

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 21, 1947

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

Prayer by the Rev. Gordon Washburn of Hallowell.

Journal of yesterday read and approved.

Papers from the Senate

From the Senate: Resolve in favor of the city of Calais to Aid in Rebuilding School (S. P. 342) (L. D. 975)

Came from the Senate referred to the Committee on Appropriations and Financial Affairs.

In the House, referred to the Committee on Appropriations and Financial Affairs in concurrence.

From the Senate: Bill "An Act relating to Instruction in Scientific Alcohol Education in the Public Schools" (S. P. 343) (L. D. 976)

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 Closing Tributaries to Moose River to All Fishing (S. P. 344) (L. D. 977)

Resolve Closing Tributaries of South Branch of Penobscot River to All Fishing (S. P. 345) (L. D. 978)

Resolve Closing the South Branch of Penobscot River to All Fishing After Certain Date (S. P. 346) (L. D. 979)

Bill "An Act relating to Closed Season on Deer in Town of Swan's Island, Hancock County, and to Provide for Wardens" (S. P. 347) (L. D. 980)

Came from the Senate referred to the Committee on Inland Fisheries and Game

In the House, referred to the Committee on Inland Fisheries and Game in concurrence.

From the Senate: Bill "An Act Providing Appeal from Decision of Court Setting Aside a Jury Verdict" (S. P. 348) (L. D. 981)

Came from the Senate referred to the Committee on Judiciary.

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

From the Senate: Bill "An Act Providing for Inspection of Installation and Alteration of Elevators" (S. P. 350) (L. D. 982)

Came from the Senate referred to the Committee on Legal Affairs.

In the House, referred to the Committee on Legal Affairs in concurrence.

From the Senate: Bill "An Act relating to Fees for Public Utility Plates to Operate Motor Vehicles" (S. P. 351) (L. D. 983)

Came from the Senate referred to the Committee on Motor Vehicles.

In the House, referred to the committee on Motor Vehicles in concurrence.

From the Senate: Bill "An Act relating to Local Option Provisions Concerning Malt Liquor" (S. P. 352) (L. D. 984)

Came from the Senate referred to the Committee on Temperance.

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

From the Senate: Resolve relating to a State-Wide Highway Planning Survey by the State Highway Commission (S. P. 353) (L. D. 985)

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.

Non-Concurrent Matter

From the Senate: Resolve Regulating Fishing in Jerry Pond (H. P. 113) (L. D. 77) which was passed to be engrossed in the House on February 18th.

Came from the Senate passed to be engrossed as amended by Senate Amendment "A" in non-concurrence.

In the House, the House voted to reconsider its former action whereby the Resolve was passed to be engrossed.

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

Senate Amendment "A" to H. P. 113, L. D. 77, Resolve, Regulating Fishing in Jerry Pond.

Amend said Resolve by striking out in the last line thereof the word "Route" and inserting in place thereof the word "Range".

Senate Amendment "A" was adopted in concurrence, and the Re-

solve was passed to be engrossed as amended in concurrence.

From the Senate: The following Order:

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, February 25th, 1947, at 11:30 o'clock in the forenoon (S. P. 374)

Came from the Senate, read and passed.

In the House, read and passed in concurrence.

The following Bills and Resolves, transmitted by the Revisor of Statutes, pursuant to Joint Order, were received, and upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

Inland Fisheries and Game

Bill "An Act relating to Killing Bear in Certain Deorganized Towns" (H. P. 1459) (Presented by Mr. Burton of Milo)

(Ordered printed)
Sent up for concurrence.

Judiciary

Resolve in favor of the town of Merrill (H. P. 1460) (Presented by Mr. Benn of Smyrna)

(Ordered printed)
Sent up for concurrence.

Labor

Bill "An Act Amending the Law relating to the State Board of Arbitration and Conciliation" (H. P. 1461) (Presented by Mr. Brown of Baileyville)

(Ordered printed)
Sent up for concurrence.

Legal Affairs

Bill "An Act Creating a State Lottery Commission" (H. P. 1462) (Presented by Mr. Doucette of Lewiston) (1000 copies ordered printed)

Bill "An Act to Create the Caribou School District" (H. P. 1463) (Presented by Mr. Collins of Caribou)

(Ordered printed)
Bill "An Act relating to Qualifications of Ward Officials in the City of Lewiston" (H. P. 1464) (Presented by Mr. Dostlie of Lewiston)

(Ordered printed)
Bill "An Act to Create the Castle Hill-Chapman-Mapleton Community School District" (H. P. 1465) (Presented by Mr. Ellis of Castle Hill)

(Ordered printed)
Bill "An Act Providing for the Registration and Licensing of Motor

Vehicles and Aircraft Mechanics" (H. P. 1466) (Presented by Mr. Webber of Bangor by request)
(Ordered printed)
Sent up for concurrence.

Military Affairs

Resolve Proposing an Amendment to the Constitution to Provide for a Bond Issue for the Purpose of Paying a Bonus to Maine Veterans of World War II and to Provide for the Payment thereof by Running Horse Racing and Dog Racing (H. P. 1467) (Presented by Mr. Doucette of Lewiston)

(Ordered printed)
Sent up for concurrence.

Motor Vehicles

Bill "An Act Excluding Circus Wagons from Definition of Trailers in Motor Vehicle Law" (H. P. 1468) (Presented by Mr. Brewer of Presque Isle)

(Ordered printed)
Bill "An Act relating to Issuance of Motor Vehicle Registration and Operators' Licenses by Municipal Tax Officers" (H. P. 1469) (Presented by Mr. Muskie of Waterville)

(Ordered printed)
Sent up for concurrence.

Public Utilities

Bill "An Act to Create the Searsport Water District" (H. P. 1470) (Presented by Mr. Clements of Belfast)

(Ordered printed)
Bill "An Act to Incorporate the North Jay Water District" (H. P. 1471) (Presented by Mr. Morison of Wilton)

(Ordered printed)
Sent up for concurrence.

Sea and Shore Fisheries

Bill "An Act relating to Revocation and Suspension of Lobster Licenses" (H. P. 1472) (Presented by Mr. Emerson of North Haven by request)

(Ordered printed)
Bill "An Act relating to Bounty on Seals" (H. P. 1473) (Presented by Mr. Savage of Mt. Desert)

(Ordered printed)
Sent up for concurrence.

Taxation

Bill "An Act Imposing an Income Tax" (H. P. 1474) (Presented by Mr. St. Pierre of Lewiston by request) (1500 copies ordered printed)
Sent up for concurrence.

Ways and Bridges

Bill "An Act relating to Snow Removal and Providing Revenue there-

for" (H. P. 1475) (Presented by Mr. Corson of Hodgdon)
(1000 copies ordered printed)
Sent up for concurrence.

**House Reports of Committees
Divided Report
Tabled**

Majority Report of the Committee on Public Utilities on Bill "An Act to Incorporate the Lubec Sewerage District" (H. P. 435) (L. D. 271) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Messrs. **BATCHELDER** of York
NOYES of Hancock
—of the Senate
ROSS of Brownville
DANIELS of Gilead
PALMETER of Charlotte
COLLINS of Caribou
DESANCTIS of Madison
MARSHALL of York
—of the House

Minority Report of same Committee reporting "Ought not to pass" on same Bill.

Report was signed by the following members:

Messrs. **HOPKINS** of Kennebec
—of the Senate
WIGHT of Bangor
—of the House

(On motion by Mr. Boulier of Stacyville Plantation, the two Reports, with accompanying papers, were tabled pending acceptance of either Report)

Ought to Pass in New Draft

Mr. Emerson from the Committee on Sea and Shore Fisheries on Bill "An Act relating to the Packing of Sardines Caught Outside the Territorial Waters of the State" (H. P. 1031) (L. D. 667) reported same in a new draft (H. P. 1476) under title of "An Act relating to the Packing of Sardines" and that it "Ought to pass"

Report was read and accepted and the new draft ordered printed under the Joint Rules.

**Ought to Pass
Printed Bills**

Mr. Benn from the Committee on State Lands and Forest Preservation reported "Ought to pass" on Resolve Authorizing the State Tax Assessor to Convey Certain Interest of the State in Lands in Aroostook County to Fred Marquis, of Sinclair (H. P. 1092) (L. D. 737)

Mr. Brown of Wayne from same Committee reported same on Resolve Authorizing the State Tax Assessor to Convey Certain Interest of the State in Lands in Aroostook County to Fred B. Simpson, of Bangor (H. P. 1094) (L. D. 739)

Same gentleman from same Committee reported same on Resolve Authorizing the State Tax Assessor to Convey Certain Interest of the State in Lands in Oxford County to Dr. W. B. Twaddle, of Bethel (H. P. 1091) (L. D. 736)

Mr. Brown of Milford from same Committee reported same on Resolve Authorizing the State Tax Assessor to Convey Certain Interest of the State in Lands in Oxford to John Westleigh, of Mason (H. P. 1032) (L. D. 668)

Mr. Webber from same Committee reported same on Resolve, Authorizing the State Tax Assessor to Convey Certain Interest of the State in Lands in Aroostook County to Wilfred Rossignol, of Guerette, (P. O. Stockholm) (H. P. 1090) (L. D. 735)

Mr. Bowker from the Committee on Appropriations and Financial Affairs reported same on Resolve in favor of Maine Maritime Academy (H. P. 888) (L. D. 595)

Reports were read and accepted and the Resolves having already been printed, were read once under suspension of the rules and assigned for second reading the next legislative day.

**Ought to Pass With
Committee Amendment**

Mr. Brown from the Committee on State Lands and Forest Preservation on Resolve Authorizing the State Tax Assessor to Convey Certain Interest of the State in Lands in Oxford County to Dr. W. B. Twaddle, of Bethel (H. P. 1039) (L. D. 734) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

Committee Amendment "A" to H. P. 1039, L. D. 734, "Resolve. Authorizing the State Tax Assessor to Convey Certain Interest of the State in Lands in Oxford County to Dr. W. B. Twaddle, of Bethel."

Amend said Resolve by adding before the period at the end of said

Resolve the following, 'for the sum of \$763.32'.

Committee Amendment "A" was adopted and the Resolve was assigned for second reading the next legislative day.

Mr. Rollins from same Committee on Resolve Authorizing the State Tax Assessor to Convey Certain Interest of the State in Lands in Aroostook County to Jules St. Peter, of Guerette (H. P. 1093) (L. D. 738) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

Committee Amendment "A" to H. P. 1093, L. D. 738, "Resolve, Authorizing the State Tax Assessor to Convey Certain Interest of the State in Land in Aroostook County to Jules St. Peter, of Guerette."

Amend said Resolve by striking out the figures "400" in the sixth line thereof, and inserting in place thereof the figures "750"

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

Mr. Webber from the same Committee on Resolve Authorizing the State Tax Assessor to Convey Certain Interest of the State in Lands in Oxford County to Verne E. Mills of Bethel (H. P. 353) (L. D. 223) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted, and the Resolve, having already been printed, was read once under suspension of the Rules.

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

Committee Amendment "A" to H. P. 353, L. D. 223, "Resolve, Authorizing the State Tax Assessor to Convey Certain Interest of the State in Lands in Oxford County to Verne E. Mills of Bethel."

Amend said Resolve by striking out the figures "261.04" in the sixth line thereof, and inserting in place thereof the figures "350.21"

Committee Amendment "A" was adopted and the Resolve was assigned for second reading the next legislative day.

Mr. Williams from same Committee on Resolve Authorizing the State Tax Assessor to Convey Certain Interest of the State in Lands in Aroostook County to Wilfred Rossignol (Nightingale) of Stockholm (Guerette RFD) (H. P. 985) (L. D. 640) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

Committee Amendment "A" to H. P. 985, L. D. 640, "Resolve, Authorizing the State Tax Assessor to Convey Certain Interest of the State in Lands in Aroostook County to Wilfred Rossignol (Nightingale) of Stockholm (Guerette RFD)"

Amend said Resolve by striking out the figures "20" in the sixth line thereof, and inserting in place thereof the figures '32.83'

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

On motion by Mrs. Hatch of Minot, House Rule 25 was suspended for the remainder of today's session, in order to permit smoking.

First Reading of Printed Bill

Bill "An Act relating to Proceedings to Bar Action on Undischarged Real Estate Mortgages" (H. P. 1457) (L. D. 1041)

Bill was read twice and assigned for third reading the next legislative day.

Passed to be Engrossed

Bill "An Act Regulating Deposits in Banks" (S. P. 75) (L. D. 102)

Bill "An Act relating to Joint Deposits in Banks" (S. P. 76) (L. D. 103)

Bill "An Act Exempting Banks from Laws Dealing with Small Loan Agencies" (S. P. 78) (L. D. 105)

Bill "An Act Authorizing the City of Cardiner to Permit Extension of Buildings Over a Right of Way Leading from Depot Square to Bridge Street" (S. P. 91) (L. D. 142)

Bill "An Act relating to the Licensing of Motion-Picture Theaters" (S. P. 108) (L. D. 234)

Bill "An Act relating to Licensing of Motion Picture Operators" (S. P. 110) (L. D. 235)

Bill "An Act relating to Payment to Oxford County Law Library" (S. P. 123) (L. D. 287)

Bill "An Act relating to Qualifications for Admission to Practice Law" (S. P. 159) (L. D. 399)

Bill "An Act Declaring Maine Maritime Academy as a State Agency" (H. P. 57) (L. D. 44)

Bill "An Act relating to Bank Accounts and Deposits of Town Treasurers" (H. P. 273) (L. D. 185)

Bill "An Act relating to the Board of Commissioners of Pharmacy" (H. P. 611) (L. D. 376)

Bill "An Act Amending the Charter of The Chestnut Street Methodist Society in Portland" (H. P. 613) (L. D. 378)

Bill "An Act relating to Freedom Academy" (H. P. 658) (L. D. 456)

Bill "An Act relating to Appointment of Directors of Corporations by Court" (H. P. 663) (L. D. 460)

Bill "An Act to Authorize the Treasurer and County Commissioners of Lincoln County to Procure a Loan and Issue Bonds of Said County Therefor for the Purpose of Building a Court House or Adding to the Present Court House" (H. P. 664) (L. D. 437)

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

Amended Bill

Bill "An Act to Incorporate the City of Belfast School District" (H. P. 667) (L. D. 438)

Was reported by the Committee on Bills in the Third Reading.

The SPEAKER: The Chair recognizes the gentleman from Belfast, Mr. Clements.

Mr. CLEMENTS: Mr. Speaker, due to an error in typing this bill, I would like to offer House Amendment "A" and move its adoption.

Thereupon, House Amendment "A" was read by the Clerk as follows:

House Amendment "A" to H. P. 667, L. D. 438, Bill "An Act to Incorporate the City of Belfast School District."

Amend said Bill by striking out the last 4 words in the 16th line of section 6 thereof, and inserting in place of said words the following: 'of said tax so'

House Amendment "A" was adopted, and the Bill was given its third reading, and was passed to be engrossed as amended and sent to the Senate.

Passed to be Engrossed (Cont'd)

Bill "An Act to Authorize the town of Norway to Acquire Property" (H. P. 671) (L. D. 466)

Bill "An Act relative to Penalties" (H. P. 837) (L. D. 534)

Bill "An Act Repealing the Farm Lands Loan Act and Disposing of Assets" (H. P. 841) (L. D. 484)

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

Amended Bill

Bill "An Act relating to Licensing of Cinematographs or Other Similar Apparatus" (S. P. 111) (L. D. 237)

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

Orders of the Day

The SPEAKER: The House is proceeding under Orders of the Day.

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

On motion by Mr. Boulier of Stacyville Plantation,

Adjourned until Tuesday, February 25th, at 11.30 o'clock in the forenoon.