

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**

**OF THE**

***Ninety-Fifth Legislature***

**OF THE**

**STATE OF MAINE**

**1951**

**DAILY KENNEBEC JOURNAL  
AUGUSTA, MAINE**

**HOUSE**

Wednesday, February 14, 1951

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

Prayer by the Rev. Mr. William Ricker of Clinton.

The journal of the previous session was read and approved.

**Papers from the Senate**

From the Senate:

Bill "An Act relating to Salaries of State Liquor Commission" (S. P. 247) (L. D. 549)

Resolve Appropriating Moneys for Automatic Emergency Electric Power for State Police Radio System (S. P. 246) (L. D. 548)

Resolve Appropriating Moneys for the Leasing, Operation and Maintenance of a State Office Building in the City of Augusta (S. P. 248) (L. D. 547)

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 Apportionments from School Funds" (S. P. 251) (L. D. 550)

Bill "An Act Providing for General Purpose Educational Aid to Cities, Towns, Plantations and Community School Districts" (S. P. 263) (L. D. 551)

Bill "An Act to Revise Educational Subsidy and Tuition Regulations" (S. P. 264) (L. D. 552)

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 Opening Certain Ponds in Oxford County to Ice Fishing (S. P. 255) (L. D. 553)

Resolve Closing Bartlett Brook, Oxford County, to Dipping of Smelts (S. P. 256) (L. D. 554)

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 relating to Slash and Brush Disposal" (S. P. 257) (L. D. 555)

Came from the Senate referred to the Committee on Natural Resources.

In the House, referred to the Committee on Natural Resources in concurrence.

From the Senate:

Resolve Appropriating Moneys for Materials for Free Inoculations (S. P. 258) (L. D. 556)

Came from the Senate referred to the Committee on Public Health.

In the House, referred to the Committee on Public Health in concurrence.

From the Senate:

Bill "An Act relating to Interstate Transportation of Clams (S. P. 259) (L. D. 558)

Bill "An Act relating to Legal Length of Lobsters" (S. P. 260) (L. D. 557)

Came from the Senate referred to the Committee on Sea and Shore Fisheries.

In the House, referred to the Committee on Sea and Shore Fisheries in concurrence.

From the Senate: Bill "An Act relating to the Taxation of Telephone and Telegraph Companies and Electric Light and Power Companies" (S. P. 261) (L. D. 559)

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 relating to Salaries of Members of Boards of Registration" (S. P. 262) (L. D. 560)

Came from the Senate referred to the Committee on Towns and Counties.

In the House, referred to the Committee on Towns and Counties in concurrence.

**Senate Report of Committee Ought Not to Pass**

Report of the Committee on Taxation reporting "Ought not to pass" on Bill "An Act relating to the Powers of Tax Assessors" (S. P. 28) (L. D. 204)

Came from the Senate read and accepted.

In the House, read and accepted in concurrence.

#### **Bills and Resolves Requiring Reference**

The following Bills and Resolves, transmitted by the Director of Legislative Research pursuant to Joint Orders, were received and, upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

#### **Appropriations and Financial Affairs**

Bill "An Act relating to Cost of Living Adjustment Plan for State Employees" (H. P. 1071) (Presented by Mrs. Fay of Portland)

(Ordered Printed)

Bill "An Act Appropriating Moneys for Highway Rubbish Removal" (H. P. 1072) (Presented by Mr. Jalbert of Lewiston)

(Ordered Printed)

Sent up for concurrence.

#### **Tabled**

Resolve Proposing an Amendment to the Constitution to Change the Term of Office of Treasurer of State (H. P. 1073) (Presented by Mr. Brown of Baileyville)

(On motion of Mr. Brown of Baileyville, tabled pending reference to a committee and ordered printed)

#### **Claims**

Resolve in favor of Folsom Brothers of Monticello (H. P. 1074) (Presented by Mr. Bubar of Blaine)

Resolve in favor of Raymond Jackson, of Waldoboro (H. P. 1075) (Presented by Mr. Chase of No. Whitefield)

Resolve to Reimburse the City of Gardiner for Sanatorium Treatment of Sylvester Van Sickle and Aid to Dependent Children of Cora Van Sickle (H. P. 1076) (Presented by Mr. Gosline of Gardiner)

Resolve to Reimburse the Richmond Packing Company for Loss of Meat (H. P. 1077) (Presented by Mr. Jones of Bowdoinham)

Sent up for concurrence.

#### **Highways**

Bill "An Act to Provide for the Issue of State of Maine Highway

Bonds for the Construction of State Highways" (H. P. 1078) (Presented by Mr. Burgess of Limestone)

(Ordered Printed)

Bill "An Act relating to Display of Unauthorized Signs Upon or in View of Highways" (H. P. 1079) (Presented by Mr. House of Lincoln)

(Ordered Printed)

Bill "An Act to Increase the Salaries of Members of the State Highway Commission" (H. P. 1080) (Presented by Mr. Jamieson of Presque Isle)

(Ordered Printed)

Bill "An Act to Authorize the Construction of a Bridge Across the Penobscot River Between the Cities of Bangor and Brewer" (H. P. 1081) (Presented by Mr. Woodcock of Bangor)

(Ordered Printed)

Resolve in favor of the Town of Phippsburg (H. P. 1083) (Presented by Mr. Bailey of Woolwich)

Resolve in favor of the Town of Monticello (H. P. 1084) (Presented by Mr. Bubar of Blaine)

Resolve in favor of Allagash Plantation (H. P. 1085) (Presented by same gentleman)

Resolve in favor of the Town of Bridgewater (H. P. 1086) (Presented by same gentleman)

Resolve in favor of the Town of Bridgewater (H. P. 1087) (Presented by same gentleman)

Resolve in favor of the Town of Blaine (H. P. 1088) (Presented by same gentleman)

Resolve in favor of the Town of Jefferson (H. P. 1089) (Presented by Mr. Chase of Whitefield)

Resolve in favor of the Town of Winn (H. P. 1090) (Presented by Mr. Cobb of Lee)

Resolve in favor of the Town of East Machias (H. P. 1091) (Presented by Mr. Dennison of East Machias)

Resolve in favor of the Town of East Machias (H. P. 1092) (Presented by same gentleman)

Resolve in favor of the Town of Madison (H. P. 1093) (Presented by Mr. Fogg of Madison)

Resolve in favor of the Town of Littleton (H. P. 1094) (Presented by Mr. Hand of New Limerick)

Resolve in favor of the Town of Smyrna (H. P. 1095) (Presented by same gentleman)

Resolve in favor of the Town of Merrill (H. P. 1096) (Presented by same gentleman)

Resolve in favor of the Town of Ludlow (H. P. 1097) (Presented by same gentleman)

Resolve in favor of the Town of New Limerick (H. P. 1098) (Presented by same gentleman)

Resolve in favor of the Town of Dyer Brook (H. P. 1099) (Presented by same gentleman)

Resolve in favor of Moro Plantation (H. P. 1100) (Presented by same gentleman)

Resolve in favor of Hammond Plantation (H. P. 1101) (Presented by same gentleman)

Resolve in favor of the Town of Oakfield (H. P. 1102) (Presented by same gentleman)

Resolve in favor of the Town of Bowdoin (H. P. 1103) (Presented by Mr. Jones of Bowdoinham)

Resolve in favor of the Town of Clinton (H. P. 1104) (Presented by Mr. Keene of Clinton)

Resolve in favor of the Town of Porter (H. P. 1105) (Presented by Mr. Moulton of Sweden)

Resolve in favor of the Town of Mount Desert (H. P. 1106) (Presented by Mr. Phillips of Southwest Harbor)

Resolve in favor of the Town of Brunswick (H. P. 1107) (Presented by Mr. Senter of Brunswick)

Sent up for concurrence.

#### **Inland Fisheries and Game**

Bill "An Act Relating to Reciprocal Fishing Licenses with New Hampshire" (H. P. 1162) (Presented by Mr. Gay of Damariscotta)  
(Ordered Printed)

Resolve regulating Ice Fishing in Notched Pond in Cumberland County (H. P. 1163) (Presented by Mr. Edwards of Raymond)  
(Ordered Printed)

Resolve in favor of the Waterford Fish and Game Association (H. P. 1164) (Presented by Mr. Lord of Norway)  
(Ordered Printed)

Sent up for concurrence.

#### **Judiciary**

Bill "An Act relating to Composite Certificates of Organization of Corporations" (H. P. 1108) (Presented by Mr. Burkett of Portland)  
(Ordered Printed)

Bill "An Act Amending the Charter of the City of Augusta in Regard to Criminal Fees" (H. P. 1109) (Presented by Mr. Martin of Augusta)  
(Ordered Printed)

Bill "An Act relating to Costs in Municipal Courts" (H. P. 1110) (Presented by Mr. McGlaflin of Portland by request)  
(Ordered Printed)

Bill "An Act to Incorporate the Rumford Finance Co., Inc." (H. P. 1111) (Presented by Mr. Parent of Rumford)  
(Ordered Printed)

Bill "An Act Clarifying the Definition of 'Compact' in the Highway Laws" (H. P. 1112) (Presented by Mr. Parker of Sebec)  
(Ordered Printed)

Resolve Proposing an Amendment to the Constitution Providing for Annual Sessions of the Legislature (H. P. 1113) (Presented by Mr. Brown of Baileyville)  
(Ordered Printed)

Resolve Proposing an Amendment to the Constitution Providing for Additional Signers for Direct Initiative of Legislation (H. P. 1114) (Presented by Mr. Chase of Cape Elizabeth)  
(Ordered Printed)

Resolve Proposing an Amendment to the Constitution to Exempt Rental Agreements with the Maine School Building Authority from the Limitation of Municipal Indebtedness (H. P. 1082) (Presented by Mr. Senter of Brunswick)  
(Ordered Printed)

Resolve Creating a Legislative Interim Committee to Implement the Engineering and Economic Study of "Maine Highway Needs" (H. P. 1115) (Presented by Mr. Hall of Calais)  
(Ordered Printed)

Sent up for concurrence.

#### **Legal Affairs**

Bill "An Act to Create a Town Council-Manager Form of Government for the Town of Limestone" (H. P. 1116) (Presented by Mr. Burgess of Limestone)  
(Ordered Printed)

Bill "An Act to Incorporate the Town of Charleston School District" (H. P. 1117) (Presented by Mr. Chaples of Hudson)  
(Ordered Printed)

Bill "An Act to Incorporate the Town of Orrington School District" (H. P. 1118) (Presented by Mr. DeBeck of Holden)

(Ordered Printed)

Bill "An Act to Amend the Charter of the City of Bath" (H. P. 1119) (Presented by Mr. Fenn of Bath)

(Ordered Printed)

Bill "An Act to Grant a New Charter to the City of Calais" (H. P. 1120) (Presented by Mr. Hall of Calais)

(Ordered Printed)

Bill "An Act relating to the Ogunquit Village Corporation" (H. P. 1121) (Presented by Mrs. Hanson of Lebanon)

(Ordered Printed)

Bill "An Act to Create the Town of Columbia Falls School District" (H. P. 1122) (Presented by Mr. Hanson of Machiasport)

(Ordered Printed)

Bill "An Act Amending the Charter of the Town of Camden" (H. P. 1123) (Presented by Mr. Ludwig of Hope)

(Ordered Printed)

Sent up for concurrence.

#### Natural Resources

Bill "An Act to Designate Certain Waters of the Dead River as Flagstaff Lake" (H. P. 1124) (Presented by Mr. Carville of Eustis)

(Ordered Printed)

Sent up for concurrence.

#### Public Buildings and Parks

Resolve for Development of State Park Facilities (H. P. 1125) (Presented by Mr. Jamieson of Presque Isle)

(Ordered Printed)

Sent up for concurrence.

#### Public Utilities

Bill "An Act to Limit, Define and Confirm the Powers and Purposes of the Lewiston-Auburn Transit Company" (H. P. 1126) (Presented by Mr. Delahanty of Lewiston)

(Ordered Printed)

Bill "An Act to Incorporate the Wells Beach Sewer District" (H. P. 1127) (Presented by Mrs. Hanson of Lebanon)

(Ordered Printed)

Bill "An Act to Incorporate the Kennebunk Light and Power Dis-

trict" (H. P. 1128) (Presented by Mr. Littlefield of Kennebunk)

(Ordered Printed)

Bill "An Act to Incorporate the Porter's Landing Water District" (H. P. 1129) (Presented by Mr. Patterson of Freeport)

(Ordered Printed)

Sent up for concurrence.

#### Sea and Shore Fisheries

Bill "An Act Regulating the Taking of Marine Worms" (H. P. 1131) (Presented by Mr. Gay of Damariscotta)

(750 Copies Ordered Printed)

Bill "An Act relating to Scallop Fishing Licenses" (H. P. 1130) (Presented by Mr. Barton of Vinalhaven)

(Ordered Printed)

Resolve relating to the Use of Seines in Medomak River, Lincoln County (H. P. 1132) (Presented by Mr. Chase of Whitefield by request)

(Ordered Printed)

Sent up for concurrence.

#### Taxation

Bill "An Act Imposing a Personal Income Tax" (H. P. 1133) (Presented by Mr. Burgess of Limestone)

(1500 Copies Ordered Printed)

Bill "An Act relating to Payments to Certain Towns in Lieu of Taxes" (H. P. 1134) (Presented by Mr. Edwards of Raymond)

(Ordered Printed)

Sent up for concurrence.

#### Towns and Counties

Bill "An Act relating to Clerk Hire of the Lewiston Municipal Court" (H. P. 1135) (Presented by Mr. Delahanty of Lewiston)

(Ordered Printed)

Bill "An Act Authorizing the Town of Fort Fairfield to Appropriate Money for the Community General Hospital" (H. P. 1136) (Presented by Mr. Dorsey of Fort Fairfield)

(Ordered Printed)

Bill "An Act relating to Continuous Credit for Excise Tax on Motor Vehicles" (H. P. 1137) (Presented by Mr. Martin of Augusta)

(Ordered Printed)

Bill "An Act to Increase the Salary of the Judge of the Eastport

Municipal Court" (H. P. 1138) (Presented by Mr. O'Dell of Eastport)

(Ordered Printed)

Bill "An Act Increasing the Salary of the Recorder of the Bar Harbor Municipal Court" (H. P. 1139) (Presented by Mr. Peterson of Bar Harbor)

(Ordered Printed)

Bill "An Act relating to Salary of the Judge and Clerk Hire of the Pittsfield Municipal Court" (H. P. 1140) (Presented by Mr. Sinclair of Pittsfield)

(Ordered Printed)

Sent up for concurrence.

### Welfare

Bill "An Act relating to Relief of Paupers in Unorganized Territory" (H. P. 1141) (Presented by Mr. Martin of Frenchville)

(Ordered Printed)

Bill "An Act relating to Inspection of Children's Homes" (H. P. 1142) (Presented by Mr. Martin of Augusta)

(Ordered Printed)

Resolve Appropriating Moneys for Repairs on Convent on Indian Island Reservation (H. P. 1143) (Presented by Mr. O'Dell of Eastport)

(Ordered Printed)

Resolve in favor of Indians at Peter Dana Point Reservation for Building and Repair of Homes (H. P. 1144) (Presented by same gentleman)

(Ordered Printed)

Resolve in favor of Indians on the Indian Island Reservation at Old Town for Building and Repair of Homes (H. P. 1145) (Presented by same gentleman)

(Ordered Printed)

Resolve in favor of Indians at Pleasant Point Reservation for Building and Repair of Homes (H. P. 1146) (Presented by same gentleman)

(Ordered Printed)

Resolve Providing for State Pension for Howard Lunn, of Mars Hill (H. P. 1147) (Presented by Mr. Bubar of Blaine)

Resolve Providing for State Pension for Louis Soucie, of Hamlin Plantation (H. P. 1148) (Presented by Mr. Burgess of Limestone)

Resolve Providing for an Increase in State Pension for Freda Potter, of North Whitefield (H. P. 1149)

(Presented by Mr. Chase of Whitefield)

Resolve Providing for an Increase in State Pension for Ethel M. Merry, of Waldoboro (H. P. 1150) (Presented by same gentleman)

Resolve Providing for a State Pension for Pearley Crummit, of Newcastle (H. P. 1151) (Presented by same gentleman)

Resolve Providing for an Increase in State Pension for Ira Stuart, of Whitefield (H. P. 1152) (Presented by same gentleman)

Resolve Providing for State Pension for Mertie Stover, of Berwick (H. P. 1153) (Presented by Mr. Gowell of Berwick)

Resolve Providing for an Increase in State Pension for Lillian Ireland, of Lincoln (H. P. 1154) (Presented by Mr. House of Lincoln)

Resolve Providing for State Pension for Hattie V. Hunt, of Clinton (H. P. 1155) (Presented by Mr. Keene of Clinton)

Resolve Providing for State Pension for Guy Lendall Moore, of Clinton (H. P. 1156) (Presented by same gentleman)

Resolve Providing for State Pension for Bernard Dumond, of Sinclair (H. P. 1157) (Presented by Mr. Martin of Frenchville)

Resolve Providing for State Pension for Mary McMahan, of Eastport (H. P. 1158) (Presented by Mr. O'Dell of Eastport)

Resolve Providing for State Pension for Clinton Freeman, of Bar Harbor (H. P. 1159) (Presented by Mr. Peterson of Bar Harbor)

Resolve Providing for State Pension for Alexis Fournier, of Brunswick (H. P. 1160) (Presented by Mr. Senter of Brunswick)

Resolve Providing for an Increase in State Pension for Frank Gilmore, of Bangor (H. P. 1161) (Presented by Mr. Woodcock of Bangor)

Sent up for concurrence.

### Orders

On motion of Mr. Clements of Belfast, it was

ORDERED, that Rev. Frank A. Pitman of Belfast, be invited to officiate as Chaplain of the House on Wednesday, March 28, 1951.

On motion of Mr. Caswell of New Sharon, it was

ORDERED, that Rev. Chester Duncan of New Sharon, be invited

to officiate as Chaplain of the House on Thursday, March 1, 1951.

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

Mr. Rollins of Greenville, presented the following Order:

ORDERED, the Senate concurring, that the members of the Appropriations and Financial Affairs Committee, and the members of the Taxation Committee, together with Senator Brooks Savage of Somerset as chairman, shall constitute a joint legislative committee to study the tax structure of the state in order to determine the methods of broadening the tax base. Such committee shall report monthly the progress of its study to the members of the 95th legislature. (H. P. 1192)

(On motion of Mr. Rollins, the order was tabled pending passage and ordered reproduced)

#### House Reports of Committees Ought Not to Pass

Mrs. Fay from the Committee on Judiciary reported "Ought not to pass" on Bill "An Act relating to Appeals from Probate Courts" (H. P. 157) (L. D. 88)

Mr. Dow from the Committee on Taxation reported same on Bill "An Act relating to Inheritance Taxes on Class B" (H. P. 393) (L. D. 229)

The Reports were read and accepted and sent up for concurrence.

#### Tabled

Mr. Turner from the Committee on Transportation reported "Ought not to pass" on Bill "An Act relating to Signals for Stopping and Turning Motor Vehicles" (H. P. 93) (L. D. 38)

Report was read.

(On motion of Mr. Totman of Bangor, tabled pending acceptance of Committee Report)

#### Ought to Pass Printed Bills

Mr. McGauflin from the Committee on Judiciary reported "Ought to pass" on Resolve in favor of Herbert L. Bryant, of Houlton (H. P. 199) (L. D. 121)

Mr. Burgess from the Committee on Towns and Counties reported same on Bill "An Act to Provide for the Surrender by Dead River Plantation of Its Organization" (H. P. 395) (L. D. 231)

Same gentleman from the same Committee reported same on Bill "An Act to Provide for the Surrender by Flagstaff Plantation of Its Organization" (H. P. 396) (L. D. 232)

Same gentleman from the same Committee reported same on Resolve in favor of the Town of St. Agatha (H. P. 341) (L. D. 198)

Mr. DeBeck from the same Committee reported same on Bill "An Act relating to the Charter of the City of Bangor" (H. P. 761) (L. D. 448)

Mr. Edwards from the same Committee reported same on Bill "An Act relating to Powers of Fryeburg Village Fire Corporation" (H. P. 558) (L. D. 316)

Mr. Martin from the same Committee reported same on Bill "An Act relating to Review and Alteration of Ward Lines in the City of Lewiston" (H. P. 760) (L. D. 447)

Mr. Peterson from the same Committee reported same on Bill "An Act relating to Uniforms of Deputy Sheriffs" (H. P. 440) (L. D. 258)

Reports were read and accepted and the Bills and Resolves, having already been printed, the Bills were read twice under suspension of the rules, the Resolves read once, and tomorrow assigned.

#### Tabled

Mr. Peterson from the Committee on Towns and Counties reported "Ought to pass" on Bill "An Act Prohibiting the Printing of Pauper Assistance in Town Reports" (H. P. 206) (L. D. 128)

Report was read.

(On motion of Mr. Campbell of Guilford, tabled pending acceptance of Committee Report)

#### Ought to Pass with Committee Amendment

Mr. Woodcock from the Committee on Legal Affairs on Bill "An Act Amending the Charter of the Town of Dexter School District" (H. P. 203) (L. D. 125) 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. 203, L. D. 125, Bill "An Act Amending the Charter of the Town of Dexter School District."

Amend said Bill by inserting after the enacting clause the following new section:

"**Sec. 1. P. & S. L., 1949, c. 183, § 1, amended.** Section 1 of chapter 183 of the private and special laws of 1949 is hereby amended to read as follows:

**'Sec. 1. Incorporation; name; purposes.** Subject to the provisions of sections 7 and 9 hereof, the inhabitants of and the territory within the town of Dexter are hereby created a body politic and corporate under the name "Town of Dexter School District", for the purpose of acquiring property within the said town for school and related athletic and recreational purposes; for the purpose of erecting, enlarging, repairing, equipping and maintaining on said property a school building or school buildings and related athletic and recreational facilities; for the purpose of maintaining elementary and secondary schools; for the purpose of completing, grading, furnishing, rebuilding, renovating and otherwise bettering the condition of any, or all, buildings within said town used for school purposes or which may hereafter be used for school purposes for the purpose of leasing or letting any property of said district to said town; for the purpose of receiving, accepting and holding gifts, grants or devises of property real, personal or mixed to be used for school and related athletic and recreational purposes; all for the benefit of the inhabitants of said district.'

Further amend said Bill by inserting at the beginning of the 1st line after the enacting clause the following underlined abbreviation and figure:

**'Sec. 2.'**

Further amend said Bill by striking out the underlined figures "**400,000**" in the last line before the Emergency clause and inserting in

place thereof the underlined figures '**\$375,000**'

Further amend said Bill by striking out, in the 5th line of the Emergency clause the figure "4" and inserting in place thereof the figure '8'

Thereupon, Committee Amendment "A" was adopted, and the Bill was assigned for third reading tomorrow morning.

Mr. Carter from the Committee on Taxation on Bill "An Act relating to Abatement of Taxes" (H. P. 335) (L. D. 193) 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. 335, L. D. 193, Bill "An Act Relating to Abatement of Taxes."

Amend said Bill by striking out the Title thereof and inserting in place thereof a new title to read as follows: 'An Act Relating to Supplementary Tax Assessments'.

Thereupon, Committee Amendment "A" was adopted, and the Bill was assigned for third reading tomorrow morning.

**Passed to be Engrossed**

Bill "An Act relative to Poll-Taxes in Unorganized Territory" (H. P. 204) (L. D. 126)

Bill "An Act relating to Fees for Non-Resident Airmen and Aircraft" (H. P. 207) (L. D. 129)

Bill "An Act to Clarify the Aviation Laws" (H. P. 208) (L. D. 130)

Bill "An Act relating to Abandoned Airports" (H. P. 209) (L. D. 131)

Bill "An Act relating to the Aeronautical Fund" (H. P. 210) (L. D. 132)

Bill "An Act relating to Turning Vehicles at Intersections" (H. P. 342) (L. D. 199)

Resolve Closing Limestone Stream to Fishing (H. P. 316) (L. D. 174)

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

**Amended Bills**

Bill "An Act relating to Sirens on Automobiles Operated by Fire Chiefs and their Deputies" (H. P. 33) (L. D. 9)

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

The SPEAKER: The Chair recognizes the gentleman from Cape Elizabeth, Mr. Chase.

Mr. CHASE: Mr. Speaker, in order to correct the title of the Act to conform to an amendment which has already been adopted, I offer House Amendment "A" and move its adoption.

The SPEAKER: The gentleman from Cape Elizabeth, Mr. Chase, offers House Amendment "A", and moves its adoption. The Clerk will read the amendment.

HOUSE AMENDMENT "A" to H. P. 33, L. D. 9, Bill "An Act Relating to Sirens on Automobiles Operated by Fire Chiefs and Their Deputies."

Amend said Bill by striking off from the title thereof, the following words: "and Their Deputies".

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

Bill "An Act relating to Licenses to Operate Motor Driven Cycles" (H. P. 397) (L. D. 233)

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

**Passed to be Enacted  
Emergency Measure**

An Act relating to the Town of Winthrop School District (S. P. 35) (L. D. 21)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, the entire elected membership being 150, a division was had. 134 voted in favor of same, and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

**Passed to be Enacted**

An Act relating to Penalty for Refusal to Work by Persons Dependent upon Towns (S. P. 57) (L. D. 65)

An Act Validating a Certain Deed Given by the City of Saco to Saco-Lowell Shops (H. P. 32) (L. D. 8)

An Act Permitting Municipalities to Raise Money to Assist Historical Societies (H. P. 64) (L. D. 30)

An Act relating to Speed of Motor Vehicles (H. P. 96) (L. D. 41)

An Act relating to Passing Motor Vehicles on Grades (H. P. 97) (L. D. 42)

An Act relating to Election Returns (H. P. 154) (L. D. 86)

An Act relating to Neglected Children (H. P. 156) (L. D. 87)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, passed to be enacted, signed by the Speaker and sent to the Senate.

**Orders Of The Day**

The SPEAKER: Under Orders of the Day, the Chair lays before the House Special Order of January 17th whereby some member of the Appropriations Committee will report upon their progress.

The Chair recognizes the gentleman from Auburn, Mr. Jacobs.

Mr. JACOBS: Mr. Speaker, continuing on the report of the Appropriations Committee's actions, as prescribed by the order just mentioned by the Speaker: Last Wednesday, February 7th, we heard the last of the Commissioners in regard to the Budget Report on Institutions, presented by the gentleman, Mr. Greenlaw, the Commissioner. He has under his charge thirteen institutions and it took us five hours to listen to his report.

On February 8th, Thursday, six resolves were presented to us by this Legislature to be considered, involving \$182,000, from towns asking aid for school building improvements and likewise other similar items.

We haven't passed these out as yet on executive session but if any member can tell us where to get this money from the general fund or unexpended surplus, we would be delighted to have him come down and tell us where to get it.

Otherwise, Mr. Speaker, that is about all.

We are considering now the Budget Report in executive session and just as soon as we can get anything tangible out of this committee that we can consider on the floor of this House, I will be only too glad as a representative of this committee to present it to this House.

The SPEAKER: The Chair, at this time, under the Order, feels that it should make an assignment of the time allocated for this discussion and the Chair will state that the members may have until ten minutes past eleven.

Is there any further discussion?

The Chair recognizes the gentleman from Cape Elizabeth, Mr. Chase.

Mr. CHASE: Mr. Speaker, I would like to ask Mr. Jacobs if, so far as the Appropriations Committee has gone, there is any reason to suppose or expect that any substantial reduction can be made in the Governor's Budget?

The SPEAKER: The gentleman from Cape Elizabeth, Mr. Chase, asks a question through the Chair, and the gentleman from Auburn, Mr. Jacobs, may answer if he chooses.

Mr. JACOBS: Mr. Speaker and Members of the House: I am quite sure that there can be some cuts and reductions over the recommendations of the Budget Committee—of the Governor's Report. I am not at liberty to state those reductions and from what source but believe me, there is a chance in my opinion, and also the opinion of the members of the Appropriations Committee, that there will be substantial reductions recommended to this body, or to this Legislature, as we progress in our executive sessions.

The SPEAKER: The Chair recognizes the gentleman from Cape Elizabeth, Mr. Chase.

Mr. CHASE: Mr. Speaker, in his report, the gentleman from Auburn (Mr. Jacobs) also mentioned certain resolves relating to aid for schools. I would like to ask the gentleman if the Appropriations Committee is considering those resolves on the basis of whether any money is available or whether they

are considering those resolves on the basis of whether the towns really need the aid and it is the duty of the State to aid them, regardless of the availability of funds at this present moment from presently assured revenue?

The SPEAKER: The gentleman from Cape Elizabeth, Mr. Chase, requests information and the gentleman from Auburn, Mr. Jacobs, may answer if he chooses.

Mr. JACOBS: Mr. Speaker, these resolves, which have come to our attention in this committee, are simply aid to these towns. I would just as soon read them as not but we will be back here in a few days with our report: The Robert Traip Academy of Kittery, asking for \$50,000; the Town of New Sharon for part of a building, a school building, \$15,000; the Town of New Gloucester, \$22,000 to build, I think, two rooms in addition to what they already have; Lincoln Academy, an extra class room or rooms, \$35,000; Portland Junior College, a private institution, \$50,000.

One cannot spend money in his own private business unless he has it to spend and that is the position we take on this Appropriations Committee. We do not anticipate any new tax—some of us don't—we have to act upon what we have to spend at this present moment.

The SPEAKER: The Chair recognizes the gentlewoman from Bath, Mrs. Moffatt.

Mrs. MOFFATT: Mr. Speaker and Members of the House: I do not arise to argue the pros and cons pertaining to the Appropriations bills but I do arise to attempt to defend the academies of the State of Maine.

The last three terms that I had the pleasure of being a member of this House, I was a member of the Committee on Education and the sub-Committee of Education. At that time, I was thoroughly convinced that our academies in the State of Maine were perfectly justified in asking for aid from the State. I think if all of the members of the House should look at the work being done by these academies, even though they are possibly called private academies, you will find out that in the long run these privately endowed academies are doing a most thorough job of

meeting the requirements of our boys and girls in future life.

Possibly I can better explain what I am trying to say in these words: I do not think they are encumbered by as many regulations as are our public schools. They possibly have some way of standing up and saying: "All the money doesn't come from one source; we are entitled to do such and such."

Our academies have turned out some very smart, capable boys and girls who are equipped to really go out and meet the world a little better than our high school graduates.

I think—and I do not mean to argue with the gentleman from Auburn, Mr. Jacobs, or any of the others—as we meet this problem, please let us not jump on the academies. I will go along and say that our educational program needs to be thoroughly looked into. I think there are many things which, if you looked into them, you will find out you do not like if you are good old Yankees, but please let us not start on the academies.

Thank you.

The SPEAKER: The Chair recognizes the gentleman from Auburn, Mr. Jacobs.

Mr. JACOBS: Mr. Speaker, in answer to the gentlewoman (Mrs. Moffatt), who has just spoken, I think that the academies jumped upon us. (Laughter)

The SPEAKER: The Chair recognizes the gentleman from Norway, Mr. Lord.

Mr. LORD: Mr. Speaker, the gentleman from Auburn, Mr. Jacobs, mentioned a minute ago he had been in a five hour session with the Department of Institutions and I note that last year they spent about \$4,900,000, their request for next year is \$7,300,000 and the budget recommendation is \$5,300,000.

I would like to ask Mr. Jacobs if he thinks that the budget recommendation could be cut in this particular case. I realize he is expressing merely his own views and not those of the committee as they have not been in executive session as yet.

I would like to ask him if he thinks this particular case could be cut and the services of the department still met.

The SPEAKER: The gentleman from Norway, Mr. Lord, requests information and the gentleman from Auburn, Mr. Jacobs, may answer if he chooses.

Mr. JACOBS: Mr. Speaker, there is no appropriation presented to this body or Legislature that cannot be cut but I am mindful of the fact that the Commissioner of Institutions is faced with a serious problem with regard to the maintenance, the upkeep, of these thirteen institutional buildings and the needs of the State in building a hospital across the river, where they need extra help, extra buildings for their employees, and down through the line. All of these men and women who have charge of these institutions came before us and pleaded with us that we recognize their needs and, in my opinion—my opinion only—we could not cut below the recommendation of the Budget Committee and the Governor's Report.

The SPEAKER: Is there any further discussion?

The SPEAKER: The Chair lays before the House the first tabled and today assigned matter, Motion of Mr. Burgess of Limestone to reconsider reference on Bill "An Act to Increase the Salaries of Members of the State Police" H. P. 968, L. D. 561, which was referred to the Committee on Highways, and which was tabled on February 9 by that gentleman.

The Chair recognizes the gentleman from Limestone, Mr. Burgess.

Mr. BURGESS: Mr. Speaker and Members of the House: Due to the fact that eighty per cent of the cost of salaries of State Police comes from our highway fund—approximately eighty per cent—and the committee which is handling and should handle the allocation of highway funds is Highways, I would ask permission of this body to withdraw my motion.

The SPEAKER: The gentleman from Limestone, Mr. Burgess, requests permission to withdraw his motion in the matter of reconsideration. Is this the pleasure of the House?

The motion prevailed and the Bill was sent up for concurrence.

On motion of Mr. Jones of Bowdoinham, the House voted to take from the table the second tabled and unassigned matter, Bill "An Act Relating to Motor Vehicles Parking in Dangerous Places." (H. P. 95) (L. D. 40) tabled by that gentleman on February 6th pending third reading.

The same gentleman then offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to H. P. 95, L. D. 40, Bill "An Act Relating to Motor Vehicles Parking in Dangerous Places."

Amend said Bill by inserting at the beginning of the first paragraph thereof after the enacting clause the following:

'Sec. 1.'

Further amend said Bill by adding at the end thereof the following:

"Sec. 2. R. S., c. 19, § 108, amended. The 4th paragraph of section 108 of chapter 19 of the revised statutes is hereby amended to read as follows:

"This section shall not apply to the driver of a vehicle which is disabled while on the paved, improved or main traveled portion of a highway or within 10 feet from the nearer line of the traveled way of a public highway in such manner and to such extent that it is impossible to avoid stopping and temporarily leaving the vehicle in that position nor shall it apply to the driver of any vehicle while the same is employed in connection with the construction, maintenance or repair of pipes and wires of a public utility in, upon, along, over, across and under a highway."

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

The SPEAKER: The Chair recognizes the gentleman from Presque Isle, Mr. Jamieson.

Mr. JAMIESON: Mr. Speaker, I do not know whether I am too late, but I would like to have this amendment to H. P. 95, L. D. 40 lie on the table pending acceptance of the report of the committee. If I am in order, I would like to give my reasons.

Thereupon, on motion of Mr. Jamieson, the House voted to reconsider its action just taken whereby Bill "An Act relating to Motor Vehicles Parking in Dangerous Places" (H. P. 95) (L. D. 40) was passed to be engrossed as amended.

On further motion of the same gentleman, the House voted to reconsider its action whereby House Amendment "A" was adopted.

The SPEAKER: Does the Chair understand that the gentleman now moves that the bill together with the amendment lie on the table?

Mr. JAMIESON: I do, Mr. Speaker, and I would like to give my reasons, if I may.

The SPEAKER: The question is on the adoption of the amendment and the gentleman may proceed.

Mr. JAMIESON: No, Mr. Speaker, I will just let the matter lie on the table.

Thereupon, the motion prevailed and the Bill with accompanying papers was tabled pending adoption of House Amendment "A".

The SPEAKER: The Chair recognizes the gentleman from Cape Elizabeth, Mr. Chase.

Mr. CHASE: Mr. Speaker, with respect to Item 13 on Page 2 of today's calendar Bill "An Act relating to Taxation of Telephone and Telegraph Companies and Electric Light and Power Companies" (S. P. 261) (L. D. 559) which was referred to the Committee on Taxation, I move to reconsider this reference.

The SPEAKER: The gentleman from Cape Elizabeth, Mr. Chase, moves that the House reconsider its action taken earlier in today's session whereby Bill "An Act relating to the Taxation of Telephone and Telegraph Companies and Electric Light and Power Companies" (S. P. 261) (L. D. 559) was referred to the Committee on Taxation in concurrence. Is this the pleasure of the House?

The motion prevailed, and on further motion of the same gentleman the Bill was tabled pending reference in concurrence and was specially assigned for Thursday, February 15th.

The SPEAKER: The Chair, at this time, notes the presence in

the balcony of the Hall of the House of the Junior and Senior English Classes of Westbrook High School, under the supervision of Roy Robinson, Submaster. In behalf of the House, the Chair bids you welcome. (Applause)

The SPEAKER: The Chair recognizes the gentleman from Limestone, Mr. Burgess.

Mr. BURGESS: Mr. Speaker, I would like to ask a question of the Chair: Whether or not the first tabled and today assigned matter, "An Act to Increase the Salaries of Members of the State Police" (H. P. 968) (L. D. 561) was finally disposed of and referred to the Committee on Highways?

The SPEAKER: The gentleman from Limestone, Mr. Burgess, makes a parliamentary inquiry as

to whether or not when he withdrew his motion for reconsideration of reference on the first tabled and today assigned matter on today's calendar, Bill "An Act to Increase the Salaries of Members of the State Police" (H. P. 968) (L. D. 561) it was referred to the Committee on Highways.

The Chair will state that the bill was automatically referred to the Committee on Highways and sent up for concurrence.

The SPEAKER: There being no further business to come before the House, the Clerk will read the notices.

On motion of Mr. Chase of Cape Elizabeth,

Adjourned until 10:00 o'clock tomorrow morning.