

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

SENATE

Thursday, April 3, 1947

The Senate was called to order by the President.

Prayer by the Reverend Edna Knowlton of Augusta.

Journal of yesterday read and approved.

Recommitted to Committee

From the House: The Committee on State Lands and Forest Preservation on "Resolve, Authorizing the Forest Commissioner to Convey Land in Plantation of Molunkus," (H. P. 1220) (L. D. 833) reported that the same ought not to pass.

Comes from the House, recommitted to the Committee on State Lands and Forest Preservation.

In the Senate, on motion by Mr. Cross of Kennebec, the Resolve was recommitted to the Committee on State Lands and Forest Preservation in concurrence.

House Committee Reports

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 Washington County to Viola Grass of Lambert Lake," (H. P. 129) (L. D. 85) reported the same in a new draft (H. P. 1659) (L. D. 1358) under the same title, and that it ought to pass.

The Committee on Taxation on Bill "An Act Exempting from Taxation the Property of Indians," (H. P. 636) (L. D. 392) reported the same in a new draft (H. P. 1660) (L. D. 1357) under the same title 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.

Communication

STATE OF MAINE
House of Representatives
Office of the Clerk
Augusta

April 2, 1947

Hon. Chester T. Winslow
Secretary of the Senate
of the 93rd Legislature.

Sir:

This is to notify you that the Speaker announced the following committees filling vacancies:

Pownal State School

Williams, Topsham
Rich, Detroit
Daniels, Gilead
Holt, Bar Harbor
Fowler, Augusta
St. Pierre, Lewiston
Dostie, Winslow

Welfare

Elliott, Corinth
Prout, Lubec
Chase, Cape Elizabeth
Day, Monticello
Fuller, Hallowell
Nichols, Windham
Lessard, Skowhegan

Respectfully,

HARVEY R. PEASE

Clerk of the House

Which communication was read and ordered placed on file.

Referred to Committee

Pursuant to Joint Order, the following bills were transmitted by the Revisor of Statutes, and on recommendation by the Committee on Reference of Bills, were referred to the following committees:

Ways and Bridges

Mr. Williams of Penobscot presented Bill "An Act Relating to Baxter Park Road." (S. P. 494)

(Ordered printed.)

Sent down for concurrence.

Welfare

The same Senator presented Bill "An Act Relating to Aid to Dependent Children." (S. P. 495)

The same Senator presented Bill "An Act Relating to Old Age Assistance." (S. P. 496)

(Ordered printed.)

Sent down for concurrence.

Order

On motion by Mr. Cross of Kennebec, it was

ORDERED, the House concurring, that there be printed 1,000 additional copies of the 1947 Senate and House Registers.

On further motion by the same Senator, the Order was sent forthwith to the House.

Senate Committee Reports

Mr. Denny from the Committee on Agriculture on Bill "An Act Relating to Infectious Diseases of the Irish Potato," (S. P. 29) reported that the same ought not to pass.

Mr. Barnes from the Committee on Judiciary on Bill "An Act Re-

lating to the Maine Turnpike Authority," (S. P. 204) (L. D. 591) reported that the same ought not to pass.

Miss Clough from the same Committee on Bill "An Act Relating to Membership in Teachers' Retirement System," (S. P. 232) (L. D. 643) reported that the same ought not to pass as it is covered by other legislation.

The same Senator from the same Committee on Bill "An Act Relating to Pensions or Annuities of Deceased Teachers," (S. P. 233) (L. D. 644) reported that the same ought not to pass as it is covered by other legislation.

(On motion by Mr. Bishop of Sagadahoc, tabled pending consideration of the report.)

Mr. Dunbar from the same Committee on "Resolve in Favor A. K. Gardner, of Orono," (S. P. 333) (L. D. 970) reported that leave be granted to withdraw the same.

Mr. Boucher from the Committee on Temperance on Bill "An Act Relating to Limitation of the Number of Liquor Licenses," (S. P. 434) (L. D. 1220) reported that the same ought not to pass.

(On motion by Mr. Hopkins of Kennebec, tabled pending consideration of the report.)

Which reports were severally read and adopted.

Mr. Haskell from the Committee on Taxation on Bill "An Act Relating to Privately Owned Airports," (S. P. 237) (L. D. 659) reported the same in a new draft (S. P. 497) under the same title and that it ought to pass.

Which report was read and adopted and the new draft laid upon the table for printing under the joint rules.

Mr. Davis from the Committee on Inland Fisheries and Game on Bill "An Act Relating to Veteran's Permit to Hunt and Fish Free," (S. P. 178) (L. D. 523) reported that the same ought to pass.

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

Miss Clough from the Committee on Judiciary on Bill "An Act to Create the Augusta Parking District," (S. P. 203) (L. D. 594) reported that the same ought to pass as amended by Committee Amendment "A."

Which report was read and adopt-

ed and the bill read once, Committee Amendment A was adopted without reading and the bill as so amended was tomorrow assigned for second reading.

Mr. Haskell from the Committee on Taxation on Bill "An Act Relating to Refunds of Gasoline Tax," (S. P. 245) (L. D. 819) reported that the same ought to pass as amended by Committee Amendment "A."

Which report was read and adopted and the bill read once.

The Secretary read Committee Amendment A:—

"Committee Amendment A to bill, An Act Relating to Refunds of Gasoline Tax (S. P. 245) (L. D. 819). Amend said bill by striking out in the fourth line thereof the underlined word and figure 'the 1c' and inserting in place thereof the underlined figure and word '8 mills'."

Which amendment was adopted and the bill as so amended was tomorrow assigned for second reading.

Passed to be Engrossed

"Resolve Authorizing the State Tax Assessor to Convey Certain Land in Aroostook County to Maxime F. Albert, of Frenchville." (H. P. 36) (L. D. 32)

"Resolve Authorizing the State Tax Assessor to Convey Certain Interest of the State in Land in Aroostook County to Maxime J. Michaud, of St. Agatha." (H. P. 134) (L. D. 90)

"Resolve Authorizing the State Tax Assessor to Convey Certain Interest of the State in Lands in Aroostook County to Ovila Picard, of Guerette, (P. O. Stockholm)" (H. P. 1322) (L. D. 919)

Bill "An Act Relating to State Sealer of Weights and Measures." (H. P. 1655) (L. D. 1350)

Bill "An Act Relating to Fishing for Salmon in Pleasant River." (H. P. 1656) (L. D. 1351)

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

Sent down for concurrence.

Bill "An Act Concerning Medical Examiners." (H. P. 1486) (L. D. 1087)

Which was read a second time and passed to be engrossed, as amended, in concurrence.

Finally Passed

"Resolve, to Repeal Certain Special Resolve Pensions." (S. P. 264) (L. D. 726)

"Resolve, to Modify the Conditions of the Gift from B. C. Jordan to the State for the Purpose of Encouraging Cultivation of Forests." (S. P. 399) (L. D. 1148)

Passed to be Enacted

Bill "An Act Relating to Immunization Against Certain Infectious Diseases." (S. P. 293) (L. D. 800)

Bill "An Act Relating to Mineral Oil in Food." (S. P. 294) (L. D. 799)

Bill "An Act Relating to Penalty for Posing as Indian in Vending." (S. P. 367) (L. D. 1035)

Bill "An Act Creating the Westport-Wiscasset Bridge District." (S. P. 376) (L. D. 1061)

Bill "An Act Relating to Veterinary Surgeons." (S. P. 402) (L. D. 1151)

Bill "An Act Relating to the Employment of Minors." (S. P. 471) (L. D. 1318)

Finally Passed

"Resolve, Providing for State Pensions for Maude E. Hamilton, of Saco." (H. P. 69) (L. D. 1321)

"Resolve, Providing for an Additional State Pension for George H. Babb, of Augusta." (H. P. 1449) (L. D. 1:22)

"Resolve, Providing for a State Pension for Charles Frost, of Augusta." (H. P. 1450) (L. D. 1323)

"Resolve, in Favor of the Town of Merrill." (H. P. 1460) (L. D. 1064)

Passed to be Enacted

Bill "An Act to Incorporate the Reef Point Gardens Corporations." (H. P. 119) (L. D. 96)

Bill "An Act Relating to Commitment of Children to the Custody of Certain Officers." (H. P. 659) (L. D. 457)

Bill "An Act Relating to the Licensing of Steam Engineers and Firemen." (H. P. 1186) (L. D. 755)

Bill "An Act Relating to Licensing of Institutions, Agencies and Boarding Homes." (H. P. 1273) (L. D. 879)

Bill "An Act Relating to Beano." (H. P. 1284) (L. D. 884)

Bill "An Act Relating to Qualifications of Ward Officials in the City of Lewiston." (H. P. 1464) (L. D. 1068)

Emergency Measure

Bill "An Act Relating to Deposit of Potatoes into Waters of the State." (H. P. 1537) (L. D. 1167)

Which bill being an emergency measure, and having received the affirmative vote of 26 members of the Senate, and none opposed was passed to be enacted.

Orders of the Day

Mr. HASKELL of Penobscot: Mr. President, may I inquire whether Senate Paper 487, Legislative Document 1355, bill, An Act Relating to Increasing the Maximum Payment in Old Age Assistance, is in the possession of the Senate?

The PRESIDENT: The Chair will state that the document is in the possession of the Senate.

Thereupon, on motion by Mr. Haskell of Penobscot, the Senate voted to reconsider its action of yesterday whereby the bill was passed to be engrossed.

Mr. HASKELL: Mr. President, I now move that this bill lie upon the table. My reason for requesting this is the incorporation of a minor amendment and the discussion of that amendment with the Welfare Committee.

The motion prevailed and the bill was laid upon the table pending passage to be engrossed.

Mr. HASKELL: Mr. President, I now ask if Legislative Document 1354 bill, An Act Relating to Increasing the Maximum Payment in Aid to the Blind is in the possession of the Senate.

The PRESIDENT: The Chair will state that it is.

Mr. HASKELL: Mr. President I now move that we reconsider our former action whereby this bill was passed to be engrossed. My purpose in requesting this reconsideration is for the same purpose; that is to incorporate an amendment.

Thereupon, the Senate voted to reconsider its former action whereby the bill was passed to be engrossed; and on further motion by the same Senator, the bill was laid upon the table pending passage to be engrossed.

On motion by Mr. Noyes of Hancock, the Senate voted to take from the table bill, An Act Relating to Excise Taxes on Liquors (H. P. 1562) (L. D. 1191) tabled by that Senator on March 31 pending assignment for second reading.

Mr. Noyes of Hancock: Mr. President, I offer Senate Amendment A and move its adoption. This bill

provides that when a wholesaler returns to the manufacturer malt beverages which are defective the tax which he has paid will be refunded to him. The amendment simply provides that the only way he can get credit is when the manufacturer allows him credit for that malt beverage which was returned.

The Secretary read the amendment:

"Senate Amendment A bill, An Act Relating to Excise Taxes on Liquor (H. P. 1562) (L. D. 1191).

Amend said bill by adding in the 9th line thereof after the underlined word 'containers' the following underlined words 'if credit is issued and allowed for same by the manufacturer'."

Which amendment was adopted, and the bill as so amended was tomorrow assigned for second reading.

On motion by Mr. Batchelder of York

Adjourned until tomorrow morning at ten o'clock.