

# 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, March 14, 1947

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

Prayer by the Reverend Cymbrid Hughes of Augusta.

Journal of yesterday read and approved.

### Papers from the Senate

From the Senate: Bill "An Act Establishing a State-wide Probation System" (S. P. 455) (L. D. 1285)

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 to Exempt All Veterans of Certain Wars from Real Estate Taxes" (S. P. 456) (L. D. 1286)

Came from the Senate referred to the Committee on Taxation.

In the House referred to the Committee on Taxation in concurrence.

From the Senate: Bill "An Act to Remove Tolls on the Richmond-Dresden Bridge" (S. P. 457) (L. D. 1287)

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.

### Bill Received by Unanimous Consent

From the Senate: Bill "An Act to Create the Orono-Veazie Water District" (S. P. 459) (L. D. 1289)

Came from the Senate received by unanimous consent and referred to the Committee on Public Utilities.

In the House:

Mr. Finnegan of Bangor was granted unanimous consent to address the House.

Mr. FINNEGAN: Mr. Speaker and Members of the House: You will find on your desks a memorandum with reference to Item 4, Bill "An Act Creating the Orono-Veazie Water District." (S. P. 459) (L. D. 1289) which comes from the Senate received by unanimous consent there.

Briefly, the story of this is that the Penobscot Valley Water Company supplied the towns of Orono, Veazie and Brewer with their water supply. The City of Brewer has found the supply has been inadequate or at least has not been satisfactory to the inhabitants, and at the last session they passed a Bill to create the Brewer Water District. Now that leaves these two little communities, Orono and Veazie, shouldering the whole burden which was originally assumed by Brewer, Veazie and Orono. There is a plan under consideration and surveys being made whereby the whole water supply of Bangor, Orono, and possibly other towns will be served by another source of supply. The towns of Brewer and Veazie would like to have this Bill pass in order that they may get their house in order to participate in this program. There is no financing involved as far as the city is concerned. It is simply a companion Bill to the Bill that was passed for the City of Brewer. I hope it may receive the unanimous approval of the House.

(The title of the Bill was read by the Clerk.)

The SPEAKER: Is there objection to the reception of this Bill? The Chair hears none and the Bill has been received by unanimous consent. Is it now the pleasure of the House that it be referred to the Committee on Public Utilities?

The motion prevailed and the Bill was so referred.

From the Senate, the following Order:

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, March 18, 1947, at ten o'clock in the forenoon. (S. P. 463.)

Came from the Senate, in that body read and passed.

In the House, the order received passage in concurrence.

### Senate Reports of Committees Ought to Pass

Report of the Committee on Education reporting "Ought to pass" on Resolve relating to Teaching Service of Frank Kent, of Guilford (S. P. 201) (L. D. 1256)

Report of the Committee on State Sanatoriums reporting same on Resolve Permitting Central Maine Power Company to Erect Pole Line Across Property of Western Maine Sanatorium, in Hebron (S. P. 185) (L. D. 518)

Came from the Senate with the Reports read and accepted and the Resolves passed to be engrossed.

In the House, Reports were read and accepted in concurrence and the

Resolves read once and assigned for second readings the next legislative day.

#### Ought to Pass in New Draft Amended

Report of the Committee on Ways and Bridges on Resolve in favor of the town of Palermo (S. P. 34) reporting same in a new draft (S. P. 453) (L. D. 1257) under same title and that it "Ought to pass"

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

In the House, Report read and accepted in concurrence and the Resolve had its first reading.

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

Senate Amendment "A" to S. P. 453, L. D. 1257, "Resolve in Favor of the Town of Palermo."

Amend said Resolve by striking out in the third from the last line the date "June 30, 1947", and inserting in place thereof the date "June 30, 1948".

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

#### Ought to Pass Amended

Report of the Committee on Judiciary reporting "Ought to pass" on Resolve in favor of a Special Recess Committee to Study the Creation of Domestic and Family Courts and Report to the Legislature (S. P. 283) (L. D. 806)

Came from the Senate with the Report read and accepted and the Resolve passed to be engrossed as amended by Senate Amendment.

In the House, Report read and accepted in concurrence and the Resolve was given its first reading.

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

Senate Amendment "A" to S. P. 283, L. D. 806, "Resolve in Favor of a Special Recess Committee to Study the Creation of Domestic and Family Courts and Report to the Legislature."

Amend said Resolve by striking out the last 6 lines of the 1st paragraph thereof and inserting in place thereof the following: "1 member from the supreme judicial court, 1 member from the superior court, and 1 member from the judges of pro-

bate, all to be appointed by the chief justice; 1 member from the municipal court judges to be appointed by the president of their association; and a representative of the department of health and welfare to be appointed by the commissioner thereof; and be it further" Senate Amendment "A" was adopted in concurrence, and the Resolve was assigned for second reading the next legislative day.

Report of the Committee on Public Health reporting same on Bill "An Act relating to Dentists and Dental Hygienists" (S. P. 102) (L. D. 198)

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

In the House, Report read and accepted in concurrence, and the Bill was given its two several readings.

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

Senate Amendment "A" to S. P. 102, L. D. 198, Bill "An Act Relating to Dentists and Dental Hygienists."

Amend said Bill by striking out in the 10th line of that part designated as "Sec. 20," the word "deceased" and inserting in place thereof the word 'diseased'

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

Report of the Committee on Legal Affairs reporting "Ought to pass" on Bill "An Act relating to the Control of Rats on Public Dumping Grounds" (S. P. 241) (L. D. 662)

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

In the House, Report read and accepted in concurrence, and the Bill had its two several readings.

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

Senate Amendment "A" to S. P. 241, L. D. 662, Bill "An Act Relating to the Control of Rats on Public Dumping Grounds."

Amend said Bill by striking out in the 5th line thereof the underlined words "public dumping grounds are maintained in a municipality" and inserting in place thereof the underlined words 'a mu-

**nicipality shall maintain public dumping grounds'**

Thereupon, Senate Amendment "A" was adopted in concurrence. Senate Amendment "B" was then read by the Clerk as follows:

Senate Amendment "B" to S. P. 241, L. D. 662, Bill "An Act Relating to the Control of Rats on Public Dumping Grounds."

Amend said Bill by striking out in the 6th line thereof the 2nd underlined word "the" and inserting in place thereof the underlined word 'its'

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

On motion by Miss Longstaff of Crystal, House Rule 25 was suspended for the remainder of today's session, in order to permit smoking.

The following Bills, 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:

**Legal Affairs**

Bill "An Act Creating a School District for the Oakfield-Merrill-Smyrna-Dyer Brook Community" (H. P. 1627) (Presented by Mr. Benn of Smyrna)

(Ordered printed)  
Sent up for concurrence.

**Motor Vehicles**

Bill "An Act Regulating Lights on Motor Vehicles" (H. P. 1628) (Presented by Mr. DeSanctis of Madison)

(Ordered printed)  
Sent up for concurrence.

**Taxation**

Bill "An Act relating to Taxation of Telephone and Telegraph Companies" (H. P. 1629) (Presented by Mr. Cole of Portland by request)

(Ordered printed)  
Sent up for concurrence.

**House Reports of Committees Refer to Appropriations and Financial Affairs**

Mr. Marsans from the Committee on Education on Resolve in favor of Anson Academy (H. P. 1055) reported that it be referred to the Committee on Appropriations and Financial Affairs.

Report was read and accepted.

**Ought to Pass in New Draft**

Mr. Hayward from the Committee on Inland Fisheries and Game on Bill "An Act relative to Beaver Dams" (H. P. 827) (L. D. 477) reported same in a new draft (H. P. 1630) under same title 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. Bowker from the Committee on Appropriations and Financial Affairs reported "Ought to pass" on Resolve in favor of the University of Maine for Operations and Maintenance of the Brunswick Campus (H. P. 78) (L. D. 66)

Mr. Byron from the Committee on Inland Fisheries and Game reported same on Resolve Closing Mountain Catcher Pond in Penobscot County to Ice Fishing (H. P. 1386) (L. D. 1005)

Mr. Carville from same Committee reported same on Resolve Regulating Ice Fishing in Greenwood Pond in Ellitsville Plantation, Piscataquis County (H. P. 1066) (L. D. 698)

Mr. Hayward from same Committee reported same on Resolve Closing Wilson Stream in Piscataquis County to All Fishing (H. P. 1063) (L. D. 695)

Mr. Jordan from same Committee reported same on Resolve Closing Pleasant Pond, in Oxford County, to Ice Fishing (H. P. 1388) (L. D. 1007)

Mr. Judkins from same Committee reported same on Resolve Opening Virginia Lake in the town of Stoneham to Ice Fishing (H. P. 1387) (L. D. 1006)

Mr. Smart from same Committee reported same on Resolve Establishing a Daily Limit on Trout in Penobscot County (H. P. 973) (L. D. 639)

Mr. Wight from same Committee reported same on Resolve Closing Lost Pond in Penobscot County to Ice Fishing (H. P. 1385) (L. D. 1004)

Same gentleman from same Committee reported same on Resolve Establishing the Opening Date for Fishing for White Perch in Ebeemie Lake, T. 5, R. 9, N.W.P. and Brownville in Piscataquis County (H. P. 913) (L. D. 611)

Mr. Robbins from the Committee on Maine Publicity reported same

on Bill "An Act to Designate Route 11 in Aroostook County as The Aroostook Scenic Highway" (H. P. 932) (L. D. 549)

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

#### **Ought to Pass with Committee Amendment**

Mr. Cole from the Committee on Motor Vehicles on Bill "An Act Limiting the Weight, Length, Width and Height of Motor Vehicles" (H. P. 1194) (L. D. 782) 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" was read by the Clerk as follows:

Committee Amendment "A" to H. P. 1194, L. D. 782, Bill "An Act Limiting the Weight, Length, Width and Height of Motor Vehicles."

Amend said bill by inserting at the end of paragraph 2 of Section 5 thereof, the following new sentence:

**'The fee for such permits shall not be less than \$2, nor more than \$10, to be determined, on the basis of weight, height, and width, by the State Highway Commission.'**

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

#### **Passed to be Engrossed**

Bill "An Act relating to Taxation of Domestic Fowl" (H. P. 1096) (L. D. 708)

Bill "An Act relating to Alternative Method for the Enforcement of Liens for Taxes on Real Estate" (H. P. 1178) (L. D. 775)

Bill "An Act Permitting Trustees of Berwick Academy to Issue Bonds" (H. P. 1293) (L. D. 900)

Bill "An Act relating to Fees in the Small Claims Law" (H. P. 1299) (L. D. 906)

Bill "An Act relating to Tax Exemption of Property" (H. P. 1325) (L. D. 894)

Bill "An Act relative to Bounty on Bobcat, Loupcervier and Canada Lynx" (H. P. 1624) (L. D. 1284)

Resolve Authorizing the State Assessor to Convey Certain Interest of the State in Lands in Washington County to Ernest Stover of Lambert Lake (H. P. 127) (L. D. 83)

Resolve Authorizing the State Tax Assessor to Convey Certain Interest of the State in Lands in Washington County to Roland Hayward, of Lambert Lake (H. P. 128) (L. D. 84)

Resolve Authorizing the State Tax Assessor to Convey Certain Interest of the State in Lands in Aroostook County to George Lagasse of Guerette, Maine (H. P. 133) (L. D. 89)

Resolve Authorizing the State Tax Assessor to Convey Certain Interest of the State in Lands in Washington County to Mrs. Lester Hayward of Lambert Lake (H. P. 189) (L. D. 153)

Resolve Authorizing the State Tax Assessor to Convey Certain Interest of the State in Lands in Somerset County to Leo Tessier of Rockwood (H. P. 272) (L. D. 195)

Resolve Authorizing the Treasurer of State to Convey the Interest of the State in Certain Land in Bangor to Fred M. Cousins (H. P. 886) (L. D. 498)

Resolve Authorizing the State Tax Assessor to Convey Certain Interest of the State in Lands in Piscataquis County to Bradbury Memorial Hospital of Belfast (H. P. 1218) (L. D. 857)

Resolve Authorizing the State Tax Assessor to Convey Certain Interest of the State in Lands in the Unorganized Territory (H. P. 1221) (L. D. 858)

Resolve for the Laying of the County Taxes for the Years Nineteen Hundred Forty-Seven and Nineteen Hundred Forty-Eight (H. P. 1623) (L. D. 1283)

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

#### **Amended Bills**

Bill "An Act relating to Courts Ordering Care of Child Pending Hearing" (S. P. 280) (L. D. 810)

Bill "An Act relating to Unclaimed Corporation Dividends" (S. P. 282) (L. D. 807)

Were reported by the Committee on Bills in the Third Reading, Bills read the third time, Resolves read the second time, all passed to be

engrossed as amended and sent to the Senate.

**Tabled**

Bill "An Act Requiring the Licensing of Insurance Adjusters" (H. P. 252) (L. D. 178)

(Was reported by the Committee on Bills in the Third Reading, read the third time, and on motion by Mr. Bowker of Portland, tabled pending passage to be engrossed.)

**Tabled**

Bill "An Act relating to Operation of Farm Tractors" (H. P. 253) (L. D. 179)

(Was reported by the Committee on Bills in the Third Reading, read the third time, and on motion by Miss Longstaff of Crystal, tabled pending passage to be engrossed.)

**Tabled and Assigned**

Bill "An Act to Authorize the Creation of Public Bodies to be Known as Housing Authorities to Serve Urban Areas in the State" (H. P. 842) (L. D. 537)

(Was reported by the Committee on Bills in the Third Reading, and on motion by Mr. Collins of Caribou, tabled pending third reading and specially assigned for Wednesday, March 19th)

**Passed to be Engrossed (Cont'd)**

Bill "An Act relating to the Licensing of Life Insurance Agents" (H. P. 1026) (L. D. 666)

Bill "An Act relating to Power of Certain Corporations to Hold Property" (H. P. 1294) (L. D. 901)

Bill "An Act Amending the Financial Responsibility Law" (H. P. 1301) (L. D. 908)

Bill "An Act relating to Qualifications for License to Sell Real Estate" (H. P. 1392) (L. D. 998)

Resolve Authorizing the State Tax Assessor to Convey Certain Interest of the State in Lands in Oxford County to Leon Millett of Bethel (H. P. 271) (L. D. 194)

Resolve Authorizing the State Tax Assessor to Convey Certain Interest of the State in Lands in Franklin County to Ivan U. Baker of Kingfield (H. P. 350) (L. D. 219)

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

**Orders of the Day**

The SPEAKER: Under Orders of

the Day, the Chair lays before the House the first tabled and today assigned matter, House Order Relative to Amending House Rule No. 47, tabled March 13th by the gentleman from Madison, Mr. DeSanctis, pending consideration. The Clerk will read the Order.

(The Order was read by the Clerk)

The SPEAKER: The Chair recognizes the gentlemen from Portland, Mr. Haskell.

Mr. HASKELL: Mr. Speaker and Members of the House: I note the absence in the House this morning of the gentleman from Portland, Mr. McGlauffin. That gentleman has requested that this matter lie on the table and be especially assigned for Wednesday, March 19th, and I so move.

The SPEAKER: The gentleman from Portland, Mr. Haskell, moves that this matter be tabled and specially assigned for Wednesday, March 19th. Is this the pleasure of the House?

A viva voce vote being taken, the motion prevailed and the Order was so tabled and so assigned.

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

On motion by the gentleman from New Sweden, Mr. Anderson, the House voted to take from the table the fifth tabled and unassigned matter, House Report "A" "Ought not to pass" and House Report "B" "Ought to pass" with Committee Amendment "A" of the Committee on Legal Affairs on Bill "An Act to Incorporate the Reef Point Gardens Corporation." (H. P. 119) (L. D. 96) tabled on February 27th by that gentleman, pending acceptance of either report; and on further motion by the same gentleman the two reports, with accompanying papers, were recommended to the Committee on Legal Affairs, and sent up for concurrence.

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. Leavitt of Old Town,

Adjourned to Tuesday, March 18th, at ten o'clock in the forenoon.