

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*Ninety-Third Legislature*

OF THE

STATE OF MAINE

1947

DAILY KENNEBEC JOURNAL  
AUGUSTA, MAINE

## HOUSE

Friday, February 7, 1947

The House met according to adjournment, and was called to order by the Speaker.

Prayer by the Rev. Cymbrid Hughes.

Journal of yesterday read and approved.

### Papers from the Senate

From the Senate: Resolve in favor of United Radio and Electric Co., of Portland (S. P. 188)

Resolve in favor of David J. Hyler, of Rockland (S. P. 189)

Resolve in favor of Harold Sinclair, of Bluehill (S. P. 190)

Resolve in favor of Stanley A. Gracie, of Sedgwick (S. P. 191)

Resolve in favor of the Maine Distributors, Inc. (S. P. 192)

Came from the Senate referred to the Committee on Claims.

In the House, referred to the committee on Claims in concurrence.

From the Senate: Resolve relating to Teaching Service of Frank Kent, of Guilford (S. P. 201)

Came from the Senate referred to the Committee on Education.

In the House, referred to the Committee on Education in concurrence.

From the Senate: Resolve Granting a Pension to Minnie Murphy, of Mexico (S. P. 220)

Came from the Senate referred to the Committee on Pensions.

In the House, referred to the Committee on Pensions in concurrence.

From the Senate: Resolve in favor of the town of Wellington (S. P. 224)

Resolve in favor of the city of Ellsworth (S. P. 225)

Resolve in favor of the town of Brooksville (S. P. 226)

Came from the Senate referred to the Committee on Ways and Bridges.

In the House, referred to the Committee on Ways and Bridges in concurrence.

From the Senate: Bill "An Act relating to Fire, Marine and Inland Marine Insurance Rate Regulation" (S. P. 217) (L. D. 564)

Bill "An Act relating to Casualty and Surety Insurance Rate Regulation" (S. P. 216) (L. D. 563)

Came from the Senate referred to the Committee on Mercantile Affairs and Insurance.

In the House, referred to the Committee on Mercantile Affairs and Insurance in concurrence.

### Senate Report of Committee Ought to Pass with Committee Amendment

Report of the Committee on Judiciary on Bill "An Act relating to Jurisdiction of Supreme Judicial Court" (S. P. 70) (L. D. 64) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "A".

In the House, Report was read and accepted in concurrence and the Bill read twice. Committee Amendment "A" was read by the Clerk as follows:

Committee Amendment "A" to S. P. 70, L. D. 64, Bill "An Act Relating to Jurisdiction of Supreme Judicial Court."

Amend said bill by drawing a line through, in the 9th line of that part designated as "Sec. 5" thereof, the words "otherwise provided by law" and inserting in place thereof the underlined words 'provided in sections 1 and 2 of chapter 95'.

Committee Amendment "A" was adopted in concurrence, and the Bill was assigned for third reading the next legislative day.

From the Senate: The following Order:

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, February 11th, at 11:30 o'clock in the morning. (S. P. 239)

Came from the Senate, read and passed.

In the House, read and passed in concurrence.

The following Bills and Resolves were received, and upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

### Banks and Banking

Bill "An Act Permitting Closing of Banks on Saturday" (H. P. 970)

(Presented by Mr. Thompson of Brewer)

(Ordered printed)  
Sent up for concurrence.

#### Claims

Resolve in favor of Evelyn T. Wilbur, of Kingfield (H. P. 971) (Presented by Mr. Carville of Stratton)  
Sent up for concurrence.

#### Education

Resolve in favor of Berwick Academy (H. P. 1002) (Presented by Mr. Hobbs of So. Berwick)

Bill "An Act relating to Education of Physically Handicapped Children" (H. P. 972) (Presented by Mr. Broggi of Sanford)  
(Ordered printed)  
Sent up for concurrence.

#### Inland Fisheries and Game

Resolve Establishing a Daily Limit on Trout in Penobscot County (H. P. 973) (Presented by Mr. Campbell of Garland)

(Ordered printed)  
Resolve Regulating Fishing in East Pond Stream in Somerset County (H. P. 974) (Presented by Mr. Lessard of Skowhegan)  
(Ordered printed)  
Sent up for concurrence.

#### Judiciary

Bill "An Act relating to Revocation of Hunting Licenses" (H. P. 975) (Presented by Mr. Silsby of Aurora)

(Ordered printed)  
Bill "An Act relating to Passing of Motor Vehicles" (H. P. 976) (Presented by Mr. Thomas of Hampden)  
(Ordered printed)

Bill "An Act Designating Through Ways" (H. P. 977) (Presented by same gentleman)

(Ordered printed)  
Sent up for concurrence.

#### Pensions

Resolve Providing for State Pension for Artheline Doucette, of Grand Isle (H. P. 978) (Presented by Mr. Violette of Van Buren)

Resolve Providing for State Pension for Bernadette Corbin, of Grand Isle (H. P. 979) (Presented by same gentleman)

Resolve Providing for State Pension for Fred Jacques, of Van Buren (H. P. 980) (Presented by same gentleman)

Resolve Providing for State Pension for Joseph Duperry, of Van

Buren (H. P. 981) (Presented by same gentleman)

Resolve Providing for State Pension for Albert Beaulieu, of Grand Isle (H. P. 982) (Presented by same gentleman)

Sent up for concurrence.

#### Salaries and Fees

Bill "An Act Increasing the Salary of the Deputy Clerk of Courts in Penobscot County" (H. P. 983) (Presented by Mr. Atherton of Bangor)

(Ordered printed)  
Sent up for concurrence.

#### Sea and Shore Fisheries

Bill "An Act relating to the Definition of the Term 'Sardine'" (H. P. 984) (Presented by Mr. Hall of Eastport)

(Ordered printed)  
Sent up for concurrence.

#### State Lands and Forest Preservation

Resolve Authorizing the State Tax Assessor to Convey Certain Interest of the State in Lands in Aroostook County to Wilfred Rossignol (Nightingale) of Stockholm (Guerrette RFD) (H. P. 985) (Presented by Mr. Benn of Smyrna)

(Ordered printed)  
Sent up for concurrence.

#### Taxation

Bill "An Act relating to Exemption of Veterans of World War II from Taxation" (H. P. 986) (Presented by Mr. Atherton of Bangor)

(Ordered printed)  
Sent up for concurrence.

#### Ways and Bridges

Resolve in favor of the town of Leadfield (H. P. 987) (Presented by Mr. Brown of Wayne)

Resolve in favor of the town of Sebec (H. P. 988) (Presented by Mr. Burton of Milo)

Resolve in favor of the town of Milo (H. P. 989) (Presented by same gentleman)

Resolve in favor of the town of Atkinson (H. P. 990) (Presented by same gentleman)

Resolve in favor of the town of Milo (H. P. 991) (Presented by same gentleman)

Resolve in favor of Medford Township (H. P. 992) (Presented by same gentleman)

Resolve in favor of Orneville Township (H. P. 993) (Presented by same gentleman)

Resolve in favor of the town of Dexter (H. P. 994) (Presented by Mr. Campbell of Garland)

Resolve in favor of the town of Garland (H. P. 995) (Presented by same gentleman)

Resolve in favor of the town of Caribou (H. P. 996) (Presented by Mr. Collins of Caribou)

Resolve in favor of the town of Acton (H. P. 997) (Presented by Mr. Gallant of Shapleigh)

Resolve in favor of the town of Shapleigh (H. P. 998) (Presented by same gentleman)

Resolve in favor of the town of Newfield (H. P. 999) (Presented by same gentleman)

Resolve in favor of the town of Waterboro (H. P. 1000) (Presented by same gentleman)

Resolve in favor of the town of Turner (H. P. 1001) (Presented by Mrs. Hatch of Minot)

Resolve in favor of the town of Waterford (H. P. 1003) (Presented by Mr. McKeen of Lovell)

Resolve in favor of the town of New Sharon (H. P. 1004) (Presented by Mr. Mills of Farmington)

Resolve in favor of the town of Temple (H. P. 1005) (Presented by the same gentleman)

Resolve in favor of the town of Farmington (H. P. 1006) (Presented by same gentleman)

Resolve in favor of the town of Chesterville (H. P. 1007) (Presented by same gentleman)

Resolve in favor of the town of Chesterville (H. P. 1008) (Presented by same gentleman)

Resolve in favor of the town of New Sharon (H. P. 1009) (Presented by same gentleman)

Resolve in favor of the town of Windham (H. P. 1010) (Presented by Mr. Nichols of Windham)

Resolve in favor of the town of Charlotte (H. P. 1011) (Presented by Mr. Palmeter of Charlotte)

Resolve in favor of the town of Hermon (H. P. 1012) (Presented by Mr. Thomas of Hampden)

Resolve in favor of the town of Van Buren (H. P. 1013) (Presented by Mr. Violette of Van Buren)

Resolve in favor of the town of Van Buren (H. P. 1014) (Presented by same gentleman)

Resolve in favor of the town of Van Buren (H. P. 1015) (Presented by same gentleman)

Sent up for concurrence.

### House Reports Ought to Pass

Mr. Broggi from the Committee on Education reported "Ought to pass" on Resolve in favor of George E. Leatherbearrow of Saco (H. P. 112)

Mr. Marsans from same Committee reported same on Resolve granting a Pension to Annie M. Adams of North Edgcomb (H. P. 6)

Reports were read and accepted and the Resolves ordered printed under the Joint Rules.

Mr. Brewer of Presque Isle, was granted unanimous consent to address the House.

Mr. BREWER: Mr. Speaker and Members of the House: From time to time, we, as members of the Appropriations Committee, will ask your indulgence while we ask that certain bills be laid upon the table, not with any intent to kill the bills or work for them, but to give us a picture of the financial status. I hope, when we do ask that these bills lie on the table, so that we can eventually and a lot more readily arrive at a picture of our financial situation, that you will indulge us and allow us to do this.

I offer this explanation so that you may understand why we do this. Mr. Speaker, I now ask that Item 1 and Item 2 lie on the table.

The SPEAKER: At the present time the two items are already on the table pending printing.

### Ought to Pass Printed Bills

Mr. Burton from the Committee on Counties reported "Ought to pass" on Bill "An Act relating to Farm Bureau Assistance in Piscataquis County" (H. P. 334) (L. D. 207)

Mr. Gray from same Committee reported same on Bill "An Act relating to the Bangor Municipal Court" (H. P. 335) (L. D. 208)

Reports were read and accepted and the Bills, having already been printed, were read twice under suspension of the rules and assigned for third reading the next legislative day.

### Tabled

Mr. Lee from the Committee on Education reported "Ought to Pass" on Resolve relating to Teachers' Pensions for Certain Persons (H. P. 237) (L. D. 166)

(On motion by Mr. Brewer of Presque Isle, tabled pending acceptance of report.)

Miss Longstaff from the Committee on Education reported "Ought to Pass" on Bill "An Act relating to Audit of Certain Private Educational Institutions" (H. P. 236) (L. D. 165)

Mr. Lord from same Committee reported same on Bill "An Act relating to Use of Mechanical Equipment in Schools by Children" (H. P. 166) (L. D. 149)

Mr. Haskell from the Committee on Judiciary reported same on Bill "An Act relating to Probation Periods for Members of the State Police" (H. P. 168) (L. D. 122)

Mr. McGlauffin from same Committee reported same on Bill "An Act relating to Membership of Emergency Municipal Finance Board" (H. P. 339) (L. D. 212)

Mr. Mills from same Committee reported same on Bill "An Act relating to Membership of Farm Lands Loan Commissioners" (H. P. 340) (L. D. 213)

Mr. Palmeter from the Committee on Public Utilities reported same on Bill "An Act to Incorporate the South Freeport Water District" (H. F. 124) (L. D. 99)

Reports were read and accepted and the Bills, having already been printed, were read twice under suspension of the rules and assigned for third reading the next legislative day.

#### Ought to Pass with Committee Amendment

Mr. McGlauffin from the Committee on Judiciary on Bill "An Act relating to Penalty for Night Hunting" (H. P. 32) (L. D. 27) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted, and the Bill, having already been printed, was read twice under suspension of the rules.

Committee Amendment "A" read by the Clerk as follows:

Committee Amendment "A" to H. P. 32, L. D. 27, Bill "An Act relating to Penalty for Night Hunting."

Amend said bill by striking out all after "\$50" in the 9th line thereof, and inserting in place thereof the following: **not less than \$100 and costs, nor more than \$200 and costs, which fine and costs shall not be suspended, and an additional penalty of not more than 30 days in jail, at the discretion of the court;**

**and for a 2nd or subsequent offense, by a fine of not less than \$200 and costs, nor more than \$400 and costs, which fine and costs shall not be suspended, and an additional penalty of not more than 60 days in jail, at the discretion of the court.**

Committee Amendment "A" was adopted, and the Bill was assigned for third reading the next legislative day.

Mr. Williams from the Committee on Judiciary on Bill "An Act relating to Appeal from Orders for Judging Dangerous Buildings to be Nuisances" (H. P. 242) (L. D. 170) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted, and the Bill, having already been printed, was read twice under suspension of the rules.

Committee Amendment "A" read by the Clerk as follows:

Committee Amendment "A" to H. P. 242, L. D. 170, Bill "An Act Relating to Appeal from Orders for Judging Dangerous Buildings to be Nuisances."

Amend said bill by striking out in the 2nd line of that part designated as "Sec. 25" thereof, the underlined figure "10", and inserting in place thereof the underlined figure "30".

Committee Amendment "A" was adopted, and the bill was assigned for third reading the next legislative day.

#### Passed to be Engrossed

Bill "An Act Repealing Winthrop and Wayne Game Sanctuary" (H. P. 238) (L. D. 167)

Bill "An Act relating to Use of Gill Net in Taking White Fish in Junior Lake, Penobscot County" (H. P. 239) (L. D. 168)

Were reported by the Committee on Bills in the Third Reading, read the third time, passed to be engrossed and sent to the Senate.

#### Order of the Day

The SPEAKER: If there is no business to come before the House, the Clerk will read the notices.

On motion by Mr. Cousins of Fort Kent,

Adjourned until Tuesday, February 11th, at 11:30 o'clock in the forenoon.