

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**

**OF THE**

*Ninety-Sixth Legislature*

**OF THE**

**STATE OF MAINE**

**1953**

**DAILY KENNEBEC JOURNAL  
AUGUSTA, MAINE**

**SENATE**

Tuesday, February 3, 1953.

The Senate was called to order by the President.

Prayer by the Rev. David Flowers of Augusta.

Journal of Thursday, January 29, 1953, read and approved.

**From the House****House Committee Reports**

The Committee on Welfare on Bill "An Act Relating to Divesting Property in Qualifications for Old Age Assistance," (H. P. 38) (L. D. 32) reported that leave be granted to withdraw the same as it is covered by other legislation.

Which report was read and accepted in concurrence.

The Committee on Judiciary on Bill "An Act Relating to the Form of Unregistered Bonds," (H. P. 47) (L. D. 48) reported that the same ought to pass as amended by Committee Amendment "A". (Amendment Filing No. 1)

Which report was read and accepted in concurrence, and the bill read once; Committee Amendment "A" was read and adopted in concurrence, and the bill as amended was tomorrow assigned for second reading.

**House Papers**

Bill "An Act Relating to the Law of Manufacture and Sale of Bedding and Upholstered Furniture." (H. P. 147) (L. D. 159)

Resolve Relating to an Appropriation to Buy Indian Baskets." (H. P. 158) (L. D. 160)

Which were severally referred to the Committee on Appropriations and Financial Affairs in concurrence.

"Resolve in Favor of the Town of Castle Hill." (H. P. 208)

"Resolve in Favor of Lloyd Sargent, of Mt. Desert." (H. P. 209)

"Resolve in Favor of Town Taxi, of Southwest Harbor." (H. P. 210)

Which were severally referred to the Committee on Claims in concurrence.

"Resolve in Favor of the Town of Kennebunkport." (H. P. 162) (L. D. 161)

Which was referred to the Committee on Highways in concurrence.

Bill "An Act Relating to Field Trials for Retrieving Dogs." (H. P. 163) (L. D. 162)

Bill "An Act Creating Deputy Inland Fish and Game Wardens." (H. P. 164) (L. D. 163)

Bill "An Act Relating to Length of Trout." (H. P. 165) (L. D. 164)

"Resolve Regulating Fishing in Moosehead Lake." (H. P. 166) (L. D. 210)

"Resolve Regulating Fishing in the Kennebec River." (H. P. 167) (L. D. 211)

"Resolve Regulating Fishing in Certain Ponds in Hancock County." (H. P. 168) (L. D. 212)

"Resolve Regulating Bass Fishing in Washington County." (H. P. 169) (L. D. 165)

"Resolve Closing Gardner Pond, T. 15, R. 9, to Fly Fishing Only." (H. P. 170) (L. D. 166)

"Resolve Prohibiting the Use of Live Bait in Lakes and Ponds of T. 15, R. 9, Aroostook County." (H. P. 171) (L. D. 167)

"Resolve Closing Island Pond, T. 15, R. 9, to Fly Fishing Only." (H. P. 172) (L. D. 181)

"Resolve Regulating Fishing in Abbott Brook, Oxford County." (H. P. 173) (L. D. 168)

"Resolve Relating to Ice Fishing in Adams Pond, Cumberland County." (H. P. 174) (L. D. 169)

Which were severally referred to the Committee on Inland Fisheries and Game in concurrence.

Bill "An Act Relating to Admission to Practice Law." (H. P. 175) (L. D. 171)

Bill "An Act Relating to Contracts of Minors." (H. P. 176) (L. D. 170)

Bill "An Act Relating to Appeals from Probate Court." (H. P. 177) (L. D. 172)

Bill "An Act Relating to Penalty for Night Hunting." (H. P. 178) (L. D. 173)

Bill "An Act to Incorporate the Monroe Finance Corporation of Maine." (H. P. 179) (L. D. 174)

Bill "An Act Relating to Arrests on Execution." (H. P. 180) (L. D. 175)

Bill "An Act Relating to Daylight Saving Time." (H. P. 181) (L. D. 176)

Bill "An Act to Incorporate the Consumers' Finance Co." (H. P. 182) (L. D. 177)

Bill "An Act Relating to Descent of Real Estate in Divorce." (H. P. 183) (L. D. 178)

"Resolve in Favor of E. Stanley Kitchin, of Rumford." (H. P. 184) (L. D. 179)

Which were severally referred to the Committee on Judiciary in concurrence.

Bill "An Act Relating to Definition of Elevator under Board of Elevator Rules." (H. P. 185) (L. D. 180)

Which was referred to the Committee on Labor in concurrence.

Bill "An Act Regulating Liquor Advertising." (H. P. 191) (L. D. 202)

Bill "An Act Relating to Limitation of Liquor Licenses." (H. P. 192) (L. D. 203)

Which were severally referred to the Committee on Liquor Control in concurrence.

Bill "An Act Regulating the Digging of Marine Worms in the City of Belfast, Waldo County." (H. P. 193) (L. D. 204)

Which was referred to the Committee on Sea and Shore Fisheries in concurrence.

Bill "An Act Relating to Sales of Ten Cents or Less Under the Sales Tax Law." (H. P. 194) ((L. D. 205)

Bill "An Act Relating to Sales Tax on Aircraft." ((H. P. 195) (L. D. 206)

Which were severally referred to the Committee on Taxation in concurrence.

Bill "An Act Amending the Charter of the Municipal Court of the City of Auburn re Payment of Expenses of the Court." (H. P. 196) (L. D. 207)

Which was referred to the Committee on Towns and Counties in concurrence.

Bill "An Act Relating to License Plates for Motor Vehicle Owners Who Operate Amateur Radio Stations." (H. P. 197) (L. D. 213)

Which was referred to the Committee on Transportation in concurrence.

Bill "An Act Relating to Funeral Expenses of Deceased Recipients of Old Age Assistance and Aid to the Blind." (H. P. 198) (L. D. 208)

Bill "An Act Relating to Divesting Property in Qualifications for Old Age Assistance and Aid to the Blind." (H. P. 199) (L. D. 209)

Which were severally referred to the Committee on Welfare in concurrence.

Bill "An Act Relating to Certificates for Welders." (H. P. 186) (L. D. 197)

Bill "An Act Relating to Certificates of Marriage to Males under Eighteen Years of Age." (H. P. 187) (L. D. 198)

Bill "An Act Relating to Appointment of Certain City Officials of Eastport." (H. P. 188) (L. D. 199)

Bill "An Act Repealing the Charter of the Boothbay Region Community School District." (H. P. 189) (L. D. 200)

Bill "An Act Establishing a Water Department of the Bridgton Centre Village Corporation." (H. P. 190) (L. D. 201)

Which were severally referred to the Committee on Legal Affairs in concurrence.

"Resolve Providing for State Pension for Edith Woodard of Morrill." (H. P. 246)

"Resolve Providing for State Pension for Jane Antworth of Bath." (H. P. 247)

"Resolve Providing for State Pension for Alfred L. McClure of Stacyville." (H. P. 248)

"Resolve Providing for an Increase in State Pension for Ina Lovejoy, of East New Portland." (H. P. 249)

Which were severally referred to the Committee on Welfare in concurrence.

#### Referred to Committees

Senate Papers:

Mr. Haskell of Penobscot presented

Bill "An Act Relating to Duties of Court Stenographers." (S. P. 104)

Which was referred to the Committee on Appropriations and Financial Affairs and the same ordered printed.

Sent down for concurrence.

Mr. Dennett of York presented

Bill "An Act Relating to the Licensing of Non-resident Life Insurance Agents." (S. P. 105)

The same Senator presented Bill "An Act Relating to the Examination of Insurance Agents." (S. P. 106)

The same Senator presented Bill "An Act to Authorize the Issuance of Deductible Fire Insurance Policies." (S. P. 107)

Which were severally referred to the Committee on Business Legislation and the same ordered printed.

Sent down for concurrence.

Mr. Carter of Oxford presented "Resolve Regulating Fishing in Big Magalloway River in Oxford County." (S. P. 108)

The same Senator presented "Resolve Regulating Fishing in Parmachenee Lake in Oxford County." (S. P. 109)

Which were severally referred to the Committee on Inland Fisheries and Game, and the same ordered printed.

Sent down for concurrence.

Mr. Dunham of Hancock presented "Resolve Proposing an Amendment to the Constitution to Provide for Election of Members of the Executive Council." (S. P. 110)

Mr. Harding of Knox presented "Resolve in Favor of Arthur W. Kalloch of Thomaston." (S. P. 111)

The same Senator presented "Resolve in Favor of Frank B. Adams of Thomaston." (S. P. 112)

Mr. Cummings of Sagadahoc presented Bill "An Act Relating to Driving a Motor Vehicle While License Suspended or Revoked." (S. P. 113)

Mr. Haskell of Penobscot presented Bill "An Act Relating to Pensions for Dependents of Deceased Officers of State Police." (S. P. 114)

Which were severally referred to the Committee on Judiciary and the same ordered printed.

Sent down for concurrence.

Mr. Chase of Cumberland presented Bill "An Act Amending the Sales and Use Tax Law as Respects Registration and Other Matters." (S. P. 116)

Which was referred to the Committee on Taxation and the same ordered printed.

Sent down for concurrence.

Mr. Boucher of Androscoggin presented Bill "An Act Relating to Insurance Coverage Required Under the Financial Responsibility Law." (S. P. 117)

Mr. Jamieson of Aroostook presented Bill "An Act Relating to Turning Movements and Required Signals for Motor Vehicles." (S. P. 118)

Which were severally referred to the Committee on Transportation and the same ordered printed.

Sent down for concurrence.

Mr. Parker of Piscataquis presented Bill "An Act Relating to the Advisory Council of Health and Welfare." (S. P. 119)

Mr. Harding of Knox presented "Resolve Providing for State Pension for Burleigh M. F. Esancy, of Union." (S. P. 120)

Which were severally referred to the Committee on Welfare, and the same ordered printed.

Sent down for concurrence.

#### Order

On motion by Mr. Wight of Penobscot, it was

ORDERED, that the Commissioner of Inland Fisheries and Game be requested to assist the Legislature in the following manner:

WHEREAS, the Commissioner has advised the Governor and the Budget Advisory Committee that department income is insufficient to meet operating expenses and to provide for essential capital expense needs related to new hatcheries; and

WHEREAS, the Commissioner and members of his staff have further advised the Committee on Appropriations and Financial Affairs that the revenues of the department also may be insufficient to finance essential maintenance work at existing fish hatcheries in future years; and

WHEREAS, at least in the Governor's budget recommendations a General Fund appropriation of \$344,900 for construction of hatcheries and rearing stations is not provided for; and

WHEREAS, the Legislature desires all essential information related to the serious question, it is therefore requested that the Commissioner proceed forthwith to pre-

pare the following information.

1. A projection, as accurate as may be, and for as many future years as reasonably may be made, but at least extending through the next biennium, of department financial needs, over and above those expenditures that can be met from the estimated income from existing schedules of licenses and fees.

2. A new schedule of licenses and fees, the estimated income from which would be sufficient to meet reasonably essential department needs without recourse to other General Fund sources.

3. The Commissioner may proceed with the understanding that the Senate recognizes that he does not desire to take the position that increased appropriation needs for his department should be met by increased dates on licenses and fees, and that he does suggest that other General Fund sources should be used to augment revenues from existing licenses and fees.

On motion by Mr. Reid of Kennebec, the Senate voted to reconsider its former action taken earlier in today's session whereby bill, An Act Relating to Duties of Court Stenographers (S. P. 104) was referred to the Committee on Appropriations and Financial Affairs; and on further motion by the same Senator, the bill was laid upon the table pending reference to a committee.

#### Senate Committee Report

Mr. Weeks from the Committee on Legal Affairs on Bill "An Act Relating to Additional Powers to Portland University," (S. P. 30) (L. D. 52) reported that the same ought to pass.

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

#### Orders of the Day

Mr. Butler of Franklin was granted unanimous consent to address the Senate.

Mr. BUTLER: Mr. President and members of the Senate, it has been called to my attention that there has been a possibility of there being an omission in the printing of the Bird report. To correct that mis-

understanding I wish to state that I put together the Bird report and that the Bird report as printed is the same report which left my office. The duplication of numbers on the back part of that report relative to certain pages was only a mechanical means in allocating the information in the first instance whereby it could better be presented at the legislative hearings held during the summer and those pages were incorporated from the original in the Bird report.

Mr. Haskell of Penobscot was granted unanimous consent to address the Senate.

Mr. HASKELL: Mr. President and members of the Senate, after a few seconds of explanation I will move that the Senate do recess for five minutes. The purpose of making the motion is to give us an opportunity to talk over rather informally our legislative schedule for next week. I do this only because we have been here a very short time and I am sure that the granting of a five minute recess will not delay us unduly.

The PRESIDENT: The Senator from Penobscot, Senator Haskell, moves that the Senate recess for five minutes. Is this the pleasure of the Senate?

The motion to recess prevailed.

#### After Recess

The Senate was called to order by the President.

Mr. REID of Kennebec: Mr. President, out of order and under suspension of the rules I move that the Senate do now reconsider its action taken earlier this morning whereby it tabled Item One under Senate Papers, being bill, An Act Relating to the Duties of Court Stenographers. (S. P. 104)

The motion to reconsider prevailed.

Thereupon on further motion by the same Senator the bill was taken from the table, referred to the Committee on Appropriations and Financial Affairs, and ordered printed.

Sent down for concurrence.

On motion by Mr. Reid of Kennebec

Adjourned until tomorrow morning at ten o'clock.