

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Ninety-second Legislature



Special Session

July 8, 1946

SENATE

Tuesday, July 9, 1946.

The Senate was called to order by the President.

Prayer by the Rev. T. Porter Drumm of Augusta.

Journal of yesterday read and approved.

Orders**(Out of Order)**

On motion by Mr. Brown of Aroostook, out of order, it was

ORDERED, the House concurring, that no bill or resolve be received at this special session unless by unanimous consent in the body in which it is introduced except such as relate directly to the subject matters contained in the Governor's message of July 8, 1946 to the legislature, and it was further

ORDERED, the House concurring, that any bill or resolve which shall be received in either branch of this legislature by unanimous consent shall stand referred to the Ninety-third Legislature if unanimous consent for its reception is not given in the other body in concurrence.

This order shall not apply to bills or resolves reported by any joint standing or joint select committee in the regular course of business, nor to such bills and resolves as are intended only to facilitate the business of this special session. (S. P. 461)

Sent down for concurrence.

On motion by Mr. Brown of Aroostook, out of order, it was

ORDERED, the House concurring, that the Secretary of the Senate and the Clerk of the House be authorized to have immediately printed all bills and resolves deposited in their respective offices, when printing has been approved by the Committee on Reference of Bills. (S. P. 462)

Sent down for concurrence.

Referred to Committees

The following bills and resolve were received and referred to committees as follows:

Appropriations and Financial Affairs, and Welfare Jointly

Mr. Owen of Kennebec presented Bill "An Act Appropriating Moneys

for Anticipated Overdrafts in the Department of Health and Welfare Due to Insufficient Appropriations." (S. P. 460)

(Ordered printed.)

Sent down for concurrence.

Military Affairs and Appropriations and Financial Affairs, Jointly

Mr. Boucher of Androscoggin presented Bill "An Act to Provide for the Payment of a Cash Bonus of \$500. to Maine Veterans in World War II." (S. P. 455)

The same Senator presented "Resolve Proposing an Amendment to the Constitution to Provide for a Bond Issue for the Purpose of Paying a Cash Bonus of \$500. to Maine Veterans in World War II." (S. P. 456)

Mr. Leavitt of Cumberland presented Bill "An Act Authorizing Maine Development Commission to Promote New Industries." (S. P. 457.)

(1500 copies of each ordered printed.)

Sent down for concurrence.

Miss CLOUGH of Penobscot: Mr. President and Members of the Senate, I am about to ask for unanimous consent to introduce a bill, "An Act to Incorporate the Town of Hampden School District," and I would say at the outset that I am satisfied there is nothing controversial about this measure. I would have hesitated to ask for unanimous consent to introduce the measure had it been controversial. I think the matter can be very quickly disposed of through the proper channels and since we are here I hope no one will object to sitting on a committee long enough to put the bill through the proper machinery.

By way of background I would say in the town of Hampden there are seven scattered buildings used for school purposes, resulting in inefficiency with corresponding waste of money. It would require, according to estimates, an expenditure of some \$25,000 to put those seven buildings into a suitable state and it would not in any event take care of a situation whereby the young citizens of this town could receive a proper education. The people of Hampden have felt the answer to their problem is a consolidated school. They have had a committee study it. It has been brought up in

town meeting and they have made a full report in their annual report and I believe the citizens of Hampden are behind this. In order, however to borrow monies to finance the project it will require the setting up of a school district which will also provide for a board of school trustees. It will also provide or make possible for the people of Hampden to borrow federal monies to plan for the building and pay architects' fees and the like.

I believe that we can, if you will permit the introduction of this measure, do a great service to the future citizens of Hampden and the people of the town of Hampden jointly, and I request, Mr. President, that this Senate permit the introduction of this bill "An Act to Incorporate the Town of Hampden School District" (S. P. 458) at this time.

Miss Clough presented Bill "An Act to Incorporate the Town of Hampden School District" (S. P. 458).

Mr. CURRIER of Androscoggin: Mr. President, I object.

Unanimous consent not having been granted, the bill was not received.

Mr. Noyes of Hancock presented Bill "An Act to Incorporate the Sullivan Water District." (S. P. 459)

Mr. NOYES: Mr. President and members of the Senate, I am not prepared to make a speech. This bill was handed to me yesterday although I knew about it several days ago.

I can only promise the Senate that it is not controversial and that it will not delay the proceedings of the legislature or cause any delay in adjournment.

Should this bill be accepted and in the event that I am wrong and any controversy arises I shall be very pleased to refer it to the next legislature.

I hope that unanimous consent will be granted.

Mr. CURRIER of Androscoggin: Mr. President, I object.

Unanimous consent not having been granted, the bill was not received.

Orders of the Day

The PRESIDENT: The Senate will recess until 11:30 o'clock.

After Recess

The Senate was called to order by the President.

The PRESIDENT: Is there any further business to come before the Senate?

On motion by Mr. Brown of Aroostook

Recessed until this afternoon at three o'clock Eastern Standard Time.

After Recess

The Senate was called to order by the President.

Order

(Out of Order)

On motion by Mr. Brown of Aroostook, out of order and under suspension of the rules:

ORDERED, the House concurring, that no bill or resolve shall be received at this Special Session, except by unanimous consent in the body in which it is introduced, unless said bill or resolve be deposited in the office of the Secretary of the Senate or Clerk of the House before 11:00 A. M. EST, July 10, 1946, and be it further

ORDERED, the House concurring, that any bill or resolve which shall be received in either branch of this legislature by unanimous consent shall stand referred to the Ninety-third Legislature if unanimous consent for its reception is not given in the other body in concurrence. This order shall not apply to bills or resolves reported by any joint standing or joint select committee, in the regular course of business, nor to such bills and resolves as are intended only to facilitate the business of this special session. (S. P. 463)

Mr. BROWN of Aroostook: Mr. President, I think it is hardly necessary to explain this but in simple language it means that the deadline is tomorrow morning at eleven o'clock standard time, after which no bills of any kind may be introduced without unanimous consent. We had hoped that the deadline would be tonight but that was impossible and so we have made it so that eleven o'clock tomorrow is the deadline.

Which order was read and passed.

Sent down for concurrence.

Papers from the House referred in concurrence.

Mr. LEAVITT of Cumberland presented out of order and under suspension of the rules, Bill "An Act Relating to Permanent School Fund." (S. P. 464)

Mr. LEAVITT: Mr. President and members of the Senate, this bill was presented to me by Mr. Rendall of the Forestry Department during the recess. There was a mistake apparently made in the last legislature in passing this resolve for \$5000 to be spent to help the school fund. It should have come under another clause.

I told Mr. Rendall I would put the bill in at this session. If you people wanted to handle it you could but if for any reason you should think it controversial and you don't want to it can be referred to the next session of the legislature.

I really don't care one way or another but the bill is here and I think it would be a nice thing to receive it at this session. However, if you don't want it, that is up to you.

Mr. BROWN of Aroostook: Mr. President, through the Chair I would like to inquire of the Senator from Cumberland, Senator Leavitt, whether he can assure us that this is not a controversial measure.

Mr. LEAVITT: Mr. President, I will say, in answer to the Senator, that it absolutely is not a controversial measure.

The PRESIDENT: The question before the Senate, is, shall this bill receive unanimous consent for its introduction at this time. Is there objection to the introduction of the bill?

Mr. BOUCHER of Androscoggin: Mr. President, I object to this measure because I do not see any emergency in it.

The PRESIDENT: The Chair will state that the Senator does not have to give any reason for his objection. The Chair hears objection. Unanimous consent is not granted.

Unanimous consent not being granted, the bill was not received.

Mr. Dow of Oxford presented Bill "An Act to Correct Errors and Inconsistencies in the 1944 Revision

and the Session Laws of 1945." (S. P. 465)

Mr. DOW of Oxford: Mr. President and members of the Senate, this bill was handed to me today by the Revisor of Statutes who says it is not new legislation and will not delay the work of this session at all and will be of great help to this session as well as to the next session of the legislature. There is nothing controversial about it. It is simply to change commas and periods and words misspelled and so forth, and it cannot be controversial under those circumstances.

The PRESIDENT: The question before the Senate is, shall this bill receive unanimous consent to its introduction at this time. Is there objection to the introduction of this bill?

Unanimous consent being granted, the bill was received and referred to the Committee on Judiciary.

Sent down for concurrence.

Mr. Batchelder of York presented Bill "An Act Waiving Certain Requirements for Veterans in State Employment." (S. P. 466).

Which was referred to the Committee on Judiciary. (Ordered printed).

Sent down for concurrence.

Mr. Brown of Aroostook presented "Resolve in Favor of Ricker Classical Institute and Junior College." (S. P. 467).

Mr. Currier of Androscoggin presented Bill "An Act to Provide for a Sliding Scale Bonus to Maine Veterans of World War II and to Provide for the Payment Thereof by Running Horse Races." (S. P. 468).

The same Senator presented "Resolve Proposing an Amendment to the Constitution to Provide for a Bond Issue for the Purpose of Paying a Sliding-Scale Bonus to Maine Members of the Military and Naval Forces in World War II." (S. P. 469).

Which were severally referred to the Committees on Military Affairs and Appropriations and Financial Affairs, jointly, and fifteen hundred copies of each ordered printed.

Sent down for concurrence.

Mr. Washburn of Washington presented Bill "An Act Relating to the Packing of Sardines." (S. P. 470).

Mr. WASHBURN of Washington: Mr. President and fellow Senators, I had not expected to have to ask

your unanimous consent to introduce any measure but this matter which has been placed in my care seems to be of sufficient importance and interest just at this time to warrant my asking your consideration.

The legislation before us is an amendment to the sardine packing law of our state. That law was revised two years ago but inadvertently this matter was omitted and with the fish running as they are today, practically a crisis has been reached.

Now, the old sardine packing law provides that no herring may be packed in cans fewer than four or five fish to the can, and when fish are running well this is a very wasteful practice because it means that with herring nine inches and a half long only the tails of four or five fish can be cut off and packed, and all the rest, the valuable meat of the fish is thrown away and wasted. If you had stood beside the packing tables in the Maine fish factories as many hours and days as I have, you would know that sometimes two thirds or three quarters of the good flesh and meat of our splendid Maine coast herring goes into the waste and from there to fertilizer works.

This amendment would allow our canners to pack less than four fish—two or three to the can—provided they are branded herring and not sardines. There can be no misunderstanding on that point. This is not a controversial measure. All canners along the coast have agreed upon it. The fishermen want to sell the fish and the world needs the food, and so I am asking you to allow the introduction of this amendment which would liberalize the requirement for what we can put into cans, but they may not be branded as sardines but as herring.

The PRESIDENT: The question before the Senate is shall this bill be received by unanimous consent at this time.

There being no objection, the bill was received by unanimous consent and referred to the Committee on Sea and Shore Fisheries and ordered printed.

Sent down for concurrence.

Upon motion by Mr. Brown of Arcostook

Adjourned until tomorrow morning, July 10th, at nine o'clock, Standard Time.