

# 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

Wednesday, March 28, 1945.

The Senate was called to order by the President.

Prayer by the Rev. Wesley U. Riedel of Augusta.

Journal of yesterday read and approved.

## House Committee Reports

The Committee on Sea and Shore Fisheries on Bill "An Act Relating to the Digging or Taking of Clam-Worms," (H. P. 195) (L. D. 58) reported that the same ought to pass as amended by Committee Amendment "A".

Comes from the House passed to be engrossed as amended by Committee Amendment "A" and House Amendment "B".

In the Senate, the report was read and adopted in concurrence, and the bill was given its first reading, Committee Amendment A and House Amendment B were severally read and adopted in concurrence, and the bill as so amended was tomorrow assigned for second reading.

The Committee on Federal Relations on Bill "An Act Amending the Unemployment Compensation as to Definitions," (H. P. 1251) (L. D. 876) reported that leave be granted to withdraw the same.

The same Committee on Bill "An Act Amending the Unemployment Compensation Law as to Collection of Contributions," (H. P. 1306) (L. D. 957) reported that the same ought not to pass.

The same Committee on Bill "An Act Amending the Unemployment Compensation Law as to Coverage," (H. P. 1233) (L. D. 859) reported that the same ought not to pass.

The same Committee on Bill "An Act Amending the Unemployment Compensation Law as to Employers' Coverage," (H. P. 1242) (L. D. 867) reported that the same ought not to pass.

The Committee on Inland Fisheries and Game on Bill "An Act to Prevent the Destruction of Fish in East Machias Waters," (H. P. 1130) (L. D. 677) reported that the same ought not to pass.

The Committee on Motor Vehicles on Bill "An Act to Authorize the Secretary of State to Issue

Operators' Licenses for One, Two, Three or Five Years' Validity," (H. P. 1203) (L. D. 704) reported that the same ought not to pass.

The Committee on Salaries and Fees on Bill "An Act Relating to Salary of Sheriff in Penobscot County," (H. P. 852) (L. D. 453) reported that the same ought not to pass.

The same Committee on Bill "An Act Relating to Salary of the County Commissioners of Penobscot County," (H. P. 849) (L. D. 450) reported that the same ought not to pass.

The Committee on Public Buildings and Grounds on Bill "An Act Relating to State Land in Augusta as a Public Park," (H. P. 669) (L. D. 320) reported that the same ought to pass.

Which report was read and adopted in concurrence, the bill read once, and tomorrow assigned for second reading.

The Committee on Public Utilities on Bill "An Act Creating the Caribou Utilities District," (H. P. 350) (L. D. 159) reported the same in a new draft, (H. P. 1362) (L. D. 1020) under the same title, and that it ought to pass.

The same Committee on Bill "An Act to Incorporate the Kingman Water Power Company," (H. P. 847) (L. D. 448) reported the same in a new draft (H. P. 1363) (L. D. 1021) under a new title, Bill "An Act to Extend the Charter of Kingman Water Power Company," and that it ought to pass.

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

Bill "An Act Relating to Supplementary Assessments of State, County and Forestry District Taxes," (H. P. 1376) (L. D. 1028)

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

## First Reading of Printed Bills

Bill "An Act Relating to Tax Returns of Loan and Building Associations," (S. P. 397) (L. D. 1029)

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

Bill "An Act Relating to the Assessment of Taxes." (S. P. 398) (L. D. 1030)

Mr. CLEMENTS of Waldo: Mr. President I have Senate Amendment A which I would like to present and move its adoption.

The Secretary read the amendment:

Senate Amendment "A" to S. P. 498, L. D. 1040, Bill "An Act Relating to the Assessment of Taxes."

"Amend said Bill by inserting after the enacting clause the following:

"Sec. 1. R. S., c. 81, §6, sub-§VI, amended. Subsection VI of section 6 of chapter 81 of the revised statutes is hereby amended to read as follows:

"VI. All mules and horses less than 6 months old, and all colts of draught type under 3 years old, and neat cattle 18 months old and under, and all sheep to the number of 35, and swine to the number of 10, and domestic fowl to the number of 50 and all chickens 2 months old or younger."

"Further amend said Bill by inserting at the beginning of the 1st line thereof the following: 'Sec. 2.'"

Senate Amendment A was adopted and the bill as so amended was tomorrow assigned for second reading.

#### Senate Committee Reports

Mr. Willey from the Committee on Claims on "Resolve in favor of Francis Gibson of Lamoine," (S. P. 196) reported that leave be granted to withdraw the same.

The same Senator from the same Committee on "Resolve in Favor of George Currier of Norway," (S. P. 110) (L. D. 232) reported that leave be granted to withdraw the same as it is taken care of otherwise.

The same Senator from the same Committee on "Resolve in Favor of Frank D. Holt, of Lamoine," (S. P. 195) reported that leave be granted to withdraw the same.

Mr. Hall from the Committee on Ways and Bridges on Bill "An Act Relating to the Transportation of Forest Products" (S. P. 277) (L. D. 610) reported that leave be granted to withdraw the same as covered by other legislation.

Mr. Brown from the same Committee on Bill "An Act to Create the Town Road Improvement

Fund," (S. P. 352) (L. D. 891) reported that the same ought not to pass.

(On motion by Mr. Cross of Kennebec the report and accompanying papers was laid upon the table pending motion by that Senator that the bill be substituted for the report.)

The same Senator from the same Committee on Bill "An Act Relating to Farm to Market Roads," (S. P. 373) (L. D. 951) reported that the same ought not to pass.

Which reports were severally read and adopted.

Sent down for concurrence.

Mr. Willey from the Committee on Claims on "Resolve in Favor of Mrs. Doris G. Cummings of Perry," (S. P. 303) (L. D. 846) reported the same in a new draft, (S. P. 401) under the same title, and that it ought to pass.

The same Senator from the same Committee on "Resolve in Favor of Alphonso S. Dube of Togus," (S. P. 341) (L. D. 898) reported the same in a new draft (S. P. 402) under the same title, and that it ought to pass.

The same Senator from the same Committee on "Resolve in Favor of Velma Norton of Caribou," (S. P. 306) (L. D. 843) reported the same in a new draft (S. P. 403) under the same title, and that it ought to pass.

Which reports were severally read and adopted, and the bills in new draft were severally laid upon the table for printing under the joint rules.

Mr. Willey from the Committee on Claims on "Resolve to Reimburse the Town of Eastbrook for Suppression of a Forest Fire," (S. P. 133) (L. D. 338) reported that the same ought to pass.

The same Senator from the same Committee on "Resolve in Favor of James R. Hale of Castine," (S. P. 129) (L. D. 334) reported that the same ought to pass.

Mr. Townsend from the same Committee on "Resolve Relating to Reimbursement to James Y. Kinmond of Westbrook," (S. P. 130) (L. D. 335) reported that the same ought to pass.

Mr. Howes from the Committee on Pensions on "Resolve in Favor of Albert Leslie Shorey of Surry," (S. P. 152) (L. D. 358) reported that the same ought to pass.

Which reports were severally

read and adopted, the resolves read once and tomorrow assigned for second reading.

Mr. Dorr from the Committee on Ways and Bridges on Bill "An Act Relating to Culverts Crossing Under Roads, Streets, and Ways," (S. P. 361) (L. D. 903) 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:

"Amend said bill by striking out the 14th line thereof and inserting in its place the following: 'interference therewith may be punished'.

Committee Amendment "A" was adopted and the bill as amended tomorrow assigned for second reading.

**Passed to be Engrossed**

"Resolve in Favor of Irving Crockett, of Durham." (H. P. 630) (L. D. 1011)

Bill "An Act to Increase the Salary of the County Attorney of Aroostook County." (H. P. 675) (L. D. 323)

Bill "An Act Relating to Clerk Hire in the Office of County Attorney and Register of Deeds, Southern District, Aroostook County," (H. P. 676) (L. D. 324)

Bill "An Act Relating to Veterinary Surgery." (H. P. 916) (L. D. 524)

Bill "An Act Relating to Salary of County Treasurer of Penobscot County." (H. P. 992) (L. D. 592)

Bill "An Act Relating to the Salary of the Judge of the Franklin Municipal Court." (H. P. 1091) (L. D. 778)

Bill "An Act Relating to the Salaries of Various Officers of Franklin County." (H. P. 1092) (L. D. 779)

Bill "An Act Relating to Registration of Truck Tractor and Semi-Trailer." (H. P. 1204) (L. D. 705)

Bill "An Act Relating to Registration of Motor Vehicles." (H. P. 1208) (L. D. 709)

Bill "An Act Amending the Unemployment Compensation Law as to Benefit Eligibility Conditions." (H. P. 1237) (L. D. 863)

Bill "An Act Amending the Unemployment Compensation Law as to Claims for Benefits." (H. P. 1244) (L. D. 869)

Bill "An Act Amending the Unemployment Compensation Law as to Appeals." (H. P. 1245) (L. D. 870)

Bill "An Act Amending the Unemployment Compensation Law as to Appeal to Courts." (H. P. 1246) (L. D. 871)

Bill "An Act Amending the Unemployment Compensation Law as to Collection of Contributions." (H. P. 1254) (L. D. 879)

Bill "An Act to Increase the Salaries of Certain Oxford County Officials." (H. P. 1263) (L. D. 886)

Bill "An Act to Increase the Salary of the County Attorney of Oxford County." (H. P. 1278) (L. D. 921)

"Resolve in favor of Cora Porter of Mapleton." (H. P. 1287) (L. D. 1010)

"Resolve in Favor of Harold Harvey and Henry March of Corinth." (H. P. 1351) (L. D. 1012)

"Resolve Appropriating Money to Repair Fish Way at Aroostook Falls." (H. P. 1352) (L. D. 1013)

Bill "An Act Relating to the Bragdon Wild Life Sanctuary and the Wells and Kennebunk Game Preserve." (H. P. 1353) (L. D. 1004)

"Resolve Providing for a Fish Screen at Foot of Echo Lake in the Town of Fayette." (H. P. 1355) (L. D. 1014)

Bill "An Act Relating to the Salary of the Clerk of Courts of Androscoggin County." (H. P. 1356) (L. D. 1006)

Bill "An Act Relating to Salary of the Treasurer of Androscoggin County." (H. P. 1357) (L. D. 1008)

Bill "An Act Relating to the Salary of the Sheriff of Androscoggin County." (H. P. 1358) (L. D. 1007)

Bill "An Act Relating to Fees for Jurors." (H. P. 1359) (L. D. 1009)

Bill "An Act Imposing a Tax of One and One-quarter Mills per Pound on Blueberries for Conducting Research and Extension Work and Otherwise Improving the Blueberry Industry of the State." (H. P. 304) (L. D. 112)

"Resolve Authorizing the Forest Commissioner to Grant Right-of-Way to Construct an Access Road Across the Public Lots in Township D, Range 2." (H. P. 857) (L. D. 457)

"Resolve Authorizing the Forest Commissioner to Convey Certain Land to Herbert R. Dow, of Argyle." (H. P. 859) (L. D. 516)

Bill "An Act Relating to the Sale of Liquor to Minors." (H. P. 1013) (L. D. 653)

"Resolve for Location of Lookout Station on Picked Mountain in the Town of Clifton, Penobscot County." (H. P. 1098) (L. D. 785)

Bill "An Act Relating to Issuance of a Receipt for Payment of Poll Taxes." (H. P. 1142) (L. D. 791)

Bill "An Act Amending the Unemployment Law as to Reciprocal Benefit Arrangements." (H. P. 1248) (L. D. 873)

Bill "An Act Amending the Unemployment Compensation Law as to Unemployment Compensation Fund." (H. P. 1253) (L. D. 878)

Bill "An Act Relating to Bounty on Porcupines." (H. P. 1342) (L. D. 993)

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

"Resolve Providing for Purchase of Land for the Maine State Prison." (S. P. 396) (L. D. 1023)

Bill "An Act to Increase the Salary of the Judge of the Norway Municipal Court." (S. P. 219) (L. D. 465)

Which bill and resolve were read a second time and passed to be engrossed.

Sent down for concurrence.

#### Passed to be Enacted

Bill, "An Act Governing the Handling of Pasteurized Milk." (S. P. 186) (L. D. 493)

Bill, "An Act Relating to Soil Conservation." (S. P. 187) (L. D. 494)

Bill, "An Act Regulating the Labeling of Fresh Eggs for Sale." (S. P. 188) (L. D. 492)

Bill, "An Act Relating to Registration or Renewal of Registration of Dealers in Securities." (S. P. 302) (L. D. 847)

Bill, "An Act Relating to the State School for Girls." (S. P. 337) (L. D. 814)

Bill, "An Act Relating to Fish Weirs." (S. P. 342) (L. D. 927)

Bill, "An Act to Provide for the Election of a Superintending School Committee for the Town of Caribou." (S. P. 382) (L. D. 982)

#### Finally Passed

"Resolve, in Favor of Noncontributory Pension Status of Anna F. Crowley of Biddeford." (S. P. 111) (L. D. 231)

"Resolve, Relating to Printed Vital Records." (S. P. 255) (L. D. 629)

"Resolve, Relating to Old Printed Laws." (S. P. 256) (L. D. 628)

#### Passed to be Enacted

Bill "An Act Authorizing the Conveyance of 'Greenleaf Cemetery Lot' to the 'Milton Plantation Cemetery Association.'" (H. P. 21) (L. D. 10)

Bill "An Act Relating to Greeley Institute." (H. P. 317) (L. D. 100)

Bill "An Act Authorizing the Governor to Appoint Special Officers to Enforce Police Regulations Among the Indian Tribes of the State." (H. P. 320) (L. D. 142)

(On motion by Mr. Owen of Kennebec, tabled pending passage to be enacted.)

Bill "An Act Relating to Insurance for Children by Fraternal Beneficiary Societies." (H. P. 341) (L. D. 119)

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) (L. D. 189)

Bill "An Act Relating to the Issuance of Licenses for the Carrying of Concealed Weapons." (H. P. 525) (L. D. 256)

Bill "An Act Relating to Returns by Highway Commission to Municipal Officers." (H. P. 864) (L. D. 517)

Bill "An Act Relating to Assessments in Deorganized Towns in re Highways." (H. P. 865) (L. D. 518)

Bill "An Act Providing for Installation of Certain Culverts on Highways." (H. P. 868) (L. D. 511)

Bill "An Act Relating to Roads in Indian Township." (H. P. 869) (L. D. 520)

Bill "An Act Relating to Using Bond Issue Funds to Match Federal Funds for Highway and Bridge Projects." (H. P. 870) (L. D. 512)

Bill "An Act Relating to the Prevention of Forest Fires." (H. P. 1106) (L. D. 552)

(On motion by Mr. Welch of Aroostook, tabled pending passage to be enacted.)

Bill "An Act Relating to Acquiring of Wharf by City of Rockland." (H. P. 1080) (L. D. 773)

Bill "An Act Relating to Retiring Allowances or Life Insurance for Officers and Employees of Savings Banks." (H. P. 1163) (L. D. 700)

Bill "An Act Amending the Unemployment Compensation Law as to Employer Coverage." (H. P. 1241) (L. D. 866)

Bill "An Act Amending the Unemployment Compensation Law as to Court Review of Commission Decisions." (H. P. 1243) (L. D. 868)

Bill "An Act Amending the Unemployment Compensation Law as to Employer's Experience Classification." (H. P. 1249) (L. D. 874)

Bill "An Act Amending the Unemployment Compensation Law as to Employer's Experience Classification." (H. P. 1250) (L. D. 875)

Bill "An Act Relating to Dumping of Waste Potatoes." (H. P. 1285) (L. D. 932)

#### Finally Passed

"Resolve, Authorizing Kennebec Towing Company to Bring Suit at Law Against the State of Maine." (H. P. 331) (L. D. 146)

"Resolve, in Relation to Teacher-Pension Status of Carrie M. Wight of Bethel, Maine." (H. P. 725) (L. D. 397)

"Resolve, in Favor of the National Guard Association." (H. P. 1087) (L. D. 777)

(On motion by Mr. Owen of Kennebec, tabled pending passage to be enacted.)

"Resolve, Authorizing the Forest Commissioner to Convey Certain Interest of the State in Lands in Piscataquis County to Bertha M. Blanchard, of Greenville." (H. P. 1294) (L. D. 940)

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

"Resolve, Relating to Dipping of Alewives in Machias River." (H. P. 1336) (L. D. 987)

#### Emergency Measure

Bill "An Act Amending the Unemployment Compensation Act as to Employer's Experience Rating Classifications." (H. P. 950) (L. D. 606)

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.

#### Orders of the Day

On motion by Mr. Boucher of Androscoggin the Senate voted to reconsider its action taken earlier

in today's session whereby bill, An Act Relating to Culverts Crossing Under Roads, Streets, and Ways, (S. P. 361) (L. D. 903) was tomorrow assigned for second reading as amended by Committee Amendment A; and on further motion by the same Senator the Senate voted to reconsider its action whereby Committee Amendment A was adopted.

Thereupon, on motion by the same Senator, the bill was laid upon the table pending adoption of Committee Amendment A.

On motion by Mr. Good of Aroostook the Senate voted to take from the table, House Report from the Committee on State Lands and Forest Preservation "Ought to Pass as Amended by Committee Amendment A" on 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) tabled by that Senator on March 27th pending adoption of the report; and on further motion by the same Senator the report was adopted in concurrence and the resolve was given its first reading.

Committee Amendment A was read and adopted in concurrence and the resolve as so amended was tomorrow assigned for second reading.

On motion by Mr. Cleaves of Cumberland the Senate voted to take from the table bill, An Act Authorizing Municipalities to Establish, Maintain, Conduct and Finance Recreational Facilities (S. P. 394) (L. D. 1017) tabled by that Senator on March 27th pending passage to be engrossed and that Senator presented Senate Amendment A and moved its adoption.

The Secretary read the amendment:

"Senate Amendment A to S. P. 394, L. D. 1017. Amend said bill by striking out the underlined word 'condemnation' in the 11th line thereof."

Senate Amendment A was adopted and the bill as so amended was passed to be engrossed.

Sent down for concurrence.

On motion by Mr. Dunbar of Washington the Senate voted to

take from the table bill, An Act Relating to Free Hunting and Fishing Permits for Veterans (S. P. 363) (L. D. 962) tabled by that Senator on March 2nd pending first reading; and that Senator yielded to the Senator from Cumberland, Senator Cleaves.

Mr. CLEAVES of Cumberland: Mr. President and members of the Senate, this bill, through the courtesy of Senator Dunbar, has been on the table for the last two or three weeks, enabling me to take the time to make rather a cross-section study of the state to determine the soundness of this piece of legislation.

I have given quite a lot of thought and study to it and I consider now that this bill is inexpedient, and I ask leave to withdraw it.

Unanimous consent to the withdrawal of the bill was granted.

On motion by Mr. Good of Aroostook the Senate voted to take from the table House Report from the Committee on State Lands and Forest Preservation, "Ought to Pass with Committee Amendment A", on Resolve Authorizing the Forest Commissioner to Convey Argyle Grange Hall in Penobscot County to Alton Grange No. 411 (H. P. 858) (L. D. 458), tabled on March 27th by that Senator pending adoption of the report; and on further motion by the same Senator the report was adopted in concurrence and the resolve was given its first reading.

Committee Amendment A was read and adopted in concurrence and the resolve as so amended was tomorrow assigned for second reading.

On motion by Mr. Savage of Somerset the Senate voted to take from the table bill, An Act to Increase Salaries of Somerset County Officers (S. P. 267) (L. D. 620) tabled by that Senator on March 27th pending adoption of Committee Amendment A; and on further motion by the same Senator the bill was recommitted to the Committee on Salaries and Fees.

On motion by Mr. Dow of Oxford the Senate voted to take from the table bill, An Act Relating to the Redemption of United States Bonds and Certificates Issued in the Name of Minors (H. P. 520) (L. D. 254) tabled by that Senator on Febru-

ary 21st pending assignment for second reading; and on further motion by the same Senator the bill was tomorrow assigned for second reading.

On motion by Mr. Boucher of Androscoggin the Senate voted to take from the table bill, An Act Relating to a Pension Plan for Employees of the City of Lewiston (H. P. 1309) (L. D. 956) tabled by that Senator on March 6th pending passage to be engrossed; and that Senator presented Senate Amendment A and moved its adoption.

The Secretary read the amendment:—

"Amend said bill by striking out Paragraph B of the Sub-section One of Section 19 and inserting in place thereof the following: 'B. Reaches age 65 and/or has served not less than twenty-five years.'"

Senate Amendment A was adopted and the bill as so amended was passed to be engrossed.

Sent down for concurrence.

On motion by Mr. Leavitt of Cumberland the Senate voted to take from the table bill, An Act to Regulate the Practice of Architecture and to Create a Board to Provide for the Examination and Regulation of Architects (S. P. 103) (L. D. 178) tabled by that Senator on March 21st pending adoption of Senate Amendment A; and on further motion by the same Senator Senate Amendment A was adopted.

Mr. BROWN of Aroostook: Mr. President, before this bill is passed to be engrossed I want to make a few remarks about it.

I think I have come to the same position as a member of the House stated in previous sessions in regard to boards. He said he had become so allergic to boards that he sneezed every time he went by a pile of lumber. I have got to about the same position myself.

In the first place, this bill is for the purpose of setting up a board of architects and it is a long document of some eight or ten pages. Under the Committee Amendment a great many things have been eliminated, so that now people can do almost anything in the line of architecture except that they cannot hold themselves out to be architects. Originally this bill was so written that a person couldn't build a house



or a barn or a hen-pen without employing an architect. Those things have been removed by the amendment, but the fact remains that we are setting up a board of architects and no matter how well qualified a man may be—he may be a professional architect of years standing, nevertheless before he can practice architecture in the State of Maine he is obliged to join the Board and to pay a fee of not more than \$25, which means it will be at least \$25, and to pay an annual fee of ten dollars thereafter.

The purpose of this Board, they tell us, is to provide for the public safety. To my mind it is a bill to provide for the security of the jobs of the architects who register under this and that no one else can practice in the State of Maine unless they receive permission from the Board.

Now, if a man is qualified to do all the things which they have specified, if he can draw plans, construct buildings, then why isn't he entitled to have the word "architect" after his name? This is just another one of those Boards which we are continually setting up in the state to insure the safety of the jobs of the people who pay for their certificates. That is the objection I have at the present time to the bill.

I might go on to considerable extent but I am making the point that if a man is qualified to do all of those things which they now specify, he should be entitled to practice architecture and use the word "architect" because he is an architect in fact and he would not have to come under the rules and regulations which are set up by this Board. I move that this bill be indefinitely postponed.

Mr. BATCHELDER of York: Mr. President, I might say that I don't feel quite so disturbed by the fact that we might be setting up various boards in our state, as I recall that we have many boards which provide for various professions. We have a Board in our own profession to set up qualifications whereby we might practice law. We also have certain qualifications that are required of physicians, and in various other professions. On this particular bill there were architects who came before our committee and they felt that in view of the public safety certain regulations should be set up as to people hold-

ing themselves out as architects, drawing various plans for buildings which the public might build. We saw no reason why the Board shouldn't be created setting up certain regulations covering people calling themselves architects and that the public was entitled to have some board governing the practice of that profession.

As I understand it, the expense of this is to be entirely borne by whatever fees might be taken in. I trust that the motion of the Senator from Aroostook, Senator Brown, does not prevail.

Mr. HOPKINS of Kennebec: Mr. President, the architects have come before quite a number of legislatures requesting they be set up as a special group and qualified under the laws of Maine to practice their professions. I don't interpret this law as does Senator Brown. As I interpret the law it is purely a permissive piece of legislation. Under it, anybody can practice architecture, as I understand it, as long as they do not call themselves architects and advertise as architects. I think there is one ground on which we should look at this legislation and that is the interest of the State of Maine. I do not believe it is sound legislation to legislate for certain groups of people simply because they want to be so legislated if the interest of the State doesn't require that certain groups of people be set up under the law to do certain things. If the interest of the State doesn't require it, I do not believe they should be so set up under the law.

In the matter of architects, there is great question whether you can legislate the aesthetic side of architecture. Within certain limits, at least, it means those people are qualified to practice the aesthetic science of architecture. Whether it can be legislated upon is a subject for considerable debate. These men also, in the practice of their profession must practice structural design. In the matter of structural design, the public has great interest in that men who design public buildings should be qualified.

Now, there are not very many qualified architects in Maine. Most of them are personal friends of mine and I think I know quite well the competent men of Maine. Personally, I wish some previous legislature could have recognized that these men do have a public responsibility in their designing of public

structures and a previous legislature should have granted the right to set up qualifications in the interest of public welfare. This bill is permissive because architects have tried to be set up previously under a law that was mandatory. They will come back at some future date, if this bill passes, and ask for a mandatory law. I favor it and it is the only way they can get it. I think they should have the law which is now pending. I think the motion of the Senator from Aroostook, Senator Brown, should not prevail, and that this bill should pass.

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

Mr. GOULD of Androscoggin: Mr. President, in this matter, in considering all the commissions that have been appointed, and I know there have been a number as has been suggested — we have restrictions in regard to the legal profession, we have restrictions in regard to medicine, osteopathy, the chiropractic people, and even for plumbers. I wonder if architects don't stand just as high as plumbers. They have boards and examinations and fees for plumbers.

Ten years ago I think there was a bill put through for hair-dressing and beauty culture. That has a board and they define their cosmetics, creams, tonics, etc., and definitions about curling and singeing and cutting hair. It was a vital thing. It has perfected the use of lipsticks and facial makeup and there is no doubt in the last ten or twelve years it has been of great benefit to women. They have been improved greatly in their looks.

Now, if that is true, why in the world can't we do something for a few architects? They are trying to beautify and help out the country. I hope the motion of the Senator from Aroostook, Senator Brown will not prevail.

Mr. BROWN of Aroostook: Mr. President, I fully agree that we have a great many boards and commissions in the State of Maine, a great many of which we could do very well without.

I remember I had a run-in my first session with the Barbers' board, Beauty Culture board, in which they had set up a rule and regulation whereby a person coming into the State that held a certifi-

cate from another state, could join and have a license to practice, upon payment of \$25.00. A certain person from my town, coming from Pennsylvania, a state having reciprocity, was assured she could practice for \$25.00 because the standards were higher in Pennsylvania than they were in Maine, and so she went to work and equipped a beauty parlor and then she was told that Pennsylvania no longer had reciprocity with Maine and she could not have a license and would have to "wait until next spring before she could get a license." It was necessary for me to seek the assistance of the attorney general, who notified the Board that they had no discretion in the matter. It was a regulation they made, and the law said license should be granted to states whose standards were comparable regardless of whether there was reciprocity or not.

When you set up a board, they continually make regulations for people and attempt to govern them by their regulations which they have set up.

They had regulations set up by the Plumbers' board by which a farmer who was entirely disconnected from city water works or city sewage, and who wanted to install a kitchen sink had to have a certain trap approved by this board. We had to change that.

I agree with the Senator from Androscoggin, Senator Gould, that we do have a lot of boards, but that is no reason why we should have more boards.

In regard to the legal fraternity, I know they do have a board, but I do not think they would permit an ordinary layman to start practicing law if he didn't hold himself out to be a lawyer. There would be definite bounds beyond which he could not go. According to this bill, as long as a man doesn't attach the word "architect" to his name he can do anything the architect can do. He can take contracts, public or private. He can draw plans and superintend construction and do anything an architect can do as long as he doesn't use the word "architect."

The point I make, if he is so qualified that he can practice architecture, why set up a board and say he cannot use the word "architect" unless he pays \$25.00 for the first year and \$10.00 a year thereafter?

It seems to me the amendment, in one way, has killed the intent and purpose of the bill.

Now, there are rather severe penalties. Even though a man has practiced architecture and has used the name "architect" he cannot go on using the word "architect" unless he pays the board for the privilege of doing so.

I received a letter regarding this, but I have misplaced it, this bill has been on the table so long; which was from a Portland architect who said there was no need of this bill and he didn't want to join the board.

There are severe penalties for men who hold themselves out to be architects. I wonder how the law is going to be interpreted. If I go to a man who has been a practicing architect for a number of years, building houses or barns and I say, "Can you draw plans for a house or barn?" He says, "Yes, it is my business." I say, "Can you make the plans and construct buildings?" He says, "Yes, it is part of my business." I am wondering in the face of the law if he is an architect. He has been doing the work and is qualified to do it, and the question comes to my mind as to what his status would be, whether he could be pulled into court for practicing architecture and not being registered.

I think we can get along very well without this board, and as I said

before, it is a bill to protect architects in their jobs.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Aroostook, Senator Brown, that this bill be indefinitely postponed.

A viva voce vote being doubted

A division of the Senate was had. Seventeen having voted in favor of the motion and fourteen opposed, the motion to indefinitely postpone prevailed.

The PRESIDENT: The Senate will recess for ten minutes.

#### After Recess

The Senate was called to order by the President.

The PRESIDENT: The hour designated for the holding of the joint convention with the House having arrived, the Senate will now proceed to the Hall of the House.

Thereupon the Senate retired to the Hall of the House and Representatives, where a joint convention was formed.

(For proceedings of the joint convention, see House Report)

#### In the Senate

The Senate was called to order by the President.

On motion by Mr. Savage of Somerset

Adjourned until tomorrow morning at ten o'clock.