

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

Thursday, March 12, 1953.

The Senate was called to order by the President.

Prayer by the Rev. Marvin Palmerlee of Augusta.

Journal of yesterday read and approved.

On motion by Mr. Haskell of Penobscot, out of order and under suspension of the rules:

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, March 17, 1953, at ten o'clock in the forenoon. (S. P. 489)

Which was read and passed. Sent down for concurrence.

Subsequently the foregoing order was returned from the House, having been read and passed in concurrence.

On motion by Mr. Parker of Piscataquis, the Senate voted to take from the table, out of order and under suspension of the rules, Resolve Repealing Resolve Authorizing a Reclassification of Highways (S. P. 351) tabled by that Senator on February 19 pending reference to a committee; and on further motion by the same Senator, the resolve was referred to the Committee on Highways, ordered printed and sent forthwith to the House.

House Papers

"Resolve Regulating Fishing in East Branch Tributaries of the Penobscot River." (H. P. 101) (L. D. 102)

(In Senate, on March 3rd passed to be engrossed in concurrence.)

Comes from the House, engrossing reconsidered, House Amendment "A" adopted, and the resolve as so amended passed to be engrossed in non-concurrence.

In the Senate, on motion by Mr. Haskell of Penobscot, the resolve was laid upon the table pending consideration and especially assigned for later in today's session.

Bill "An Act Relating to Classification and Percentage Allocations for General Purpose Educational Aid." (H. P. 1163) (L. D. 1318)

"Resolve Providing for a Salary Increase for State Employees." (H. P. 1164) (L. D. 1319)

"Resolve Reimbursing Certain Taxpayers in Indian Townships." (H. P. 1165) (L. D. 1320)

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

"Resolve in Favor of Road Between Rockwood and Long Pond, Somerset County." (H. P. 1166) (L. D. 1321)

Which was referred to the Committee on Highways in concurrence.

Bill "An Act Relating to the Livermore Falls Municipal Court." (H. P. 1167) (L. D. 1322)

Bill "An Act Permitting Parole for Lifers After Thirty Years' Imprisonment." (H. P. 1168) (L. D. 1323)

Bill "An Act to Incorporate the 'Northeastern Finance Co.'" (H. P. 1169) (L. D. 1324)

"Resolve Proposing an Amendment to the Constitution Providing for Two State Senators from Each County." (H. P. 1170) (L. D. 1325)

"Resolve, Authorizing Alfred Howard, Sr. and Ethel M. Howard of Bingham to Sue the State of Maine." (H. P. 1171) (L. D. 1326)

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

Bill "An Act Prohibiting the Sale of Malt Beverages in Unincorporated Places." (H. P. 1172) (L. D. 1327)

Which was referred to the Committee on Liquor Control in concurrence.

Bill "An Act Relating to Interstate Water Pollution Control." (H. P. 1173) (L. D. 1317)

Which was referred to the Committee on Natural Resources in concurrence.

Bill "An Act Relating to the Taking of Blood-Worms in Georgetown." (H. P. 1174) (L. D. 1328)

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

Bill "An Act Relating to County Law Library of Washington County." (H. P. 1175) (L. D. 1329)

"Resolve Authorizing a Loan to Hamlin Plantation." (H. P. 1176) (L. D. 1330)

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

Petitions in Favor of Bookmobile Bill, (H. P. 2) (L. D. 2),—H. P. 1182 to H. P. 1186 incl.

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

House Committee Reports

The Committee on Claims on "Resolve in Favor of Chester E. Brown, of Southwest Harbor," (H. P. 640) reported that leave be granted to withdraw the same.

The Committee on Inland Fisheries and Game on "Resolve Regulating Fishing in Warren Pond," (H. P. 516) (L. D. 579) reported that leave be granted to withdraw the same.

The Committee on Legal Affairs on Bill "An Act Providing for the Registration of Structural Pest Control Operators," (H. P. 272) (L. D. 300) reported that leave be granted to withdraw the same.

The Committee on Towns and Counties on Bill "An Act to Increase the Salaries of the Clerk of Courts, Deputy Clerk of Courts, County Attorney and Assistant County Attorney of Penobscot County," (H. P. 694) (L. D. 729) reported that leave be granted to withdraw the same as it is covered by other legislation.

The Committee on Welfare on "Resolve, Providing for an Increase in State Pension for Cyries Marquis of Hamlin Plantation," (H. P. 699) reported that leave be granted to withdraw the same.

Which reports were severally read and accepted in concurrence.

The Committee on Claims on "Resolve in Favor of Sherman Brown, of North Leeds," (H. P. 403) reported that the same ought not to pass.

The same Committee on "Resolve, in Favor of Robert T. Harvey, of East Corinth," (H. P. 639) reported that the same ought not to pass.

The same Committee on "Resolve, in Favor of Herbert M. Conelly, of

Lewiston," (H. P. 499) reported that the same ought not to pass.

The same Committee on "Resolve, in Favor of Town Taxi, of Southwest Harbor," (H. P. 210) reported that the same ought not to pass.

The same Committee on "Resolve, in Favor of Wilbur Harris, of Augusta," (H. P. 635) reported that the same ought not to pass.

The Committee on Inland Fisheries and Game on Bill "An Act Relating to Hours of Hunting Deer," (H. P. 730) (L. D. 748) reported that the same ought not to pass.

The same Committee on Bill "An Act Relating to Payments of Motor Vehicle Damage by Deer," (H. P. 98) (L. D. 100) reported that the same ought not to pass.

The same Committee on Bill "An Act Relating to Application for Hunting Licenses," (H. P. 731) (L. D. 749) reported that the same ought not to pass.

The same Committee on Bill "An Act Relating to Discharge of Firearms at Humans While Hunting," (H. P. 729) (L. D. 774) reported that the same ought not to pass.

The same Committee on "Resolve, Closing the East Branch of Sandy Stream, Somerset County, to All Fishing," (H. P. 742) (L. D. 781) reported that the same ought not to pass.

The same Committee on "Resolve Closing Upper Churchill Stream in Somerset County to All Fishing," (H. P. 744) (L. D. 783) reported that the same ought not to pass.

The same Committee on Bill "An Act Relative to Sunday Hunting," (H. P. 506) (L. D. 514) reported that the same ought not to pass.

The same Committee on Bill "An Act Relating to Sunday Hunting," (H. P. 258) (L. D. 288) reported that the same ought not to pass.

The same Committee on Bill "An Act Relating to Daily Bag Limit on Partridge or Grouse and Pheasants in York County," (H. P. 807) (L. D. 891) reported that the same ought not to pass.

The same Committee on "Resolve, Closing Heald Stream, Somerset County to All Fishing," (H. P. 741) (L. D. 758) reported that the same ought not to pass.

The Committee on Judiciary on Bill "An Act Relating to Additions Appeal from Liquor Commission,"

(H. P. 595) (L. D. 635) reported that the same ought not to pass.

The Committee on Legal Affairs on Bill "An Act Relating to Certificates of Marriage to Males Under Eighteen Years of Age," (H. P. 187) (L. D. 198) reported that the same ought not to pass.

The same Committee on Bill "An Act Relating to Lotteries," (H. P. 227) (L. D. 254) reported that the same ought not to pass.

Which reports were severally read and accepted in concurrence.

The PRESIDENT: The Senator from Kennebec, Senator Tabb has called the attention of the Chair to the fact that at the rear of the Senate Chamber this afternoon is a group of students from the Connors Rural School in Vienna in Kennebec County. On behalf of the Senate, it is a pleasure to welcome you here this afternoon.

The Committee on Agriculture on Bill "An Act Repealing Law Relating to Record of Advertised Stallions," (H. P. 714) (L. D. 738) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to Proceeds from Sale of Carcass of Diseased Animals," (H. P. 713) (L. D. 737) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to Cattle Diseased with Tuberculosis," (H. P. 627) (L. D. 651) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to Stipend to Agricultural Societies," (H. P. 626) (L. D. 650) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to Expenses of Dairy-men's Conference," (H. P. 309) (L. D. 381) reported that the same ought to pass.

The Committee on Business Legislation on Bill "An Act Permitting Savings Banks to Invest in Mortgage Bonds of Natural Gas Companies," (H. P. 792) (L. D. 846) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to the Danville Mutual Fire Insurance Company," (H. P.

794) (L. D. 848) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to Powers of Rangeley Trust Company," (H. P. 793) (L. D. 847) reported that the same ought to pass.

The Committee on Claims on "Resolve, in Favor of H. W. Flint, of Baldwin," (H. P. 580) (L. D. 622) reported that the same ought to pass.

The same Committee on "Resolve, in Favor of Mrs. Ada A. Hiscock, of Farmingdale," (H. P. 490) (L. D. 509) reported that the same ought to pass.

The same Committee on "Resolve, in Favor of Angelo Cote, of Augusta," (H. P. 117) (L. D. 89) reported that the same ought to pass.

The Committee on Inland Fisheries and Game on "Resolve, Regulating Fishing in Warren Pond, York County," (H. P. 813) (L. D. 897) reported that the same ought to pass.

The same Committee on "Resolve, Closing Sandy Stream in the County of Somerset to All Fishing," (H. P. 740) (L. D. 757) reported that the same ought to pass.

The Committee on Judiciary on Bill "An Act Relating to Return Day for Brunswick Municipal Court," (H. P. 523) (L. D. 561) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to Penalty Provisions of the Narcotic Drug Act," (H. P. 416) (L. D. 464) reported that the same ought to pass.

The Committee on Legal Affairs on Bill "An Act Repealing the Charter of the Boothbay Region Community School District," (H. P. 189) (L. D. 200) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to Warrant Committee of Town of Sanford," (H. P. 346) (L. D. 361) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to Tree Surgeons," (H. P. 348) (L. D. 364) reported that the same ought to pass.

The Committee on Natural Resources on "Resolve, Authorizing the Commissioner of Inland Fish-

eries and Game to Convey a Right of Way over State Owned Land in Littleton," (H. P. 842) (L. D. 881) reported that the same ought to pass.

The Committee on Towns and Counties on Bill "An Act Relating to Salaries of Judge and Recorder of Northern Cumberland Municipal Court," (H. P. 875) (L. D. 946) reported that the same ought to pass.

Which reports were severally read and accepted in concurrence, the bills and resolves read once and tomorrow assigned for second reading.

The Committee on Agriculture on Bill "An Act Relating to Vaccination of Cattle Over Eight Months of Age," (H. P. 623) (L. D. 648) reported that the same ought to pass as amended by Committee Amendment "A".

The Committee on Inland Fisheries and Game on "Resolve, Opening Moose River to Fishing," (H. P. 217) (L. D. 244) reported that the same ought to pass as amended by Committee Amendment "A".

The Committee on Legal Affairs on Bill "An Act Relating to the Charter of the Old Town High School District," (H. P. 977) (L. D. 1065) reported that the same ought to pass as amended by Committee Amendment "A".

The Committee on Towns and Counties on Bill "An Act to Increase the Salary of the Clerk of Courts of Lincoln County," (H. P. 78) (L. D. 73) reported that the same ought to pass as amended by Committee Amendment "A".

The same Committee on Bill "An Act Relating to the County Law Library of Penobscot County," (H. P. 441) (L. D. 485) reported that the same ought to pass as amended by Committee Amendment "A".

Which reports were severally read and accepted in concurrence, and the bills and resolve read once; Committee Amendments "A" were severally read and adopted in concurrence, and the bills and resolve as amended were tomorrow assigned for second reading.

The Committee on Legal Affairs on Bill "An Act to Provide for a

Civil Service Commission for the Town of Old Orchard Beach," (H. P. 273) (L. D. 301) reported that the same ought not to pass.

Comes from the House, Bill and report recommitted to the Committee on Legal Affairs.

In the Senate, on motion by Mr. Haskell of Penobscot, the bill was laid upon the table pending consideration of the report.

The Committee on Welfare on Bill "An Act Relating to Hospital Aid and Aid to the Disabled," (H. P. 18) (L. D. 12) reported the same in a new draft (H. P. 1181) (L. D. 1309) under a new title, Bill "An Act Relating to Aid to the Disabled," and that the same ought to pass.

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

The Committee on Towns and Counties on Bill "An Act Relating to Salaries of County Officers and Clerk Hire in Piscataquis County," (H. P. 611) (L. D. 610) reported that the same ought to pass.

Comes from the House, passed to be engrossed as amended by House Amendment "A".

In the Senate, the report was read and accepted and the bill read once; House Amendment A was read and adopted in concurrence, and the bill as so amended was tomorrow assigned for second reading.

The Committee on Appropriations and Financial Affairs on Bill "An Act to Repeal the Liquor Research Commission Law and Provide that the Department of Health and Welfare Assume Certain Responsibilities Relating to Alcoholism," (H. P. 206) (L. D. 237) reported that the same ought to pass.

Comes from the House, passed to be engrossed as amended by House Amendments "A" and "B".

In the Senate, the report was read and accepted and the bill read once; House Amendment B was read and adopted, House Amendment A was adopted without reading, and the bill as so amended was

tomorrow assigned for second reading.

The Majority of the Committee on Liquor Control on Bill "An Act Prohibiting the Issuance of Liquor Licenses to Places Selling Gasoline," (H. P. 602) (L. D. 639) reported that the same ought not to pass.
(signed)

Senators:

TABB of Kennebec
DENNETT of York
BOUCHER of Androscoggin

Representatives:

ALBERT of Augusta
LARRABEE of Westbrook
DOSTIE of Winslow
CHASE of Whitefield
ANDERSON of Greenville

The Minority of the same Committee on the same subject matter reported that the same ought to pass.

(signed)

Representatives:

CHRISTIE of Presque Isle
BROWN of Robbinston

Comes from the House, the Majority Report read and accepted.

In the Senate, the reports were read and on motion by Mr. Dennett and York, the Majority Report "Ought Not to Pass" was accepted in concurrence.

Senate Papers

The following Bills were transmitted by the Director of Legislative Research, pursuant to Joint Order S. P. 29, and on recommendation by the Committee on Reference of Bills, were referred to the following committees.

Appropriations and Financial Affairs

Mr. Broggi of York presented Bill "An Act Permitting the University of Maine to Provide Additional Educational Opportunities." (S. P. 482)

(Ordered printed.)

Sent down for concurrence.

Judiciary

Mr. Chapman of Cumberland presented "Resolve Proposing an Amendment to the Constitution Providing for One Hundred and Fifty-six State Representatives." (S. P. 483)

(On motion by Mr. Chase of Cumberland, tabled pending reference and especially assigned for later in today's session.)

The same Senator presented Bill "An Act Permitting Reassignment of Justice in Equity Matters." (S. P. 484)

Ordered printed.

Sent down for concurrence.

The same Senator presented Bill "An Act Relating to Immunity for Members of Legislature." (S. P. 485)

Ordered printed.

Sent down for concurrence.

The same Senator presented Bill "An Act Relating to Limitation of Slander and Libel Suits." (S. P. 486)

(On motion by Mr. Chapman of Cumberland, tabled pending reference, and especially assigned for later in today's session.)

Towns and Counties

The same Senator presented Bill "An Act Relating to Nomination for State Senators from Cumberland County." (S. P. 487)

Ordered printed.

Sent down for concurrence.

The same Senator presented Bill "An Act Permitting the Separation of Cumberland Foreside from the Town of Cumberland." (S. P. 488)

Ordered printed.

On motion by Mr. Chapman of Cumberland, the bill was laid upon the table and especially assigned for later in today's session.

Mr. HASKELL of Penobscot: Mr. President, I offer a Resolve and ask that it be accepted by unanimous consent. I have no compelling argument why it should be. It is a resolve that is definitely late and I know of no extenuating circumstances. It is a resolve providing for an increase in pension. The interested party came to me yesterday and asked that it be put in. I recognize his right of petition so I do at this time offer it, but not with any circumstances whatever to justify unanimous consent.

Thereupon, Resolve in Favor of Charles E. Darling of Enfield, was received by unanimous consent and on further motion by the same Senator, the Resolve was referred to the Committee on Judiciary,

ordered printed, and sent down for concurrence.

Mr. DUNHAM of Hancock: Mr. President I have an order which I wish to present and move its adoption and will preface it with a few remarks. Mr. President and members of the Senate, I know that you all are interested in the welfare of my good colleague Mr. Silsby. Within the last hour I have called the hospital and talked personally to the doctor who was in attendance and he told me that Mr. Silsby is progressing very satisfactorily. We have made arrangements that the calendars of each day's proceedings and the proof be sent to Mr. Silsby and any other courtesy which we can extend to him we will gladly do.

The Secretary read the Order:

ORDERED that the Secretary of the Senate be directed to send flowers to Senator Silsby of Hancock who is ill at the Eastern Maine General Hospital.

Thereupon, the Order received a passage.

Senate Committee Reports

Mrs. Kavanagh from the Committee on Public Health on Bill "An Act Regulating the Manufacturing and Sale of Soft Drinks, Syrups and Non-alcoholic Beverages," (S. P. 417) (L. D. 1127) reported that the same be referred to the Committee on Agriculture.

Which report was read and accepted.

Sent down for concurrence.

Mr. Reid from the Committee on Judiciary on Bill "An Act to Facilitate Voting by Members of the Armed Forces of the United States," (S. P. 70) (L. D. 152) reported that the same ought to pass as amended by Committee Amendment "A".

Which report was read and accepted and the bill read once; Committee Amendment "A" was read.

COMMITTEE AMENDMENT "A" to S. P. 70, L. D. 152. Amend said bill by striking out all of Section 5 and inserting in place thereof the following:

'Sec. 5. Ballots, delivery and receipt. All ballots cast under the provisions of this chapter, whether delivered in person or by mail, shall

be received by the plantation, town or city clerk before the closing of the polls on the day of election. Any city or town clerk receiving such a ballot shall, if requested, give to the person delivering such ballot a receipt setting forth the precise date, hour and minute of delivery.'

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

The Majority of the Committee on Reapportionment created by Joint Order (S. P. 157) submits the following Resolve:

"Resolve to Apportion One Hundred and Fifty-one Representatives Among the Several Counties, Cities, Towns, Plantations and Classes in the State of Maine," (S. P. 493) and that the same ought to pass.

(signed)

Senators: CHASE of Cumberland
BOUCHER

of Androscoggin

BUTLER of Franklin

FULLER of Oxford

COLLINS of Aroostook

Representatives:

BIBBER

of Kennebunkport

CAMPBELL of Guilford

BUTLER of Franklin

CASWELL of New Sharon

CENTER of Steep Falls

FORD

of North Waterford

CAVERLY of Bath

CIANCHETTE

of Pittsfield

LATNO of Old Town

The Minority of the same Committee on the same subject matter reported that the same ought not to pass.

(signed)

Senators: SQUIRE of Kennebec

HARDING of Knox

Representatives:

HANSON of Machiasport

HAND of New Limerick

WINCHENPAW

of Friendship

DICKEY of Brooks

JACOBS of Auburn

MARTIN of Augusta

CHASE of Whitefield.

On motion by Mr. Butler of Cumberland, the resolve and accompanying papers were laid upon the table pending consideration of the re-

ports, the resolve was ordered printed and especially assigned for Wednesday, March 18.

Passed to be Engrossed

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 was read a second time, and on motion by Mr. Chase of Cumberland, was laid upon the table pending passage to be engrossed, and especially assigned for Tuesday, March 17.

"Resolve in Favor of the Dragon Cement Company, Inc." (H. P. 91) (L. D. 95)

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

Bill "An Act Relating to Salary of Commissioners of Aroostook County." (S. P. 74) (L. D. 158)

Which was read a second time.

Mr. Jamieson of Aroostook presented Senate Amendment A and moved its adoption:

"Senate Amendment A to L. D. 158. Amend said bill by striking out the underlined figures '\$1,500' in the 1st line of the 2nd paragraph thereof, and inserting in place thereof the underlined figures '\$1,250'.

Further amend said bill by striking out in the last line of the 2nd paragraph thereof the underlined figures '\$4,500' and inserting in place thereof the underlined figures '\$4,000'."

Which amendment was adopted and the bill as so amended was passed to be engrossed.

Sent down for concurrence.

Bill "An Act Relating to Minor Violations by Liquor Licensees." (S. P. 133) (L. D. 321)

Bill "An Act Relating to Certain Violations by Liquor Licensees." (S. P. 134) (L. D. 323)

Bill "An Act Relating to Allowance to Commissioned Officer for Maintenance of Uniforms and Equipment." (S. P. 195) (L. D. 432)

Bill "An Act to Control Vesicular Diseases." (S. P. 465) (L. D. 1296)

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

Sent down for concurrence.

Passed to Be Enacted

Bill, "An Act Relating to Transportation of Fish from Moosehead Lake." (H. P. 27) (L. D. 21)

Bill "An Act Relating to Oaths, Acknowledgments and Nominations of Guardians in Probate Court." (H. P. 72) (L. D. 68)

Bill "An Act Relating to Town Dumps." (H. P. 73) (L. D. 69)

Bill "An Act Repealing Law of Manufacture and Sale of Bedding and Upholstered Furniture." (H. P. 148) (L. D. 145)

Which bills were severally passed to be enacted.

Bill "An Act Relating to the Biennial Revision of Sea and Shore Fisheries Laws." (H. P. 151) (L. D. 148)

Mr. COLLINS of Aroostook: Mr. President and members of the Senate, there are several of these enactors that contain some provision for money and it is the feeling of the Appropriations Committee that perhaps the time is not ripe for final passage or enactment of these particular items. There is no intention of the committee to hold them up unduly but it is simply a precautionary measure for the time being until we find out more about the final policy of the legislature. For that reason I will ask that this item lie upon the table.

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

Bill "An Act Regulating the Digging of Clams in the Town of Tremont, Hancock County." (H. P. 236) (L. D. 218)

Bill "An Act Relating to Clerks for Voting District in Town of Cranberry Isles." (H. P. 240) (L. D. 221)

Bill "An Act Relating to Clarification of Secondary School Tuition." (H. P. 252) (L. D. 282)

Bill "An Act Relating to Length of School Year." (H. P. 253) (L. D. 283)

Bill "An Act Relating to Inspection of Schools." (H. P. 254) (L. D. 284)

Bill "An Act Repealing the School Building Assistance Commission." (H. P. 255) (L. D. 285)

Bill "An Act Relating to the Taking of Clams in the Town of Castine." (H. P. 281) (L. D. 302)

Bill "An Act Relating to Rental for the Winthrop Municipal Court." (H. P. 284) (L. D. 269)

Bill "An Act Relating to Salaries of Judge and Recorder of Bath Municipal Court." (H. P. 286) (L. D. 271)

Bill "An Act Relating to School Bands and Other Organized Activities." (H. P. 287) (L. D. 272)

Bill "An Act Repealing Simpson's Pond Bird Sanctuary." (H. P. 327) (L. D. 395)

Bill "An Act Relating to Propagating Wild Rabbits." (H. P. 409) (L. D. 458)

Bill "An Act Enlarging the Purposes of New England and Eustis Telephone and Telegraph Company and Changing Its Name to Somerset Telephone Company." (H. P. 437) (L. D. 497)

Bill "An Act to Incorporate the Madawaska Water District." (H. P. 438) (L. D. 482)

Bill "An Act Relative to Moosehorn Game Preserve." (H. P. 512) (L. D. 518)

Finally Passed

"Resolve, in Favor of the Town of Waterford." (H. P. 92) (L. D. 979)

"Resolve, Opening Center Pond in the Town of Lincoln to Ice Fishing." (H. P. 102) (L. D. 103)

"Resolve, Opening Crane Pond to Ice Fishing." (H. P. 103) (L. D. 104)

"Resolve, in Favor of Henry J. Deabay, of Ashland." (H. P. 140) (L. D. 977)

(On motion by Mr. Collins of Aroostook, tabled pending final passage.)

"Resolve, in Favor of Ralph D. Olfene and Winiferd O. Wallingford, of Auburn." (H. P. 160) (L. D. 804)

(On motion by Mr. Collins of Aroostook, tabled pending final passage.)

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

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

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

"Resolve, Regulating Fishing in Sandy Stream and Heald Stream, in Jackman Plantation, Somerset County." (H. P. 218) (L. D. 245)

"Resolve, Regulating Fishing in Nubble Pond and Its Tributaries in Cumberland County." (H. P. 262) (L. D. 292)

"Resolve, Regulating Fishing in Mosquito Brook, Metallic Brook and Mill Brook, County of Oxford." (H. P. 263) (L. D. 293)

"Resolve, Regulating the Taking of Smelts in Little Big Wood Pond and Long Pond in Somerset County." (H. P. 268) (L. D. 303)

"Resolve, Regulating the Taking of Smelts in Oxford County." (H. P. 331) (L. D. 353)

"Resolve, Authorizing the Forest Commissioner to Convey the Interest of the State (Maine Forestry District) in a Lot of Land in the Town of Brownville." (H. P. 352) (L. D. 368)

"Resolve, Changing Name of Lily Pond, Waldo County." (H. P. 353) (L. D. 369)

"Resolve, Authorizing the Forest Commissioner to Convey the Interest of the State in Lot 102, in St. Agatha." (H. P. 354) (L. D. 370)

"Resolve, in Favor of the Town of Waldoboro." (H. P. 406) (L. D. 980)

"Resolve, in Favor of Leon C. Roberts and Sons, of Winthrop." (H. P. 495) (L. D. 978)

(On motion by Mr. Collins of Aroostook, tabled pending final passage.)

"Resolve, Closing Parker Pond, Cumberland County, to Ice Fishing." (H. P. 513) (L. D. 519)

"Resolve, Closing Big Benson Pond, County of Piscataquis, to Ice Fishing." (H. P. 589) (L. D. 630)

"Resolve, Regulating Fishing in the Kennebec River." (H. P. 1013) (L. D. 976)

Finally Passed

Bill "An Act Relating to Payment of Certain County Officers." (S. P. 46) (L. D. 58)

Bill "An Act Relating to Employment of Females in Certain Employment." (S. P. 51) (L. D. 79)

Bill "An Act Relating to the Time of Maturity of Negotiable Instruments." (S. P. 57) (L. D. 129)

Bill "An Act Relating to Mortgages and Other Disposition of Corporate Property." (S. P. 60) (L. D. 126)

Bill "An Act Amending the Charter of the Kittery Electric Light Company." (S. P. 71) (L. D. 155)

Bill "An Act Relating to Violations of Use Fuel and Motor Carrier Tax Laws." (S. P. 83) (L. D. 190)

Bill "An Act Authorizing Husson College to Confer Degrees." (S. P. 87) (L. D. 193)

Bill "An Act to Increase the Salary of Judge of Probate of Hancock County." (S. P. 100) (L. D. 235)

Bill "An Act Relating to Payment to York County Law Library." (S. P. 101) (L. D. 236)

Bill "An Act Relating to Records of Sale of Malt Liquor." (S. P. 136) (L. D. 324)

Bill "An Act Relating to Punishment of Liquor Licensees." (S. P. 139) (L. D. 327)

Bill "An Act Revising and Amending Provisions of Tax Exemptions on Property." (S. P. 142) (L. D. 342)

Bill "An Act Relating to the Salary of the Register of Deeds of Hancock County." (S. P. 144) (L. D. 344)

Bill "An Act Relating to the Salary of the County Treasurer of Hancock County." (S. P. 145) (L. D. 345)

Bill "An Act Relating to the Hancock County Law Library." (S. P. 146) (L. D. 346)

Bill "An Act to Increase the Salary of the Recorder of the Waterville Municipal Court." (S. P. 147) (L. D. 347)

Bill "An Act Relating to Fees of Deputy Sheriffs." (S. P. 149) (L. D. 349)

Bill "An Act Relating to Liquor Commission Functions." (S. P. 223) (L. D. 593)

(On motion by Mr. Dennett of York, tabled pending passage to be enacted.)

Bill "An Act Relating to Numbers Board in State Stores." (S. P. 227) (L. D. 589)

(On motion by Mr. Dennett of York, tabled pending passage to be enacted.)

Bill "An Act Relating to Recording of Contracts for Conditional Sale of Railroad Equipment." (S. P. 283) (L. D. 759)

Finally Passed

"Resolve, Regulating Fishing in Big Magalloway River in Oxford County." (S. P. 108) (L. D. 308)

"Resolve, Regulating Fishing in Parmachenee Lake in Oxford County." (S. P. 109) (L. D. 309)

Which bills were severally passed to be enacted, and resolves finally passed.

Emergency Measures

Bill "An Act to Incorporate the Town of Stacyville." (H. P. 239) (L. D. 220)

Which bill being an emergency measure and having received the affirmative vote of 28 members of the Senate and none opposed was passed to be enacted.

Bill "An Act to Amend the Charter of the Freeport Sewer District." (H. P. 280) (L. D. 267)

Which bill being an emergency measure and having received the affirmative vote of 28 members of the Senate and none opposed was passed to be enacted.

Bill "An Act Amending the Town of Orono High School District." (H. P. 433) (L. D. 480)

Which bill being an emergency measure and having received the affirmative vote of 28 members of the Senate, and none opposed, was passed to be enacted.

Bill "An Act Amending the Charter of the Capitol Island Village Corporation." (H. P. 1071) (L. D. 1150)

Which bill being an emergency measure, and having received the affirmative vote of 28 members of the Senate and none opposed was passed to be enacted.

"Resolve, Regulating Fishing in Coffee Pond, Cumberland County." (H. P. 265) (L. D. 295)

Which resolve being an emergency measure, and having received the affirmative vote of 27 members

of the Senate and one opposed was finally passed.

Bill "An Act Relating to Certain Tax Exemptions for Amputee Veterans." (S. P. 55) (L. D. 83)

On motion by Mr. Collins of Aroostook, tabled pending passage to be enacted.

Bill "An Act to Create the Caribou Hospital District." (S. P. 180) (L. D. 421)

Which bill being an emergency measure, and having received the affirmative vote of 28 members of the Senate and none opposed was passed to be enacted.

Orders of the Day

The President laid before the Senate, Resolve Proposing an Amendment to the Constitution to Reduce the Voting Age to Eighteen Years (S. P. 81) (L. D. 188) tabled on March 10th by the Senator from Cumberland, Senator Chapman, pending assignment for second reading.

Mr. CHAPMAN: Mr. President and fellow members of the Senate you will recall that a few days ago when we by courtesy accepted the minority report of the committee for the purpose of presenting an amendment, which was adopted, the matter was reassigned for full consideration for today. It was my thought at the time the amendment was adopted that it might change the sense of the bill at least sufficiently to make it acceptable to the greater number of the members of this Body and to the committee. As a matter of fact, the reason the amendment was proposed was because at the time the bill was in committee and for some time thereafter there was some thought that it might be amended to apply somewhere between the ages of eighteen and twenty-one, which might be acceptable. I find upon inquiry that there is no such sentiment, as far as I can find. You will recall that the committee was nineteen to one "Ought Not to Pass." I have a great deal of respect for the judgment of the committee and I think the remarks I made previously on another bill about two weeks ago relating to the four year term for governor also apply to this proposal. I think the proposal is a good one. I think it

is a sound proposal but I am nevertheless going to move the indefinite postponement of this resolve and there are a couple of reasons for my doing so. I have previously explained my reason for doing it but I would like to add that when I tabled this bill a few days ago I assured the members of this Body that there would be full opportunity to dispose of it if they so wished and I wish to live up to that assurance. Secondly, if the bill is going to be buried, as it is, I, frankly, as the sponsor of it would like to be the chief officer at the interment.

I therefore now move that this resolve, Legislative Document 188, be indefinitely postponed. I make that motion reluctantly but I do make it.

Thereupon the resolve was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. Weeks of Cumberland the Senate voted to take from the table bill, An Act Relating to the Salary of the Judges of the Winthrop Municipal Court (H. P. 285) (L. D. 270), tabled by that Senator on March 10th pending passage to be engrossed; and on further motion by the same Senator the bill was passed to be engrossed in concurrence.

On motion by Mr. Chase of Cumberland the Senate voted to take from the table, Resolve Proposing an Amendment to the Constitution Providing for One Hundred and Fifty-six State Representatives (S. P. 483) tabled by that Senator earlier in today's session pending reference.

Mr. CHASE: Mr. President, it would not be appropriate for me to speak in opposition to a resolve which I have today seen for the first time and which has not yet been referred to a committee but in view of the existing situation I do want to be the first to call the attention of this legislature to the fact that if the Constitution should be amended as is here proposed Cumberland County would be entitled to 28 representatives instead of 27 as contained in the bill presented to the Senate today by the Committee on Reapportionment. I also wish to point out that any

amendment to the Constitution which would enlarge the House, if the other provisions in the Constitution were not changed at the same time, would inevitably tend to greatly increase the representation of the larger cities and towns.

Mr. President, I move that the resolve be referred to the Committee on Judiciary.

Mr. BUTLER of Franklin: Mr. President and members of the Senate, in addition, not only would Cumberland County gain but also the County of Penobscot and without doubt the County of Aroostook. There is so much uncertainty as to what would be the result even though it is perhaps referred to the Committee on Judiciary that I am going to move reconsideration of the motion to refer, or, in other words, I am opposing this motion to refer to the Committee on Judiciary, at the present time, and if that motion is unfavorably acted upon I then will present a motion for indefinite postponement.

Mr. CHAPMAN of Cumberland: Mr. President and fellow members of the Senate, I do not like to rise in opposition to the motion, or what might be a motion, by the Senator from Franklin, but I think there is only one proper thing we can do and that is to refer the resolve to a committee and then the matter may be debated on its merits. I therefore strongly urge that the motion to refer be carried. Whatever happens after that will be another matter and we can consider it at another time.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Cumberland, Senator Chase, that the resolve be referred to the Committee on Judiciary.

A viva voce vote being had

The resolve was referred to the Committee on Judiciary.

Ordered printed.

Sent down for concurrence.

On motion by Mr. Hanson of Washington the Senate voted to take from the table, bill An Act to Amend the Exemption in the Sales and Use Tax Law Respecting Hospitals (S. P. 72) (L. D. 156), tabled by that Senator on March 4th pending passage to be engrossed, and that Senator yielded to the

Senator from Hancock, Senator Dunham.

Mr. Dunham of Hancock thereupon presented Senate Amendment A and moved its adoption.

The Secretary read the amendment:

"Senate Amendment A to S. P. 72, L. D. 156, bill, An Act to Amend the Exemption in the Sales and Use Tax Law Respecting Hospitals.

"Amend L. D. 156 by adding thereto a new paragraph numbered XII-A to read as follows:

"XII-A. Sales to proprietors of unincorporated Hospitals. Sales to proprietors of unincorporated hospitals of hospital supplies and equipment. By 'hospital supplies and equipment' is intended all tangible personal property bought for the care, treatment and housing of patients of the hospital or any other purpose necessarily incident to the operation of the hospital.'"

Senate Amendment A was thereupon adopted and the bill as so amended was passed to be engrossed.

Sent down for concurrence.

On motion by Mr. Ward of Penobscot the Senate voted to take from the table, bill, An Act to Clarify the Sales and Use Tax Law (S. P. 141) (L. D. 341) tabled by that Senator on March 4th pending passage to be engrossed; and that Senator presented Senate Amendment A and moved its adoption.

On motion by the Senator from Cumberland, Senator Chase, the amendment was adopted without reading and the bill as so amended was passed to be engrossed.

Sent down for concurrence.

On motion by Mr. Haskell of Penobscot, the Senate voted to take from the table, House Report from the Committee on Legal Affairs, on Bill, An Act to Provide for a Civil Service Commission for the Town of Old Orchard Beach (H. P. 273) (L. D. 301), tabled by that Senator earlier in today's session, pending consideration; and on further motion by the same Senator, the bill and accompanying papers were re-committed to the Committee on Legal Affairs, in concurrence.

On motion by Mr. Collins of Aroostook, the Senate voted to take

from the table, Senate Report "Ought to Pass in New Draft and under the same title, from the Committee on Appropriations and Financial Affairs on Bill, An Act to Appropriate Monies for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1954, and June 30, 1955 (S. P. 476) (L. D. 1316) tabled by that Senator on March 10th pending consideration of the report.

Mr. COLLINS: Mr. President, it is not my intention to present any discussion on this appropriation bill at this late hour of Thursday afternoon. However, I do feel that it would be in order if the report of the committee could be accepted and the bill given its first reading and under suspension of the rules be given its second reading. This in no way would eliminate debate nor would it in any way eliminate opportunities for amendments to the bill when it comes up for consideration. If granted that privilege I would then ask that the bill be tabled again and especially re-assigned for next Tuesday, at which time I would like to give an analysis of the bill as members of the Appropriations Committee understood it. With that in mind I move Mr. President, that the "Ought to Pass" report of the committee be accepted.

The report of the committee was accepted and the bill was given its first reading, and under suspension of the rules was given its second reading.

On motion by Mr. Collins of Aroostook, the bill was laid upon the table pending passage to be engrossed, and especially assigned for Tuesday next.

On motion by Mr. Haskell of Penobscot, the Senate voted to take from the table, Resolve Regulating Fishing in East Branch Tributaries of the Penobscot River (H. P. 101) (L. D. 102) tabled by that Senator earlier in today's session pending consideration.

Mr. HASKELL of Penobscot: Mr. President and members of the Senate, this resolve comes over here in non-concurrence, we having passed it to be engrossed, and the House having amended it. If ever

I became completely inconsistent in talking about this bill I am inconsistent now because I have stood here and supported committee reports and am going to do the same thing next week and the following weeks, but this one I find very difficult to buy. I would not for a moment think of opposing a unanimous committee report unless I thought I had some information that was not available to the committee. Now, it happens this was a bill that came to the committee, I am told, with department sponsorship and seems to do something to the fishing procedures on the East Branch of the Penobscot River.

Now, so far as the East Branch of the Penobscot River is concerned, I happen to know all of the honest fishermen and most of the honest visitors and all of the poachers, and I am reasonably well acquainted with most of the adult fish in that country, and I don't see any evidence that the poachers, the natives, or the fish want the rules, whatever they are, puttered with up in the East Branch. We have got along up there pretty well for a long, long time. The only difficulty we have is on the rare occasions when he have a warden come into the country, but not very often. It seems to me unless there are some compelling reasons to be presented by this good committee, following their report—and I will normally stand by this report—it seems to me you ought to leave us alone up there and not force on us a bill we natives don't know anything about. I made a special trip up there last week-end to talk with the natives and the poachers, and no one knew anything about it. It looks to me like this is a city bill. All I ask is that you just leave us alone. To me there is a principle. I cite that principle to the Senator from Androscoggin, Senator Boucher. It is home rule. It is all I ask, to be left alone. When the department comes up or sends wardens and catches us and finds us in non-concurrence with their thoughts, I might buy the deal. It looks to me like an attempt to take home rule away from us in the East Branch of the Penobscot River, and I don't like it.

I move, Mr. President, that this bill be indefinitely postponed.

Mr. DUNHAM of Hancock: Mr. President, I take no exception to the argument of the good senator from Penobscot, Senator Haskell, but when he says he knows all the honest fishermen I say he is taking a lot of liberty with the English language, because who ever met an honest fisherman?

Mr. BOUCHER of Androscoggin: Mr. President, I would like to ask, through the Chair, a question of the Senator from Penobscot, Senator Haskell.

The PRESIDENT: The Senator from Androscoggin may ask a question through the Chair of the Senator from Penobscot, and that Senator may answer if he cares to.

Mr. BOUCHER: I would like to know if Indian Island is on the East Branch of the Penobscot River?

Mr. HASKELL: I am glad to answer that and am glad the question was raised. I didn't give you all the facts on this thing. I fussed a little bit to the sponsor of this bill and asked him just what he was doing in the upper regions of the East Branch. That is what he has done, he has pulled himself down toward Indian Island but still not as far down as I would like to see him. It is a big country up there, 643 1-2 square miles of drainage area. He allowed he had never been up there. It would be perfectly all right with me if he would leave us alone. Then he picked up the Sebecook and Sebois area. He said, "Do you ever fish up there?" I said, "Yes." He said, "You would not feel as bad about that as up in your country?" I said, "Not quite." That is what this amendment is. But there is still the question of home rule. We will suffer your wardens when you have to send them up there, but I don't subscribe to the theory of some legislator coming up there and stirring up that with which we have got along with some time. It is not right.

Mr. BOUCHER: Mr. President, I want to thank the Big Chief of Penobscot for the answer he has furnished me.

Mr. WEEKS of Cumberland: Mr. President and members of the Senate, I am one of that unholy ten who sat on the Fish and Game Committee hearing and passed this

bill out unanimously, and possibly it is not admitting too much to admit I didn't know altogether too much about the area up there about which the Senator from Penobscot, Senator Haskell, is so worried. I heard words such as Matta Gamma Dam and a few other words. (Laughter) In the course of the discussion on the measure, contrary to what the Senator from Penobscot, Senator Haskell, has said, I did hear some very strong recommendations from members of the department. Their criticism of the present situation was not necessarily against fishermen as such in fishing, not against poachers, but it seems there are a lot of city fellows who come up there with their big flat feet and stir up the spawning beds at a very vital time. I don't know whether they were washing their feet or what they were doing but the serious thing was the stirring up of the spawning beds during the period. I confess that my knowledge of the picture up there is not very keen. It was a conservation measure, as we understood it, and I am willing to abide by the Governor's statement. If we are wrong in our information I am one of the first to recede and concur.

Mr. HASKELL: Mr. President, my apologies for rising a third time. I was rather inclined to buy that theory of the thing until the committee cuts the draining area right in two with all the spawning beds, and said "Up where the fish will spawn we will take out and leave the lower reaches of the stream in there." If the theory is sound let's talk about that, the original bill, and not talk about this amendment. As a matter of fact, Mr. President, we raise more fish from natural spawning in the East Branch than in any other part of the State of Maine. We are sportsmen up there of the type that know where the spawning grounds are and we never go near them during the spawning season.

In summary, we will take the wardens, but we don't like to compromise. If the theory of the committee is right, let's take the whole base and we will abide by it, but to come up there and say the lower reaches down nearer the city ought to be in one category and leave

the rest alone doesn't seem to me to be right. If you want to debate on the whole issue—the bill as originally put in is all right, but to come in with a compromise of the thing just to quiet the fish and natives and poachers doesn't seem to me to establish a good principle.

Mr. WEEKS of Cumberland: Mr. President, may I request the reading of House Amendment "A"?

The Secretary read House Amendment "A".

Mr. WIGHT of Penobscot: Mr. President, I suppose this debate would not be complete unless the Chairman of the Inland Fisheries and Game Committee had at least a few words to say. I think this is one for the book and we should give the cat a doughnut, because the Senator from Penobscot, I believe on every occasion, has supported the committee previously, and now takes this stand on this bill. We heard this bill and there were some in favor of the bill and none in opposition to the bill, whatsoever. That is my only criticism. I think it is of inconsequential importance, especially so since the amendment has been put on the bill.

The PRESIDENT: The Chair understands the motion before the Senate is that the bill be indefinitely postponed.

The motion prevailed, and the bill was indefinitely postponed in non-concurrence.

Sent down for concurrence.

On motion by Mr. Chapman of Cumberland, the Senate voted to

take from the table, Bill, An Act Relating to Limitation of Slander and Libel Suits (S. P. 486) tabled by that Senator earlier in today's session pending reference.

Mr. CHAPMAN: Mr. President, I would like to take this opportunity to make a proper motion which I believe is to postpone consideration of this bill, reference or otherwise, until a date certain, to wit, next Tuesday, March 17th. The purpose of this is a detail in regard to reference has not been able to be worked out because the chairman of the committee is not present. I am aware of the fact that matters piling up on the table will slow us down but I believe with the time between now and Tuesday there will be no prejudicial delay.

Thereupon, the bill was laid upon the table pending reference, and especially assigned for Tuesday next.

On motion by Mr. Chapman of Cumberland, the Senate voted to take from the table, Bill, An Act Permitting the Separation of Cumberland Foreside from the Town of Cumberland (S. P. 488) tabled by that Senator earlier in today's session pending reference; and on further motion by the same Senator, the bill was laid upon the table pending reference, and especially assigned for Tuesday next.

On motion by Mr. Haskell of Penobscot,

Adjourned until Tuesday, March 17th, at ten o'clock in the forenoon.