

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, April 16, 1953.

The Senate was called to order by the President.

Prayer by the Rev. Walter Kellison of Augusta.

Journal of yesterday read and approved.

Bill "An Act Relating to Salaries of County Officers in Androscoggin County." (S. P. 444) (L. D. 1153)

(In Senate on April 1, passed to be engrossed.)

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

(Amendment Filing 281)

In the Senate, on motion by Mr. Weeks of Cumberland, the rules were suspended and the Senate voted to reconsider its former action whereby the bill was passed to be engrossed; and that Senator presented House Amendment "A" and moved its adoption.

Thereupon, on motion by Mrs. Kavanagh of Androscoggin, the bill and accompanying papers were laid upon the table pending motion by Senator Weeks to adopt House Amendment "A."

Bill "An Act Relating to Disposition of Liquor Seized or Forfeited." (S. P. 513) (L. D. 1399)

(In Senate, on April 7th passed to be engrossed.)

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

(Amendment Filing 312)

In the Senate, on motion by Mr. Dennett of York, the Senate voted to recede and concur with the House.

Joint Order

ORDERED, the Senate concurring, that "Resolve in Favor of Edward Carrier of Rumford," (H. P. 494) be recalled from the Legislative Files to the House for further consideration. (H. P. 1245)

Which order was passed in concurrence.

Bill "An Act to Withdraw the Town of Steuben from the West

Washington Community School District." (H. P. 1243) (L. D. 1445)

Which was received by unanimous consent and on motion by Mr. Chapman, was laid upon the table pending reference to a committee.

"Resolve, in Favor of the Several Academies, Institutes and Seminars." (H. P. 1244) (L. D. 1446)

Which was received by unanimous consent and referred to the Committee on Education in concurrence.

House Committee Reports

The Committee on Highways on Bill "An Act Relating to Discontinuance of State or State Aid Highways," (H. P. 964) (L. D. 1052) reported that leave be granted to withdraw the same.

The same Committee on Bill "An Act Relating to Highways Maintained by the State," (H. P. 1085) (L. D. 1220) reported that leave be granted to withdraw the same.

The Committee on Inland Fisheries and Game on Bill "An Act Relating to Salaries of Inland Fish and Game Wardens," (H. P. 727) (L. D. 773) reported that leave be granted to withdraw the same.

The Committee on Judiciary on Bill "An Act Relating to the Adoption of Persons," (H. P. 45) (L. D. 46) reported that leave be granted to withdraw the same.

The same Committee on Bill "An Act Relating to Adoption of Persons," (H. P. 71) (L. D. 67) reported that leave be granted to withdraw the same.

The Committee on Labor on Bill "An Act relating to Compensation for Total Incapacity Under Workmen's Compensation Law," (H. P. 48) (L. D. 49) reported that leave be granted to withdraw the same as it is covered by other legislation.

The Committee on Appropriations and Financial Affairs on "Resolve for Support of 'Ruggles House' in Columbia Falls," (H. P. 789) (L. D. 906) reported that the same ought not to pass.

The same Committee on "Resolve in Favor of the Town of Medway," (H. P. 87) (L. D. 91) reported that the same ought not to pass.

The same Committee on "Resolve in Favor of Somerset Academy," (H. P. 482) (L. D. 501) reported that the same ought not to pass.

The same Committee on Bill "An Act Establishing a Division of Alcoholism Within Department of Health and Welfare," (H. P. 1074) (L. D. 1214) reported that the same ought not to pass.

The same Committee on "Resolve Authorizing Construction of Fish Rearing Station at Littleton in Aroostook County," (H. P. 788) (L. D. 905) reported that the same ought not to pass.

The same Committee on "Resolve to Provide for Studying Winter Sports Development Potentialities," (H. P. 1152) (L. D. 1300) reported that the same ought not to pass.

The same Committee on "Resolve Providing for Indexing and Filing Old Lincoln Probate Records." (H. P. 577) (L. D. 611)

The Committee on Claims on "Resolve in Favor of Elizabeth Deering Moffatt of Bath," (H. P. 904) (L. D. 1010) reported that the same ought not to pass.

The same Committee on "Resolve to Reimburse the Town of Exeter for Support of Mrs. Methyl Sanders and Children," (H. P. 487) (L. D. 507) reported that the same ought not to pass.

The same Committee on "Resolve in Favor of the Town of Strong," (H. P. 907) reported that the same ought not to pass.

The Committee on Inland Fisheries and Game on "Resolve Opening Jerry Pond, Penobscot County, to Ice Fishing," (H. P. 593) (L. D. 633) reported that the same ought not to pass.

The same Committee on Bill "An Act Relating to Time of Petitions and hearings on Adverse Conditions of Fish," (H. P. 1154) (L. D. 1302) reported that the same ought not to pass.

The same Committee on Bill "An Act Relating to Hunting and Fishing Licenses for Aliens," (H. P. 1130) (L. D. 1276) reported that the same ought not to pass.

The same Committee on "Resolve Providing for a Fish Screen at Outlet of Cathance Stream in Washington County," (H. P. 815) (L. D. 899) reported that the same ought not to pass.

The same Committee on Bill "An Act relating to Disposition of Money Received by Department of Inland Fisheries and Game," (H. P. 575)

(L. D. 619) reported that the same ought not to pass.

The Committee on Judiciary on Bill "An Act relating to the Livermore Falls Municipal Court," (H. P. 1167) (L. D. 1322) reported that the same ought not to pass.

The same Committee on "Resolve Proposing an Amendment to the Constitution Changing the Tenure of Office of the Governor to Two Four-Year Terms," (H. P. 1099) (L. D. 1233) reported that the same ought not to pass.

The same Committee on Bill "An Act relating to Voting in Elections by Employees," (H. P. 596) (L. D. 636) reported that the same ought not to pass.

The same Committee on Bill "An Act relating to Acknowledgement of Certain deeds," (H. P. 971) (L. D. 1059) reported that the same ought not to pass.

The Committee on Labor on Bill "An Act relating to Elevators," (H. P. 750) (L. D. 789) reported that the same ought not to pass.

The same Committee on Bill "An Act relating to Definition of Employer Under Employment Security Law," (H. P. 830) (L. D. 861) reported that the same ought not to pass.

The same Committee on Bill "An Act relating to Care of Steam Heating Plants," (H. P. 930) (L. D. 995) reported that the same ought not to pass.

The same Committee on Bill "An Act relating to Total Compensation for Total Incapacity Under Workmen's Compensation Law," (H. P. 429) (L. D. 476) reported that the same ought not to pass as it is covered by other legislation.

The same Committee on Bill "An Act relating to Hours of Labor of Operators of Motor Trucks and Buses," (H. P. 661) (L. D. 704) reported that the same ought not to pass.

The Committee on Legal Affairs on Bill "An Act relating to Fire Hazards," (H. P. 674) (L. D. 717) reported that the same ought not to pass.

The same Committee on Bill "An Act relating to Fire Hazards in Trailer Camps and Motels," (H. P. 675) (L. D. 718) reported that the same ought not to pass.

The same Committee on Bill "An Act relating to Disposition of Dog License Fees," (H. P. 664) (L. D. 707) reported that the same ought not to pass.

The same Committee on Bill "An Act relating to Damages to Poultry by Dogs," (H. P. 665) (L. D. 708) reported that the same ought not to pass.

The same Committee on Bill "An Act relating to Explosives," (H. P. 671) (L. D. 714) reported that the same ought not to pass.

The same Committee on Bill "An Act relating to Inspection of Electrical Equipment," (H. P. 672) (L. D. 715) reported that the same ought not to pass.

The Committee on Public Health on Bill "An Act Utilizing Professional Training for Chiropractors," (H. P. 434) (L. D. 481) reported that the same ought not to pass.

The Committee on Public Utilities on Bill "An Act to Incorporate the Westbrook Sewerage District," (H. P. 1158) (L. D. 1306) reported that the same ought not to pass.

The Committee on Judiciary on "Resolve, in Favor of a Special Recess to Study All Election Laws," (H. P. 1019) (L. D. 1145) reported that the same ought not to pass.

Which reports were severally read and accepted in concurrence.

The Committee on Judiciary on Bill "An Act Relating to Penalties for Liquor Law Violations," (H. P. 1131) (L. D. 1281) reported that the same ought to pass.

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

The Committee on Judiciary on Bill "An Act Relating to Employees of the Department of Health and Welfare," (H. P. 923) (L. D. 991) reported the same in a new draft (H. P. 1241) (L. D. 1442) under a new title, Bill "An Act Relating to Local Health Officers," and that it ought to pass.

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

The Committee on Judiciary on Bill "An Act Relating to the Adop-

tion of Persons," (H. P. 824) (L. D. 856) reported that the same ought to pass as amended by Committee Amendment "A".

The Committee on Legal Affairs on Bill "An Act Granting Powers to the Franciscan Fathers of Maine," (H. P. 836) (L. D. 875) 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 read once; Committee Amendments "A" were severally read and adopted, and the bills as amended were tomorrow assigned for reading.

The Majority of the Committee on Inland Fisheries and Game on Bill "An Act Repealing Jefferson and Whitefield Game Preserve," (H. P. 407) (L. D. 456) reported that the same ought to pass.

(signed)

Senator: WIGHT of Penobscot

Representatives:

HARNDEN of Rangeley

CURRIER of Caribou

WATSON

—of Moose River Plt.

WHITNEY of Bridgton

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

(signed)

Senators: CARPENTER

—of Somerset

WEEKS of Cumberland

Representative:

FRECHETTE of Sanford

Comes from the House, the Majority Report read and accepted and the bill passed to be engrossed.

In the Senate, on motion by Mr. Weeks of Cumberland, the Minority Report "Ought Not to Pass" was accepted in non-concurrence.

Sent down for concurrence.

The Majority of the Committee on Appropriations and Financial Affairs on "Resolve, Authorizing Construction of New Fish Hatchery and Rearing Station in Arrostook County," (H. P. 787) (L. D. 904) reported that the same ought not to pass.

(signed)

Senators: HASKELL of Penobscot

SINCLAIR of Somerset

Representatives:

JACOBS of Auburn
 COLE of Liberty
 CATES of Machias
 JALBERT of Lewiston

The Minority of the same Committee on the same subject matter reported that the same ought to pass as amended by Committee Amendment "A".

(signed)

Senator: COLLINS of Aroostook
 Representatives:

CAMPBELL of Guilford
 BURGESS of Limestone
 DAVIS of Harrison

Comes from the House the Majority Report read and accepted.

In the Senate, on motion by Mr. Haskell of Penobscot, the Majority Report "Ought Not to Pass" was accepted in concurrence.

The Committee on Liquor on Bill "An Act Relating to the Administration of the Liquor Law," (H. P. 538) (L. D. 554) reported that the same ought to pass.

Comes from the House, recommitted to the Committee on Liquor Control.

In the Senate, on motion by Mr. Dennett of York, recommitted to the Committee on Liquor Control in concurrence.

The Committee on Legal Affairs on Bill "An Act Relating to Public Dances," (H. P. 669) (L. D. 712) reported that the same ought not to pass.

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

In the Senate, on motion by Mr. Haskell of Penobscot, recommitted to the Committee on Legal Affairs in concurrence.

The Committee on Labor on Bill "An Act Relating to Practitioners' Services Under the Workmen's Compensation Act," (H. P. 224) (L. D. 251) reported that the same ought not to pass.

Comes from the House, recommitted to the Committee on Labor.

In the Senate, on motion by Mr. Ward of Penobscot, the unanimous "Ought Not to Pass" report of the committee was accepted in non-concurrence.

Sent down for concurrence.

The Committee on Legal Affairs on Bill "An Act Relating to Certificates for Welders," (H. P. 186) (L. D. 197) reported the same in a new draft (H. P. 1230) (L. D. 1424) under a new title, Bill "An Act Relating to Journeymen Welders," and that it ought to pass.

Comes from the House, the report read and accepted and the bill in new draft and under new title, passed to be engrossed as amended by House Amendment "A".

In the Senate, on motion by Mr. Weeks of Cumberland, the bill and accompanying papers were laid upon the table pending consideration of the committee report.

The Committee on Appropriations and Financial Affairs on Bill "An Act Relating to Building Committee of Eastern States Exposition," (H. P. 628) (L. D. 652) reported that the same ought to pass as amended by Committee Amendment "A".

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

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

The Committee on Legal Affairs on Bill "An Act Amending the Charter of the City of Westbrook," (H. P. 1053) (L. D. 1194) reported that the same ought to pass as amended by Committee Amendment "A".

Comes from the House, Committee Amendment "A" indefinitely postponed, and the bill passed to be engrossed as amended by House Amendment "A".

In the Senate, the report was read and accepted and the bill read once; on motion by Mr. Chapman of Cumberland, Committee Amendment A was indefinitely postponed in concurrence, House Amendment A was read and adopted in concurrence, and the bill as amended by House Amendment A was tomorrow assigned for second reading.

Order

On motion by Mr. Harding of Knox, it was

ORDERED, the House concurring, that House Paper 845, Legislative Document 949, bill, An Act Incorporating the Saco Sanitary District, be recalled to the Senate from the engrossing department for further consideration.

Sent down for concurrence.

Senate Committee Reports

Mr. HASKELL from the Committee on Appropriations and Financial Affairs on "Resolve Providing for a Study Relative to Use of Television for Education Purposes," (S. P. 347) (L. D. 960) reported that the same ought not to pass.

Mr. HARDING from the Committee on Judiciary on Bill "An Act Relating to Sheriffs' Indemnity Policies," (S. P. 427) (L. D. 1154) reported that the same ought not to pass.

Which reports were severally read and accepted.

Sent down for concurrence.

Mr. JAMIESON from the Committee on Public Health on Bill "An Act Relating to Apprentice Barbers," (S. P. 456) (L. D. 1270) reported the same in a new draft (S. P. 539) under the same title, and that it ought to pass.

Which report was read and accepted and the bill in new draft was laid upon the table for printing under Joint Rule No. 10.

Mr. BUTLER from the Committee on Natural Resources on Bill "An Act Amending the Water Improvement Commission and Creating Standards of Classification," (S. P. 430) (L. D. 1157) reported the same in a new draft (S. P. 538) (L. D. 1451) under the same title, and that it ought to pass.

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

Mr. BUTLER from the Committee on Natural Resources on Bill "An Act Providing for Classification of Certain Surface Waters," (S. P. 429) (L. D. 1156) reported that the same ought to pass.

Mrs. KAVANAGH from the Committee on Public Health on Bill "An Act Relating to the Regulation of Cosmetics," (S. P. 183) (L. D. 424) reported that the same ought to pass.

(On motion by Mrs. Kavanagh of Androscoggin tabled pending consideration of the committee report.)

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

Mr. HASKELL from the Committee on Appropriations and Financial Affairs on "Resolve Providing for Construction of Dolphins at Maine Maritime Academy," (S. P. 162) (L. D. 405) reported that the same ought to pass as amended by Committee Amendment "A".

Mrs. KAVANAGH from the Committee on Public Health on Bill "An Act Relating to Admission Age for Maine School for Deaf," (S. P. 418) (L. D. 1126) reported that the same ought to pass as amended by Committee Amendment "A".

Which reports were severally read and accepted, and the bill and resolve read once; Committee Amendment "A" was severally read and adopted, and the bill and resolve as so amended were tomorrow assigned for second reading.

The Majority of the Committee on Judiciary on Bill "An Act Declaring All Court Papers, Books and Records Pertaining to Adoption Confidential and Providing for Release Thereof," (S. P. 304) (L. D. 920) reported the same in a new draft (S. P. 541) under the same title, and that it ought to pass.

(signed)

Senators:

REID of Kennebec
WARD of Penobscot

Representatives:

FITANIDES of Saco
LOW of South Portland
CIANCHETTE of Pittsfield
MARTIN of Augusta
TRAFTON of Auburn
FULLER of Bangor

The Minority of the same Committee on the same subject matter

reported that the same ought not to pass.

(signed)

Senator:

HARDING of Knox

Representative:

McGLAUFLIN of Portland

On motion by Mr. Ward of Penobscot, the Majority Report "Ought to Pass in new draft" was accepted and the bill was laid upon the table for printing under Joint Rule No. 10.

Passed to be Engrossed

Bill "An Act Relating to Work Permits for Minors," (H. P. 107) (L. D. 109)

Bill "An Act to Clarify Boilers and Unfired Steam Pressure Vessels," (H. P. 225) (L. D. 252)

Bill "An Act Relative to Closed Season on Pheasants in Penobscot County," (H. P. 408) (L. D. 457)

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

Bill "An Act Exempting Ships' Stores from Maine Sales Tax," (H. P. 17) (L. D. 11)

"Resolve Regulating Fishing in Flagstaff Lake," (H. P. 736) (L. D. 753)

Bill "An Act Relating to Procedure by Savings Banks When Original Book of Deposit Lost," (H. P. 791) (L. D. 845)

Bill "An Act to Increase the Salaries of the Judge and Recorder of the Piscataquis Municipal Court," (H. P. 870) (L. D. 941)

Bill "An Act Relating to Duties of the Liquor Commission," (H. P. 937) (L. D. 997)

Bill "An Act Relating to the Sale of Liquor on May Thirtieth," (H. P. 1056) (L. D. 1171)

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

Bill "An Act Providing for Construction of a Dormitory at the University of Maine and Appropriating Moneys Therefor," (S. P. 47) (L. D. 124)

Bill "An Act Relating to Fees of Sheriffs and Deputies," (S. P. 534) (L. D. 1439)

Bill "An Act Relating to Inspection of Boilers," (S. P. 635) (L. D. 1440)

"Resolve to Create Special Committee to Study Safeguards in Construction Projects," (S. P. 536) (L. D. 1441)

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

Sent down for concurrence.

"Resolve in Favor of the Town of Aurora," (S. P. 95) (L. D. 231)

"Resolve in Favor of George L. McLellan of Lamoine," (S. P. 165) (L. D. 410)

"Resolve in Favor of Northern Maine Sanatorium," (S. P. 240) (L. D. 665)

"Bill "An Act Relating to Application for Writ of Habeas Corpus," (S. P. 248) (L. D. 671)

Bill "An Act to Dissolve the First Parish of Freeport," (S. P. 320) (L. D. 806)

Bill "An Act Relating to Licensing of Electricians," (S. P. 455) (L. D. 1269)

(On motion by Mr. Boucher of Androscoggin, tabled pending passage to be engrossed.)

Bill "An Act to Revise the Biennial Revision of the Inland Fish and Game Laws," (S. P. 496) (L. D. 1369)

(On motion by Mr. Carpenter of Somerset, tabled pending passage to be engrossed.)

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

Sent down for concurrence.

Enactors

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

Bill "An Act Relating to Conferring Degrees by Westbrook Seminary and Junior College," (H. P. 228) (L. D. 215)

Bill "An Act Relating to the Polling Place in Connor, Aroostook County," (H. P. 358) (L. D. 374)

Bill "An Act Clarifying the Excise Tax on Aircraft," (H. P. 439) (L. D. 483)

Bill "An Act Relating to the Kennebunk Light and Power District," (H. P. 846) (L. D. 950)

Bill "An Act to Incorporate the Norridgewock Water District," (H. P. 848) (L. D. 952)

Bill "An Act Relating to the Taking of Alewives in Sherman Lake." (H. P. 852) (L. D. 909)

Bill "An Act Relating to Operating Headlights on Motor Vehicles Following Another." (H. P. 951) (L. D. 1005)

Which bills were severally passed to be enacted.

At this point, the Senator from Penobscot, Senator Haskell was granted unanimous consent to table various bills in the name of the Senator from Aroostook, Senator Collins.

Bill "An Act Relating to Fire Inspection of Hospitals and Boarding Homes." (H. P. 961) (L. D. 1051)

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

Bill "An Act Relating to Form of Guarantee Filed with Highway Commission." (H. P. 965) (L. D. 1053)

Bill "An Act Relating to Residence Requirement for Divorce." (H. P. 970) (L. D. 1058)

Bill "An Act Relating to the Exemption from Taxation of Agricultural Fair Associations." (H. P. 933) (L. D. 1080)

Bill "An Act Relating to Sale of Cigarettes and Tobacco Products in Taverns." (H. P. 1025) (L. D. 1146)

Bill "An Act Relating to Taxation of Television Sets." (H. P. 1116) (L. D. 1250)

Bill "An Act Relating to Response of Fire Departments for Aid from Other Municipalities." (H. P. 1117) (L. D. 1251)

Bill "An Act Relating to Number of Selectmen of Town of Dover-Foxcroft." (H. P. 1123) (L. D. 1256)

Bill "An Act Relating to Clarification of Municipal School Appropriations." (H. P. 1160) (L. D. 1308)

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

Bill "An Act Relating to Hunting with Bow and Arrow." (H. P. 1196) (L. D. 1350)

(On motion by Mr. Boucher of Androscoggin, tabled pending passage to be enacted.)

Bill "An Act to Extend the Charter of Castine Water District." (H. P. 1215) (L. D. 1395)

(On motion by Mr. Dunham of Hancock, tabled pending passage to be enacted.)

Bill "An Act Relating to the Taking of Clams and Marine Worms in the Towns of Searsport and Stockton Springs." (H. P. 1216) (L. D. 1396)

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

Bill "An Act Regulating Liquor Advertising." (H. P. 1220) (L. D. 1407)

Bill "An Act Amending Maine Apple Grading Laws." (H. P. 1226) (L. D. 1410)

Bill "An Act Relating to Sale of Certain Game Fish." (H. P. 1228) (L. D. 1412)

Bill "An Act Relating to Number and Salary of Trustees of Brunswick and Topsham Water District." (H. P. 1229) (L. D. 1414)

"Resolve, in Favor of S. Gaudet and Son, of Rockwood." (H. P. 402) (L. D. 1390)

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

"Resolve, to Reimburse J. J. Blackmore of Berwick for Damage Done by State Wards." (H. P. 496) (L. D. 1393)

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

"Resolve, in Favor of A. P. Russell, of Berwick, for Damage Done by State Wards." (H. P. 497) (L. D. 1391)

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

"Resolve, Regulating Fishing in Donnell's Pond Tributaries." (H. P. 514) (L. D. 577)

"Resolve, Closing Little Round Pond, Penobscot County, to All Fishing." (H. P. 519) (L. D. 599)

"Resolve, Regulating Fishing in Cobbosseecontee Stream in the County of Kennebec." (H. P. 648) (L. D. 690)

"Resolve, Regulating Fishing in Certain Waters in Oxford County." (H. P. 733) (L. D. 751)

"Resolve, Regulating Fishing in Pushaw Pond in the County of Penobscot." (H. P. 733) (L. D. 776)

"Resolve, to Change Daily Bag Limit of Trout in Franklin County." (H. P. 921) (L. D. 1022)

"Resolve, Closing Thompson Pond to Ice Fishing for Salmon." (H. P. 1046) (L. D. 1187)

"Resolve, in Favor of the Towns of Dennysville and Bingham." (H. P. 1227) (L. D. 1411)

Bill "An Act to Incorporate the Kittery Sewer District." (S. P. 184) (L. D. 425)

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

Bill "An Act Relating to Aroostook County Law Library." (S. P. 192) (L. D. 440)

Bill "An Act Extending the Powers of the Maine-New Hampshire Interstate Bridge Authority." (S. P. 203) (L. D. 543)

Bill "An Act Relating to the Recording of Chattel Mortgages." (S. P. 251) (L. D. 673)

Bill "An Act Relating to Circuses and Travelling Amusement Shows." (S. P. 289) (L. D. 831)

Bill "An Act Relating to Development Credit Corporation of Maine." (S. P. 312) (L. D. 913)

Bill "An Act Relating to Voting at Cliff Island." (S. P. 314) (L. D. 911)

Bill "An Act Relating to Disposal of State Property Not Needed for Purposes of Department of Inland Fisheries and Game." (S. P. 352) (L. D. 1046)

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

Bill "An Act Repealing Laws on Street Sprinkling." (S. P. 235) (L. D. 597)

Mr. BOUCHER of Androscoggin: Mr. President I move that this bill lie upon the table.

Mr. WARD of Penobscot: Mr. President I ask for a division.

Mr. BOUCHER: Mr. President, I am quite surprised that the Senator from Penobscot, Senator Ward would step in to a private fight between the majority floor leader and myself but I understand that it is his right and I do ask the Senate to go along with me on this motion to table. I want to see if the Majority floor leader intends to put a tax on this.

Thereupon, a division of the Senate was had.

Twenty-three having voted in the affirmative and 1 opposed, the motion prevailed and the bill was laid upon the table pending passage to be enacted.

Bill "An Act Relating to the Trial Term of the Superior Court in Sagadahoc County." (S. P. 355) (L. D. 966)

Bill "An Act Relating to Banks Renting Safe Deposit Boxes Adjudged Trustees." (S. P. 373) (L. D. 1108)

Bill "An Act Relating to Members of Penobscot Valley Water Commission and Extension of Powers." (S. P. 377) (L. D. 1040)

Bill "An Act Prohibiting Moving of Poultry from Quarantined Areas." (S. P. 386) (L. D. 1094)

Bill "An Act Relating to Sales of Estates of Non-Resident Owners." (S. P. 404) (L. D. 1115)

Bill "An Act Relating to Tuition Contracts Between Towns." (S. P. 419) (L. D. 1132)

Bill "An Act Relating to Salary of County Attorney of Knox County." (S. P. 420) (L. D. 1131)

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

Bill "An Act Relating to the Executive Office." (S. P. 434) (L. D. 1203)

Bill "An Act Relating to Acts of Employees of a Partnership as Insurance Agents." (S. P. 435) (L. D. 1202)

Bill "An Act Relating to Loan and Building Associations." (S. P. 469) (L. D. 1312)

Bill "An Act Increasing Salaries of County Commissioners, Treasurer, Sheriff and Judge of Probate, York County." (S. P. 501) (L. D. 1376)

Bill "An Act Suspending Sardine Tax on Certain Cases of Sardines." (S. P. 512) (L. D. 1400)

"Resolve, Permitting Sugar Loaf Ski Club to Use Certain State Lands." (S. P. 322) (L. D. 812)

"Resolve, Authorizing Commissioner of Inland Fisheries and Game to Grant Extension to Remove Lumber from Land in Franklin County." (S. P. 416) (L. D. 1125)

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

Emergency Measures

Bill "An Act to Authorize the Town of Gray to Contribute to the Rebuilding of the Dam in Little Sebago Lake." (H. P. 857) (L. D. 931)

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

Bill "An Act Authorizing the Town of Windham to Contribute to the Rebuilding of the Dam in Little Sebago Lake." (H. P. 858) (L. D. 953)

Which bill being an emergency measure, and having received the affirmative vote of 25 members of the Senate, and none opposed, was passed to be enacted.

Bill "An Act to Incorporate the Addison Point Water District." (H. P. 991) (L. D. 1093)

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

Bill "An Act Creating the Town of Gray School District." (H. P. 1189) (L. D. 1338)

Which bill being an emergency measure, and having received the affirmative vote of 27 members of the Senate, and none opposed, was passed to be enacted.

Bill "An Act Relating to the Digging of Marine Worms in Alna, Edgecomb, Newcastle and Wiscasset." (H. P. 1218) (L. D. 1403)

Mr. DOW of Lincoln: Mr. President, I notice that there were several eyebrows raised over this emergency legislation in regard to a worm bill. There was some doubt yesterday in the House, as to why a worm bill needed emergency legislation. I can see why it might be difficult for anyone to identify speed with worms.

However, in Wiscasset there are several truck loads of non-resident diggers coming there each week and are digging the daylight out of the flats as a parting shot. Not only are they taking the salable

worms but they also are taking the small worms and transplanting them in their own areas outside of the county. These practices are endangering the welfare of the resident diggers who derive their livelihood from this business. I presume that a similar situation exists in other towns which are requesting emergency legislation.

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

Bill "An Act Relating to the Taking of Marine Worms in Georgetown." (H. P. 1219) (L. D. 1404)

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

Bill "An Act Relating to Korean Campaign Veterans' Preference in State Employment." (S. P. 56) (L. D. 84)

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

Bill "An Act Relating to the Packing of Sardines." (S. P. 440) (L. D. 1209)

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

Bill "An Act to Exempt Automobiles Used in Driver Education Program from the Sales and Use Tax." (S. P. 457) (L. D. 1271)

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

Orders of the Day

The President laid before the Senate Resolve in Favor of Robert E. Towle of Portland (H. P. 795) (L. D. 1392) tabled by the Senator from Piscataquis, Senator Parker on April 9 pending passage to be engrossed; and that Senator presented Senate Amendment A and moved its adoption:

"Senate Amendment A to L. D. 1392. Amend said resolve by striking out the words "Appropriation for the State School for Boys" in the second and third lines thereof and inserting in place thereof the words 'general fund'.

Which amendment was adopted and the resolve as so amended was passed to be engrossed in non-concurrence.

Sent down for concurrence.

On motion by Mr. Dennett of York, the Senate voted to take from the table bill, An Act Relating to Delisting and Discontinuance of Purchasing Liquor by the Commission (S. P. 224) (L. D. 592) tabled by that Senator on March 3 pending passage to be engrossed; and that Senator presented Senate Amendment A and moved its adoption.

"Senate Amendment A to L. D. 592. Amend said bill by striking out in the 8th and 9th lines thereof the following underlined words, 'together with their reasons for discontinuance or delisting'."

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

Sent down for concurrence.

On motion by Mr. Boucher of Androscoggin, the Senate voted to take from the table bill, An Act Relating to Licensing of Electricians (S. P. 455) (L. D. 1269) tabled by that Senator earlier in today's session pending passage to be engrossed; and on further motion by the same Senator the bill was passed to be engrossed.

Sent down for concurrence.

Mr. DUNHAM of Hancock: Mr. President, the Senate has in its possession a bill which has to do with the canning of clams which was recalled from the legislative files. I would like now to move that it be referred to the Committee on Sea and Shore Fisheries.

Thereupon, bill, An Act Repealing Law on Canning of Clams and Mussels (H. P. 1112) (L. D. 1247) was recommitted to the Committee on Sea and Shore Fisheries.

Sent down for concurrence.

On motion by Mrs. Kavanagh of Androscoggin, the Senate voted

to take from the table bill, An Act Relating to Salaries of County Officers in Androscoggin County (S. P. 444) (L. D. 1153) tabled by that Senator earlier in today's session pending motion by the Senator from Cumberland, Senator Weeks that the Senate adopt House Amendment A.

Thereupon, House Amendment A was read and adopted in concurrence, and the bill as amended was passed to be engrossed in concurrence.

On motion by Mr. Ward of Penobscot, the Senate voted to take from the table bill, An Act to Provide Public Services for certain deorganized townships (S. P. 529) (L. D. 1432) tabled by that Senator on April 10 pending assignment for second reading; and that Senator presented Senate Amendment A and moved its adoption.

"Senate Amendment A to L. D. 1432. Amend said bill by striking out the word 'Brooklyn' in the 9th line and inserting in place thereof the word 'Brookton';

"Further amend said bill by striking out all of the next to the last sentence thereof;

"Further amend said bill by striking out all after the words 'county taxes' in the next to the last line."

Which amendment was adopted and on further motion by the same Senator, the rules were suspended, the bill was given its second reading and passed to be engrossed as amended.

Sent down for concurrence.

On motion by Mr. Boucher of Androscoggin, the Senate voted to take from the table bill, An Act Amending the Charter of the Municipal Court of the City of Lewiston re Payment of Expenses (H. P. 547) (L. D. 527) tabled by that Senator on April 15 pending passage to be engrossed; and that Senator presented Senate Amendment A and moved its adoption.

"Senate Amendment A to L. D. 527." "Amend said bill by adding to the title the words, 'and salary of the Judge';

"Further amend said bill by indicating by the striking out of the figure '\$2700' in the 12th line of Section 1 by drawing a line through said figure \$2700 and inserting im-

mediately following said stricken out figure, the underlined figure \$3,000.;

"Further amend said bill by adding at the end thereof the following: 'Section 4 Limitations. Notwithstanding the provisions of this act, the Judge of the municipal court of the city of Lewiston now holding said office shall continue to be contributing member of the local participating district of the city of Lewiston under the provisions of the Maine State Retirement System. The city of Lewiston shall pay its liability involved, and the County of Androscoggin shall reimburse the said city of Lewiston for such liability.'"

On motion by Mr. Weeks of Cumberland, the bill and accompanying papers were laid upon the table pending motion by the Senator from Androscoggin, Senator Boucher, that Senate Amendment A be adopted.

On motion by Mrs. Kavanagh of Androscoggin, the Senate voted to take from the table bill, An Act Relating to the Regulation of Cosmetics (S. P. 183) (L. D. 424) tabled by that Senator earlier in today's session pending consideration of the report of the committee; and on further motion by the same Senator, the "Ought to Pass" report of the committee was accepted and the bill read once; that Senator presented Senate Amendment A and moved its adoption:

"Senate Amendment A to L. D. 424. Add Section 3 thereto as follows: 'R.S.C. 22, s 208 P. L. 1949 c 340, amended. Section 208 of the revised statutes as amended, is further amended by striking out all of said section except the third paragraph thereof.'"

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

On motion by Mr. Boucher of Androscoggin, the Senate voted to take from the table 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) tabled by that Senator on April 15 pending passage to be engrossed; and on further motion by the same Sena-

tor, the bill was passed to be engrossed in concurrence.

On motion by Mr. Collins of Aroostook, the Senate voted to take from the table bill, An Act Relating to Members of Executive Council and Manner of Selection (S. P. 68) (L. D. 154) tabled by that Senator on April 14 pending passage to be engrossed; and on further motion by the same Senator, the bill was passed to be engrossed.

Sent down for concurrence.

Mr. Haskell of Penobscot presented the following order and moved its passage:

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Friday at 1:30 in the afternoon.

Mr. HASKELL of Penobscot: Mr. President, in support of my motion, I will quickly acknowledge that the convenience of some of us best be served by having the session in the morning. However, if you will support this Order, and if it goes forthwith to the House and the House concurs, it will provide that those committees—Appropriations, Judiciary, Legal Affairs and others, will have tomorrow morning in which to go into executive session and I have been encouraged to believe, or have been told, by the chairmen of the two legal committees that such a program would lead them a long way toward completing their executive sessions. I realize the inconvenience to those of us who do not have committee sessions but I really believe that a Senate session tomorrow afternoon, and executive sessions tomorrow morning would go a long way toward rounding up all these bills and getting them in to the legislature so we can start in next week really cleaning up the calendar.

For that reason I hope that the Senate will concur in the proposition and hope it will go forthwith to the House and I also hope and have reason to believe it will have acceptance there.

The motion prevailed and the Order received passage.

Sent forthwith to the House for concurrence.

On motion by Mr. Haskell of Penobscot, the Senate voted to take

from the table bill, An Act Relating to Markers for Motor Vehicle Owners who operate Radio Stations (H. P. 197) (L. D. 213) tabled by that Senator on April 13th pending motion by the Senator from Sagadahoc, Senator Cummings, that the bill be indefinitely postponed.

Mr. HASKELL: Mr. President and members of the Senate, the question being on the indefinite postponement of the measure I will simply state that unless persuaded by the eloquence of the Senator from Androscoggin, Senator Boucher, who in the middle of the session attempted to debate that issue, I shall vote with the motion to indefinitely postpone.

Mr. BOUCHER of Androscoggin: Mr. President and members of the Senate, I think it is a privilege to be challenged by the majority floor leader of this honorable Senate who expounded my reason for opposing the motion of the Senator from Sagadahoc, Senator Cummings. As I told the Senate yesterday, I have previously presented similar bills. I think it was two and four years ago. Those bills were both unfavorably reported out by the committee, and I was in hopes that at least this measure would receive a favorable report. I think that it is a step in the right direction and the first step that may open the door to what the radio hams want. I know that the present committee is still sitting and would like to have their report receive favorable action and I hope that future committees will still be more broad-minded than the present one and give this very honest group of people what they desire and request.

I do feel it would be a very nice gesture to pass this bill even if they don't take advantage of it. I realize that the Senator from Sagadahoc, Senator Cummings has said that the hams, so called, do not want this kind of a bill. Nevertheless, they may change their minds, they may relent and they want these markers. So please let us put this law on our books so that those who do want to take advantage of it may do so and I hope that the motion of the Senator from Sagadahoc, Senator Cummings, does not prevail because I think that would be practically agreeing that they shouldn't have

any special consideration or special markers and I do think they should have some recognition from this legislature. They have been trying to get it for several years now and I have watched them with sympathy throughout the years. I feel they are very reserving and I personally do not want to indefinitely postpone this bill. I hope that the Senate will go along with me on my ticket.

Mr. CUMMINGS of Sagadahoc: Mr. President and members of the Senate, I find myself in a position where I go along wholeheartedly with a great majority of the remarks made to my good friend and colleague, the Senator from Androscoggin, Senator Boucher, but I am still left with an uncertain feeling that we are doing something with which the recipients of our act are wholeheartedly in disfavor. For that reason I can see no reason why we should attempt to give the radio operators markers, something they already have, when they are asking for a special license plate and nothing else. I certainly would wholeheartedly enjoy voting to reconsider our act but I do not in any way hope that motion will be made nor do I intend to make it but I say to the Senate that I certainly feel that unless we can give the radio ham operators a special license plate, the thing they asked for and seek, and probably deserve, if in the good judgment of this body we are unable to go along with that request due to the feeling that opening the door to special license plates will have an ill effect on the welfare of the State, if that is the feeling I think the only courteous thing to do is to indefinitely postpone their request rather than charge them \$5.00 for a marker which they can now buy for 75c in the chain stores. I don't believe we should insult them nor clutter up the statutes of our State. I believe either give them their request or deny it forthrightly.

Mr. BOUCHER: Mr. President and members of the Senate, the Senator from Sagadahoc, Senator Cummings, is practically in accord with me but I want to point out that while it is true that the hams, etc., can buy these markers, it is also true other professions and other classes of people can buy markers but those can be bought in the five

and ten cent stores, perhaps as he says for 75c but they haven't got to qualify for them. Anybody can walk in there and buy them. This special marker would as I understand it, bear the official mark of the State of Maine and nobody who wasn't recognized as a ham operator could receive one from the State of Maine. I understand that the Veterans who were on foreign duty will receive a marker similar to what we are offering now to the hams and that is agreeable to them because that will be an official state marker but no one can buy unless they qualify for it under the law. In other words, probably none of us here could buy one of those markers because we wouldn't qualify under the law.

I repeat, I think this is a step in the right direction towards what the ham operators want and I believe it is a nice gesture on the part of this legislature, if we don't want to give them a whole loaf let's give them a half loaf and hope they will be happy with it. I can well remember when we passed the Old Age Assistance law we thought the revenue for it would come from the sale of liquor and the rumors were then made that a lot of those people wouldn't take Old Age Assistance because the revenue came from liquor. But we've found that that is not true and that most of those people do want Old Age Assistance and don't care where the money comes from or whether it has the smell of beer or liquor on it, and they are glad to receive their check every month and I think the ham operators will realize themselves that this is the first step in the right direction and will be glad to accept this gesture on the part of the legislature.

Mr. HASKELL of Penobscot: Mr. President and members of the Senate, I am sure that it is only the adjournment order which entitles this measure to extend its debate but I am compelled to oppose this measure. I have never agreed with the philosophy of debating porcupine bills without the consideration of the porcupines or fishing bills that have no consideration whatever to the feeling of the fish. I think it is wrong. It seems to me

the compelling argument of this bill would be an affirmative statement with some authority behind it as to whether or not the amateurs want us to pass this bill. The Senator from Sagadahoc, Senator Cummings says he is sure that the amateurs do not want us to pass the bill. I have understood from the statements of the Senator from Androscoggin, Senator Boucher, that he thought they did. Now, if that question can be settled, it seems to me that is the answer to the question under debate. If there is a real doubt in the mind of the Senator from Androscoggin, Senator Boucher, on that question, it seems to me the position of the Senator from Sagadahoc, is correct. On the other hand, if the Senator from Androscoggin has some evidence that makes him believe they really want it I think he would influence my vote.

Mr. BOUCHER: Mr. President, I am no George Washington or George Washington, Jr., but I don't want to tell a lie. I will not tell this Senate that the hams do want this marker and I think the Senator from Sagadahoc, Senator Cummings told us the position of the hams at the time the bill was presented but I do feel they may relent and I say that probably not all of them would accept the marker but some of them probably would and I think it is a friendly gesture on the part of the legislature. I notice this bill originated in the House and apparently they didn't want to kill the bill and I don't see why this Senate should be the death chamber of the bill. I think we should pass it and go along with the other body and offer a nice gesture to these radio hams.

Mr. CUMMINGS of Sagadahoc: Mr. President, since the adjournment order has not as yet been returned I will continue this discussion. I would state in reply to the question of the Senator from Penobscot, Senator Haskell, that I not only had the feeling at the time the bill was heard that the radio ham operators did not want a marker but I have within the last forty-eight hours recontacted certain of their leaders and they are emphatic in saying that they

do not want a marker and would not apply for one. I almost got the impression they would have a man arrested who put that marker on his plate. That is the reason I made the motion to indefinitely postpone. It was strictly because I felt that represented the wishes of the radio ham operators and I felt the least I could do was to accede to them and indefinitely postpone the bill. I think that is the least the Senate can do.

Mr. HASKELL: Mr. President, I think the issue is now very clear. What the Senator from Androscoggin, Senator Boucher, seeks to do, in an unusual inconsistency for him, is to put on the law books of the State a provision that reminds me a great deal of street sprinklers and cow bells, and knowing that he doesn't want to be inconsistent and that down deep in his heart he is going to take from the table these cow bell and street sprinkling bills and eventually give them back to me to clean up the statutes, it seems to me he is defeating his purpose in trying to pass this little gem and cluttering up the statutes.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Sagadahoc, Senator Cummings, that the bill be indefinitely postponed. Is the Senate ready for the question?

A viva voce vote being had,

The bill was indefinitely postponed in non-concurrence.

Sent down for concurrence.

On motion by Senator Boucher of Androscoggin the Senate voted to take from the table bill, An Act Repealing the Law on Vehicles Approaching Stationary Street Car from the Rear (S. P. 213) (L. D. 550), tabled by that Senator on April 9th pending passage to be enacted.

Mr. BOUCHER of Androscoggin: Mr. President and members of the Senate, I am going along with the thinking of the majority of the members of the Senate that the statutes should not be cluttered with a lot of bills that are not expedient and I think the present law has long been dead and should be buried so I move that this bill be passed to be enacted.

Thereupon, the bill was passed to be enacted.

On motion by Mr. Boucher of Androscoggin the Senate voted to take from table bill, An Act Repealing the Provision that Bells Shall be Attached to Foremost Horses on Vehicles Driven on Snow (S. P. 150) (L. D. 443), tabled by that Senator on April 9th pending passage to be enacted.

Mr. BOUCHER: Mr. President, in deference again to the powers that be and are I move that this bill be passed to be enacted so that we may do some house cleaning with Republican efficiency.

Thereupon, the bill was passed to be enacted.

On motion by Mr. Wight of Penobscot, the Senate voted to take from the table House Report "Ought Not to Pass" from the Committee on Taxation on bill, An Act Relating to Tax on Telephone Companies (H. P. 1028) (L. D. 1149), tabled by that Senator on April 9th, pending consideration of the committee report, and that Senator yielded to the Senator from Franklin, Senator Butler.

Mr. BUTLER of Franklin: Mr. President, I move that the Senate substitute the bill for the "Ought Not to Pass" report of the committee.

Mr. CHASE of Cumberland: Mr. President, before the Senate votes on the motion I think some explanation would be helpful. The bill went to the House from the Committee on Taxation reported Ought Not to Pass. It was recommended in the House to the Committee on Taxation. The sponsors of the measure brought in informally before the committee a proposal for a substitute bill. The committee looked over the substitute bill and conferred with the sponsor and could see no point in the bill being recommitted in the Senate acted in concurrence with the House. The position of the committee is that the committee is opposed to the bill and was also opposed to the substitute new draft which was submitted for its consideration. I understand that the Senator from Franklin, Senator Butler, has a somewhat different amendment to offer and in order

that he may have an opportunity to offer that amendment I will not oppose his motion to substitute the bill for the Ought Not to Pass report.

Thereupon, the bill was substituted for the report and read once.

Mr. Butler of Franklin presented Senate Amendment A and moved its adoption: "Amend said bill by striking out everything after the enacting clause and inserting in place thereof the following:

"Sec. 1, R. S. C. 14, Sec. 22 Amended. Section 22 of Chapter 14 of the Revised Statutes is hereby amended by adding at the end thereof the following: whenever the operative expenses in this State of such a company for the preceding year are in excess of such gross receipts, said rates shall not exceed 4 percent of such gross receipts.

"Sec. 2 effective date. The provisions of this act shall become effective on January 1, 1954."

Mr. CHASE: Mr. President, this is an amendment to the section of the statute which taxes telephone and telegraph companies on their gross receipts. The larger telephone companies—I believe that would be only New England—pays 6 percent on its gross receipts and so does the telegraph company, which is the Western Union. Both telephone and telegraph companies have been in the same tax statute for many years. The Western Union Telegraph Company sponsored this bill alleging that its taxes should be reduced for the reason that it was not making any money in Maine and the taxes too high. There doesn't seem to be any reason why a provision reducing a telegraph company tax to a different rate depending on its earnings should be adopted unless the same provision is also applied to the telephone companies, and as I understand it that is the purpose of this amendment. In other words, if a telephone or telegraph company should be losing money in Maine then the rate on its receipts would be 4 percent if it were in the higher bracket.

Now the committee did not see any particular reason for reducing the tax on telegraph companies. As to the desirability of amending the telephone company's tax I don't

think it would cost any money at the present time as the New England is making money. There are other smaller telephone companies whose figures I don't have and whether it would affect any of them I don't know. I don't think it is possible to tell whether the Western Union Telegraph Company is losing money in Maine or not. In order to prove that it would be necessary to make certain arbitrary allocations of overhead for the entire company. Furthermore, the tax is on the receipts collected in this State and there is quite a lot of business on which receipts are not collected in this State and there is quite an international business which moves the line to the telegraph companies operating in Maine from which I understand no revenue to Maine is involved. In other words, those revenues, unless the cables originate or terminate in the State, the State would not get a tax on that business and the committee could not see any reason why the tax should be reduced. It is, as I remember, about \$35,000 per year now and on a 4 percent basis it would be about two-thirds of that. I am opposed to the adoption of the amendment.

Mr. BUTLER of Franklin: Mr. President and members of the Senate, so far the legislature has attempted to do what it has felt was the fair thing to do. We have already as a group found it equitable to have passed an auto tax exemption and now we are going into the question of consideration of a company which we know, through a change in circumstances and conditions finds it is no longer operating at a profit. This is nothing which is new. Those of you who have followed the life of the Western Union realize the ups and downs it has had, where the stock has gone and where it is today, and those of you in small communities realize as I do the number of small telegraph stations which through lack of business have necessarily been closed.

It was on this account that the amendment was offered to treat those companies in order for Maine to continue to have its interest in the welfare of those from whom it is receiving revenue, to give them an opportunity of receiving a fair

return insofar as possible, and when a company such as the Western Union has operated at a loss it seems inequitable to continue to tax it at the same rate which it is now being taxed and at which other companies are not paying taxes. This amendment is applicable not only to the Western Union but to the telephone companies and there are a number of small telephone companies which very easily could fall within this category, so I hope that when the vote is taken you will feel as I feel that this amendment is fair and equitable and should be acted upon favorably.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Franklin, Senator Butler, that the Senate adopt Senate Amendment A.

Mr. CHASE of Cumberland: Mr. President I ask for a division.

A division of the Senate was had.

Ten having voted in the affirmative and sixteen opposed, the motion did not prevail.

Thereupon, on motion by Mr. Chase of Cumberland, the bill was indefinitely postponed in non-concurrence.

The PRESIDENT: Before entertaining a motion to adjourn, the Chair would, for the information of the Senate, like to make it perfectly plain to the Senators that every reasonable effort is being made to provide time for the committees to meet in executive session with the real hope in mind that by the time we go home at the

end of this fifteenth week, all committee reports will be in.

The purpose of that, I think, is clear, and of particular interest to the Senate in view of the fact that the Senators are the Chairmen of the committees. If we are able to do this, it will mean we can come back next week ready to take up and decide the fundamental issues of this legislature, unhampered by any need of further time for executive sessions. With that thought in mind, it appears that we will have from now until three p. m. this afternoon, this evening, and tomorrow morning.

As of last night four committees have reported out their bills. There are a number of others which have only a handful of bills and as Senator Haskell informed the Senate this morning those committees that do have a larger number of bills, are making a very real effort to have substantially all of the bills out by tomorrow noon. It will be personally appreciated, Senators, having this time made available, and will, I assure you, hasten the time of adjournment if we can arrange to have these executive sessions.

The Chair certainly appreciates, as do both of the floor leaders, the cooperation which the Senators have given in this matter.

On motion by Mr. Haskell of Penobscot

Adjourned until tomorrow afternoon at one-thirty o'clock.