relating to Ice Fishing in Church-ill Lake, Unsaskis Lake, Harvey Pond, Long Pond, and Round Pond, in Aroostook County," (H. P. 1182) (L. D. 743) reported that the same ought not to pass.

The same Committee on Bill "An Act Relative to Fee for Registration of Deer," (H. P. 944) (L. D. 573) reported that the same ought not to pass.

The same Committee on "Resolve to Repair Fish Screen at Outlet of Porter Lake," (H. P. 1066) (L. D.

662) reported that leave be granted to withdraw the same.

The same Committee on "Resolve to Permit Fishing for Atlantic Salmon in the Narraguagus River," (H. P. 1067) (L. D. 663) reported that leave be granted to withdraw the same.

The same Committee on Bill "An Act Relating to Theft from Traps," (H. P. 1128) (L. D. 675) reported that leave be granted to withdraw the same.

The same Committee on Bill "An Act Relating to Trapping of Beaver," (H. P. 1127) (L. D. 674) reported that leave be granted to withdraw the same.

The Committee on Maine Publicity on Bill "An Act Relating to Bill Boards," (H. P. 1260) (L. D. 884) reported that the same ought not to pass.

The Committee on Salaries and Fees on Bill "An Act Relating to Boards of Registration in Cities Over Forty Thousand," (H. P. 674) (L. D. 271) reported that the same ought not to pass.

The same Committee on Bill "An Act Relating to Fees of Jurors," (H. P. 998) (L. D. 598) reported that the same ought not to pass as it is covered by other legislation.

The same Committee on Bill "An Act Relating to Salary of the Clerk of Courts of Kennebec County," (H. P. 1148) (L. D. 794) reported that leave be granted to withdraw the same, as it is covered by other legislation.

The Committee on Temperance on Bill "An Act Relating to Minors on Premises Where Liquor is Consumed," (H. P. 1155) (L. D. 698) reported that legislation thereon is inexpedient.

The same Committee on Bill "An Act Relating to Malt Liquor Package Stores," (H. P. 1011) (L. D. 531) reported that legislation thereon is inexpedient.

The same Committee on Bill "An Act Relating to Licenses for Sale of Liquor to be Consumed on the Premises. Authorized," (H. P. 1100) (L. D. 799) reported that legislation thereon is inexpedient, as it is covered by other legislation.

The Committee on Towns on Bill "An Act to Incorporate a Part of the Town of Frenchville in Aroostook County into the Town of Madawaska," (H. P. 686) (L. D. 278) reported that the same ought not to pass.

Which reports were severally read and adopted in concurrence.

The Committee on Agriculture on Bill "An Act Relating to Premises Where Condemned Animals are Found by Commissioner of Agriculture," (H. P. 616) (L. D. 280) reported that the same ought to pass.

The Committee on Claims on "Resolve in Favor of Joseph Martin of Eagle Lake," (H. P. 927) (L. D. 565) reported that the same ought to pass.

The same Committee on "Resolve in Favor of the New England Shipbuilding Corporation," (H. P. 1050) (L. D. 657) reported that the same ought to pass.

Which reports were severally read and adopted in concurrence, the bill and resolves read once, and the next legislative day assigned for second reading.

The Majority of the Committee on Judiciary on Bill "An Act Relating to Small Claims," (H. P. 241) (L. D. 92) reported that the same ought not to pass.

(signed)

Senators:

DOW of Oxford  
CLOUGH of Penobscot  
DUNBAR of Washington

Representatives:

PERKINS of Boothbay Harbor  
WILLIAMS of Auburn  
CONNELLAN of Portland  
WARD of Millinocket  
PASCUCCI of Sanford

The Minority of the same Committee on the same subject matter reported that the same ought to pass.

(signed)

Representatives:

HASKELL of Portland  
PEIRCE of Augusta

Comes from the House, the Minority Report read and adopted and the bill passed to be engrossed.

In the Senate, on motion by Mr. Dow of Oxford, the report and accompanying papers were laid upon the table pending acceptance of either report.

#### Senate Committee Reports

Mr. Dow of Oxford from the Committee on Banks and Banking on Bill "An Act to Establish a Banking Board, and Define its Powers and Duties," (S. P. 86) (L. D. 129) reported that leave be granted to withdraw the same.

Which report was read and adopted.

Sent down for concurrence.

Mr. Cross from the Committee on Motor Vehicles on Bill "An Act Exempting Farmers from Regulations in re Motor Vehicles Used in Intrastate Traffic," (S. P. 257) (L. D. 627) reported that legislation thereon is inexpedient at this time.

On motion by Mr. Welch of Aroostook, the report and accompanying papers were laid upon the table pending consideration of the report.

Mr. Hall from the Committee on Salaries and Fees on Bill "An Act to Increase the Salary of the Judge of the Norway Municipal Court," (S. P. 219) (L. D. 465) reported that the same ought to pass.

Which report was read and adopted and the bill read once.

Thereupon, on motion by Mr. Dow of Oxford, the bill was laid upon the table pending assignment for second reading.

Mr. Smith from the same Committee on Bill "An Act Relating to the Salary of the Judge of Western Somerset Municipal Court," (S. P. 266) (L. D. 621) reported that the same ought to pass.

Which report was read and adopted, the bill read once and the next legislative day assigned for second reading.

Mr. Cleaves from the same Committee on Bill "An Act Relating to Salaries of Registers of Deeds in Oxford County," (S. P. 262) (L. D. 625) reported that the same ought to pass.

Which report was read and adopted and the bill read once.

Thereupon, on motion by Mr. Dow of Oxford, the bill was laid upon the table pending assignment for second reading.

Mr. Clements from the Committee on State Prison on Bill "An Act Relating to the State Prison," (S. P. 221) (L. D. 464) reported that the same ought to pass.

Which report was read and adopted, the bill read once and the next legislative day assigned for second reading.

Mr. Sayward from the Committee on Banks and Banking on 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) reported that the same ought to pass as amended by Committee Amendment "A" submitted herewith.

Which report was read and adopted, and the bill read once.

Committee Amendment "A" was read:

"Committee Amendment 'A' to S. P. 85, L. D. 128, 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.

"Amend said bill by striking out the last sentence of Section 1 thereof and inserting in place thereof the following: 'Any charge for insurance not paid by the mortgagor, if paid by the mortgagee, shall become a part of the mortgage debt and shall bear interest at the same rate as the lowest rate of interest provided for in any of the notes secured by said mortgage on such real and personal property'."

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

Mr. Welch from the Committee on State Prison on "Resolve Providing for Purchase of Land for the Maine State Prison," (S. P. 68) (L. D. 47) reported the same in a new draft (S. P. 396) under the same title, and that it ought to pass.

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

#### Passed to be Engrossed

"Resolve in Favor of the University of Maine." (H. P. 409) (L. D. 183)

Bill "An Act Relating to Hearings in Vacation." (H. P. 645) (L. D. 296)

Bill "An Act Relating to State Normal Schools Reserve Accounts." (H. P. 717) (L. D. 394)

"Resolve Appropriating Money for Forest Insect Detection Service." (H. P. 718) (L. D. 388)

Bill "An Act Relating to Trustee Process." (H. P. 1186) (L. D. 747)

Bill "An Act Relating to Aides-Camp." (H. P. 1340) (L. D. 991)

Bill "An Act to Incorporate the Patten Water District." (H. P. 1341) (L. D. 992).

Bill "An Act to Eliminate the 1937 Deficiency Account." (H. P. 406) (L. D. 182)

Bill "An Act Relating to the Standard Non-Forfeiture Law and the Standard Valuation Law." (H. P. 972) (L. D. 609)

(On motion by Mr. Boucher of Androscoggin, tabled pending passage to be engrossed.)

"Resolve Authorizing Commissioner of Agriculture to Employ Poultry Expert." (H. P. 1047) (L. D. 655)

Bill "An Act Relating to Financial Responsibility Following Accident." (H. P. 1070) (L. D. 689)

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

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

"Resolve in Favor of J. R. Collins, South Portland, Maine." (S. P. 132) (L. D. 337)

Bill "An Act Providing Authority to the Board of Trustees of the Maine Maritime Academy to Confer the Degree of Science." (S. P. 134) (L. D. 339)

"Resolve Creating an Interim Committee to Study the Tribal Rights and Needs of the Indians." (S. P. 135) (L. D. 340)

(On motion by Mr. Dow of Oxford, tabled pending passage to be engrossed.)

Bill "An Act Relative to Open Season on Woodcock." (S. P. 136) (L. D. 341)

Bill "An Act Relating to the Salary of the County Attorney of Knox." (S. P. 156) (L. D. 360)

Bill "An Act Relating to Salary of the Judge of the Lewiston Municipal Court." (S. P. 163) (L. D. 366)

Bill "An Act Increasing the Salary of the Judge of the Rockland Municipal Court." (S. P. 167) (L. D. 370)

Bill "An Act Relating to Salary of Recorder of Rockland Municipal Court." (S. P. 218) (L. D. 466)

Bill "An Act Relating to Liquor Licenses to Hotels, Restaurants, and Clubs." (S. P. 295) (L. D. 716)

Bill "An Act Relating to Transfer of Liquor Licenses." (S. P. 296) (L. D. 715)

Bill "An Act Relating to Licenses for Consumption Sale of Liquor." (S. P. 297) (L. D. 714)

"Resolve Relating to Fishing in Goose Pond in Hancock County." (S. P. 313) (L. D. 837)

Bill "An Act to Increase the Salaries of the County Commissioners of Knox County." (S. P. 349) (L. D. 900)

Bill "An Act Relating to School Age and Kindergartens." (S. P. 388) (L. D. 996)

Bill "An Act Amending Act to Create the Port of Portland Authority, and to Change the Name to Maine Port Authority." (S. P. 390) (L. D. 997)

(On motion by Mr. Brown of Arostook, tabled pending passage to be engrossed)

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

Sent down for concurrence.

#### Passed to be Enacted

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

Bill "An Act Relating to Licenses for Lodging Houses in City of Lewiston." (S. P. 145) (L. D. 351)

Bill "An Act Relating to Term of Office of Chief of Police of the City of Lewiston." (S. P. 253) (L. D. 631)

(On motion by Mr. Currier of Androscoggin, tabled pending passage to be enacted.)

Bill "An Act Relating to the Salaries of the Police Department of the City of Lewiston." (S. P. 270) (L. D. 617)

Bill "An Act Relating to the Houlton Municipal Court." (S. P. 379) (L. D. 977)

Bill "An Act Relating to Street Sliding." (H. P. 211) (L. D. 84)

Bill "An Act Relating to the Duties of the Department of Health and Welfare and the Inspection and Licensing of Institutions and Boarding Homes for the Aged." (H. P. 357) (L. D. 122)

Bill "An Act to Amend the Charter of the City of South Portland and Provide for a Park and Recreation Commission." (H. P. 530) (L. D. 259)

Bill "An Act Relating to the Working Capital of the Liquor Commission." (H. P. 620) (L. D. 302)

Bill "An Act Relating to Tuition in Secondary Schools." (H. P. 805) (L. D. 419)

Bill "An Act Relating to Records of Sale of Real Estate for Taxes." (H. P. 1084) (L. D. 775)

Bill "An Act Relating to Personnel Loans Made by Savings Banks." (H. P. 1117) (L. D. 692)

Bill "An Act Creating the Passamaquoddy District Authority." (H. P. 1200) (L. D. 759)

Bill "An Act to Extend the Charter of the Vanceboro Water Company." (H. P. 1226) (L. D. 772)

Bill "An Act to Extend the Charter of the Central Aroostook Railway Company." (H. P. 1207) (L. D. 809)

Bill "An Act Relating to Licensing Boarding Homes for Children." (H. P. 1333) (L. D. 981)

### Emergency Measure

Bill "An Act to Aid in Prevention of Flood Damage." (H. P. 1225) (L. D. 808)

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

From the House, out of order and under suspension of the rules:

Special Report of the Committee on Salaries and Fees, (H. P. 1364), pursuant to Joint Order (H. P. 1345) passed by the 92nd legislature on March 20, 1945.

Which report was read and ordered placed on file.

From the House, out of order and under suspension of the rules:

Bill "An Act Adjusting the Salaries of the Employees in the Classified Service of the State." (H. P. 1365)

Which was received by unanimous consent, and referred to the Committee on Salaries and Fees in concurrence.

### Orders of the Day

Mr. BROWN of Aroostook: Mr. President, it seems our table is getting rather heavy, especially with the addition of several new bills today. While we do not like to take things off at this time, still it is getting late in the session and most of the members are present and I am going to ask permission to

take from the table the second tabled matter, tabled by me on February 27th.

Thereupon, on motion by Mr. Brown of Aroostook, the Senate voted to take from the table, Joint Order Relative to Register of Bills with Final Disposition at Time of Adjournment (H. P. 1310) tabled by that Senator on February 27th pending consideration.

Mr. BROWN of Aroostook: Mr. President, I will just simply explain why I placed this on the table—a brief explanation. This is calling for a register of bills, with the final disposition at time of adjournment. In other words, a record of bills and what became of them. I, personally never had any interest in bills unless they were my own that were killed and I always had a copy of the bill in my possession that I could take home with me. We have a complete record of all bills passed, of course, in our statutes, and we have a complete record of everything transpiring in the legislature and what became of the bills in our stenographic record which we get sooner or later. I have talked with several members of the Senate, not all of them, as to what the value would be and I have not talked with anyone who thought it would be of any particular value.

I went to the printer and asked about the cost and he said the cost would be in the neighborhood of four hundred dollars—rather more than four hundred dollars, and that doesn't take into account the cost that would be incurred in the office of the Clerk and his help which would have to be here after the session to compile the data.

I move this order be indefinitely postponed. I ask the members, if they think it is worth that money to vote for it, and if they don't think it is worth that, they can vote against it.

Mr. LEAVITT of Cumberland: Mr. President and Members of the Senate, I hesitate to get up once again on the opposite side to my colleague, the Senator from Aroostook, Senator Brown, but this was my suggestion in the first place. The Legislative Record for the 1943 session arrived in my office over the week-end—last week-end. It is a little less than two years and a half—about two years and two months late.

I thoroughly realize if people ask about certain bills I could go through the Legislative Record, if I could remember two years later they had asked me to do so.

This record here would allow us to quickly put our hands on what happened to bills, and unlike Senator Brown, I am interested in a great many bills that go through here that do not originate in my own brain. In fact, I am interested in any bill my friend, Senator Brown might put in here. I cannot remember all these bills but I would like to know what happens to them.

In the past — I have been here two sessions and I have said to myself, I would like to know what the legislature did while I was there but I know it is impossible out of the maze of legislative documents, amendments 'A' and amendments 'B' and so forth and so on to ever be able to reconstruct just what did happen. I believe this little register here which will cost us less than half the salary of any one of us while we are here, will be of great value. I do not think we realize how much we will use it if we finally have it. I know this book which is published half way through the session is of tremendous value to us. I believe if we could have a final copy of what we accomplish here and telling where we can refer to it and telling what happened, I think it will be of tremendous value.

I am not going to make an impassioned plea for it, but I hope the motion of the Senator from Aroostook, Senator Brown, does not prevail.

Mr. BROWN: Mr. President, just one word that I overlooked saying, is the fact the register as we have it now and would have it at the final end, simply gives the title of bills and we have a great many bills on the same subject matter and a great many bills with the same title, and even with the Register you have got to look up in the Legislative Documents what the bills are, and it appears to me it is not a great deal of advantage.

The PRESIDENT: The question is on the motion of the Senator from Aroostook, Senator Brown, that the order be indefinitely postponed.

A viva voce vote being had  
The motion to indefinitely postpone prevailed.

Mr. BISHOP of Sagadahoc: Mr. President, I would like to inquire if the order passed yesterday is still in the possession of the Senate?

The PRESIDENT: The Chair will state the order that 500 copies of the bill, An Act to Increase State Aid to Towns for the Support of Schools to Establish Minimum Salaries for Teachers (H. P. 1268) (L. D. 901) be printed, is in the possession of the Senate.

Thereupon, on motion by Mr. Bishop of Sagadahoc, the Senate voted to reconsider its action of yesterday whereby the order received passage; and on further motion by the same Senator, the order was indefinitely postponed.

### Order

(Out of Order)

The same Senator, out of order and under suspension of the rules, presented the following order and moved its passage:

"Ordered, that 500 copies of the engrossed copy of Bill, An Act to Increase State Aid to Towns for the Support of Schools to Establish Minimum Salaries for Teachers (H. P. 1268) (L. D. 901) be printed in document form."

The order received passage.

Upon motion by Mr. Sterling of Somerset, the Senate voted to take from the table, House Report "Ought to Pass" from the Committee on State Lands and Forest Preservation on Resolve Authorizing Conveyance of the Interest of the State in Certain Land in Albany Township (H. P. 1097) (L. D. 784) tabled by that Senator on March 21st pending acceptance of the report in concurrence; and upon further motion by the same Senator, the report of the committee was accepted in concurrence, and the bill was given its first reading and tomorrow assigned for second reading.

On motion by Mr. Willey of Hancock,  
Adjourned until next Monday,  
March 26th, 1945, at 4:30 o'clock  
in the afternoon.