

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*Ninety-Seventh Legislature*

OF THE

STATE OF MAINE

1955

DAILY KENNEBEC JOURNAL  
Augusta, Maine

## HOUSE

Wednesday, February 23, 1955

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

Prayer by the Rev. Mr. Herbert R. Houghton of Oxford County United Parish.

The journal of the previous session was read and approved.

### Papers from the Senate

From the Senate:

Resolve providing for Purchase of Unity Town Histories (S. P. 291) (L. D. 801)

Resolve Appropriating Funds to Purchase Land for State House Parking Facilities (S. P. 293) (L. D. 803)

Came from the Senate referred to the Committee on Appropriations and Financial Affairs.

In the House, referred to the Committee on Appropriations and Financial Affairs in concurrence.

From the Senate:

Resolve providing for Survey of Railroad Crossings on College Avenue in City of Waterville (S. P. 292) (L. D. 802)

Came from the Senate referred to the Committee on Highways.

In the House, referred to the Committee on Highways in concurrence.

From the Senate:

Bill "An Act relating to Regulation of Boats and Canoes by Department of Inland Fisheries and Game" (S. P. 296) (L. D. 804)

Came from the Senate referred to the Committee on Inland Fisheries and Game.

In the House, referred to the Committee on Inland Fisheries and Game in concurrence.

From the Senate:

Bill "An Act relating to Preference in State Employment to Mothers of Veterans" (S. P. 297) (L. D. 805)

Resolve Requesting Judicial Council to Study Certain Problems (S. P. 298) (L. D. 806)

Came from the Senate referred to the Committee on Judiciary.

In the House, referred to the Committee on Judiciary in concurrence.

From the Senate:

Bill "An Act to Provide Disability Compensation for Members of Organized Fire Companies" (S. P. 299) (L. D. 807)

Came from the Senate referred to the Committee on Labor.

In the House, referred to the Committee on Labor in concurrence.

From the Senate:

Bill "An Act Extending the Period for which the Board of Finance in the City of Waterville is Established" (S. P. 300) (L. D. 808)

Bill "An Act to Amend the Charter of the Public Debt Amortization Fund in the City of Waterville" (S. P. 301) (L. D. 809)

Came from the Senate referred to the Committee on Legal Affairs.

In the House, referred to the Committee on Legal Affairs in concurrence.

From the Senate:

Bill "An Act relating to Sales to and Consumption of Liquor by Minors" (S. P. 302) (L. D. 810)

Came from the Senate referred to the Committee on Liquor Control.

In the House, referred to the Committee on Liquor Control in concurrence.

From the Senate:

Resolve Authorizing the Forest Commissioner to Convey the Flowage Rights on Matagamon Lake, in Township 6, Range 9, WELS, Piscataquis County, to East Branch Improvement Company (S. P. 303) (L. D. 811)

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

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

From the Senate:

Resolve providing for State Pension for Madeleine Grant of Rockland (S. P. 314)

Came from the Senate referred to the Committee on Retirements and Pensions.

In the House, referred to the Committee on Retirements and Pensions in concurrence.

From the Senate:

Resolve relating to Use of Seines in Medomak River, Lincoln County (S. P. 307) (L. D. 812)

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

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

#### **Senate Reports of Committees Ought Not to Pass**

Report of the Committee on Towns and Counties reporting "Ought not to pass" on Bill "An Act relating to the Salaries of the Judge and Recorder and Clerk Hire for the Caribou Municipal Court" (S. P. 59) (L. D. 87)

Came from the Senate read and accepted.

In the House, the Report was read and accepted in concurrence.

#### **Ought to Pass**

Report of the Committee on Judiciary reporting "Ought to pass" on Bill "An Act relating to Financial Responsibility in Motor Vehicle Accidents Resulting in Death" (S. P. 58) (L. D. 86)

Report of the Committee on Natural Resources reporting same on Bill "An Act relating to Permits for Outdoor Advertising" (S. P. 80) (L. D. 169)

Came from the Senate with the Reports read and accepted and the Bills passed to be engrossed.

In the House, the Reports were read and accepted in concurrence, the Bills read twice and tomorrow assigned.

Report of the Committee on Natural Resources reporting "Ought to pass" on Bill "An Act relating to Leases by State Park Commission" (S. P. 131) (L. D. 325)

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed.

In the House, the Report was read and accepted in concurrence.

The SPEAKER: The Chair is informed that there are in the balcony of the House this morning two different groups: Twenty-eight students from the Junior and Senior Class of Lewiston High School, Future Teachers Club, under the direction of Miss Geneva Kirk, their teacher; and fifty-five students from the Falmouth Junior High School, Eighth Grade, under the direction of Principal Philip Wye and Teachers, Mrs. Marcia Sanborn and Mrs. Marjorie Ricker.

On behalf of the House, the Chair extends to you a hearty and cordial welcome and hopes that your day with us will be profitable. (Applause)

Thereupon Senate Paper 131, Legislative Document 325, was given its two several readings and tomorrow assigned.

Report of the Committee on Natural Resources reporting "Ought to pass" on Bill "An Act relating to Surveys by State Park Commission" (S. P. 133) (L. D. 326)

Report of same Committee reporting same on Resolve Authorizing the State Tax Assessor to Convey by Sale the Interest of the State in Certain Lands in the Unorganized Territory (S. P. 132) (L. D. 335)

Report of the Committee on Public Utilities reporting same on Bill "An Act relating to Fair Views at Railroad Crossings" (S. P. 47) (L. D. 48)

Came from the Senate with the Reports read and accepted and the Bills and Resolve passed to be engrossed.

In the House, the Reports were read and accepted in concurrence, the Bills read twice, the Resolve read once, and tomorrow assigned.

#### **Non-Concurrent Matter**

Bill "An Act relating to Sirens on Automobiles Operated by Sheriffs, Police and Fire Officials" (H. P. 83) (L. D. 80) which was passed to be engrossed in the House on February 9.

Came from the Senate recomitted to the Committee on Transportation in non-concurrence.

In the House: On motion of Mr. Pierce of Bucksport, the House voted to recede and concur with the Senate.

#### Non-Concurrent Matter

Bill "An Act relating to Sirens on Motor Vehicles Operated by Department of Sea and Shore Fisheries" (H. P. 126) (L. D. 129) which was passed to be engrossed in the House on February 9.

Came from the Senate recommitted to the Committee on Transportation in non-concurrence.

In the House: On motion of Mr. Allen of Chelsea, the House voted to recede and concur with the Senate.

#### Non-Concurrent Matter

Resolve Reappropriating Road Resolve Funds in Town of Carmel (H. P. 100) (L. D. 108) which was passed to be engrossed in the House on February 17.

Came from the Senate recommitted to the Committee on Highways in non-concurrence.

In the House: On motion of Mr. Carter of Etna, the House voted to recede and concur with the Senate.

#### Non-Concurrent Matter

Resolve Reappropriating Road Resolve Funds in Town of Boothbay Harbor (H. P. 186) (L. D. 191) which was passed to be engrossed in the House on February 17.

Came from the Senate recommitted to the Committee on Highways in non-concurrence.

In the House: On motion of Mr. Ferguson of Hanover, the House voted to recede and concur with the Senate.

#### Messages and Documents

The following Communication:

DEPARTMENT OF STATE  
STATE OF MAINE  
Augusta

February 22, 1955

To the Speaker of the House of Representatives of the Ninety-Seventh Legislature:

I have the honor to herewith transmit copies of the estimate of expenses of the sixteen counties

within the State for the years 1955 and 1956, the same having been filed in this office according to the provisions of Sections 13 and 14 of Chapter 89 of the Revised Statutes of 1954.

(Signed) HAROLD I. GOSS  
Secretary of State

The Communication was read and with accompanying papers referred to the Committee on County Estimates.

#### Petitions, Bills and Resolves Requiring Reference

The following Bills and Resolves (transmitted by the Director of Legislative Research pursuant to Joint Order, S. P. 25) were received and, upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

#### Appropriations and Financial Affairs

Bill "An Act Increasing Old Age Assistance" (H. P. 813) (Presented by Mr. Foster of Mechanic Falls) (750 copies Ordered Printed)

Bill "An Act relating to Additional Professional Work by Certified Teachers" (H. P. 812) (Presented by Mr. Call of Cumberland) (Ordered Printed)

Bill "An Act relating to the Deposit of State Funds" (H. P. 814) (Presented by Mr. Lord of Augusta) (Ordered Printed)

Bill "An Act Increasing the Salary of the State Auditor" (H. P. 815) (Presented by same gentleman) (Ordered Printed)

Resolve providing for Supplemental Appropriation for Office of Treasurer of State (H. P. 816) (Presented by Mr. Albert of Augusta) (Ordered Printed)  
Sent up for concurrence.

#### Business Legislation

Bill "An Act relating to Making Insurance by Stock Companies" (H. P. 817) (Presented by Mr. Earles of South Portland) (750 copies Ordered Printed)

Bill "An Act relating to Rate of Interest of Small Loan Agencies"

(H. P. 818) (Presented by Mr. Haughn of Bridgton)

(750 copies Ordered Printed)

Bill "An Act Prohibiting Issue of Tontine Dividend Life Insurance"

(H. P. 819) (Presented by Mr. Lord of Augusta)

(750 copies Ordered Printed)

Sent up for concurrence.

### Claims

Resolve in favor of Ray Philbrick of Caribou (H. P. 820) (Presented by Mr. Bragdon of Perham)

(Ordered Printed)

Sent up for concurrence.

### Highways

Bill "An Act relating to Joint Fund for State Aid Construction Used with Town Road Improvement Fund" (H. P. 821) (Presented by Mr. Elwell of Brooks)

(750 copies Ordered Printed)

Bill "An Act to Authorize Construction of a Bridge Across the Passagassawaukeag River" (H. P. 822) (Presented by Mr. Greene of Belfast)

(Ordered Printed)

Bill "An Act relating to Trees Within the Highway Limits" (H. P. 823) (Presented by Mr. Totman of Bangor)

(Ordered Printed)

Resolve providing for Construction of Road from Cutler to West Lubec, Washington County (H. P. 824) (Presented by Mr. Denbow of Lubec)

(Ordered Printed)

Sent up for concurrence.

On motion of the gentlewoman from Portland, Mrs. Files, House Rule 25 was suspended for the remainder of today's session in order to permit smoking.

### Inland Fisheries and Game

Resolve Regulating Fishing for Black Bass in Androscoggin County (H. P. 825) (Presented by Mr. Wade of Auburn)

(Ordered Printed)

Sent up for concurrence.

### Judiciary

Bill "An Act relating to the Reporter of Decisions" (H. P. 826)

(Presented by Mr. Earles of South Portland)

(Ordered Printed)

Bill "An Act to Incorporate Auto Finance Co." (H. P. 827) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act to Incorporate the 'Portland Thrift Company'" (H. P. 828) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act relating to Bar Harbor Property Owners Corporation" (H. P. 829) (Presented by Mr. Edgar of Bar Harbor)

(Ordered Printed)

Bill "An Act Creating the Portland-South Portland Bridge Authority" (H. P. 830) (Presented by Mr. Fuller of South Portland)

(Ordered Printed)

Bill "An Act relating to the Fifth Maine Regiment Memorial Society" (H. P. 831) (Presented by Mr. McGlaflin of Portland)

(Ordered Printed)

Bill "An Act relating to Use of Photostatic Reproductions" (H. P. 832) (Presented by Mr. Ross of Bath)

(Ordered Printed)

Resolve Authorizing Ray Philbrick of Caribou to Sue State of Maine (H. P. 833) (Presented by Mr. Bragdon of Perham)

(Ordered Printed)

Resolve Proposing an Amendment to the Constitution Changing the Tenure of Office of Sheriffs to Four-Year Terms (H. P. 834) (Presented by Mr. Earles of South Portland)

(Ordered Printed)

Resolve Proposing an Amendment to the Constitution providing for Two State Senators from Each County (H. P. 835) (Presented by Mr. Greenleaf of Boothbay Harbor)

(Ordered Printed)

Sent up for concurrence.

The SPEAKER: The Chair will request the Sergeant-at-Arms to go to the Speaker's office and escort the Speaker's wife and family to the rostrum, and the House may be at ease.

### House at Ease

The House was called to order by the Speaker.

Mrs. Trafton and children then entered the Hall of the House escorted by the Sergeant-at-Arms and were conducted to the rostrum amid the applause of the House, the members rising.

The SPEAKER: It is one of the traditions and pleasures of the Speaker, I suppose, once during the session, to present his family to the Legislature. I take great pride in presenting Mrs. Trafton and five of our six children, who are a source of inspiration and also a cause for considerable time spent in pleasurable but also hard work. (Applause)

#### Legal Affairs

Bill "An Act Regulating Abandonment of Iceboxes, Refrigerators and other Airtight Containers" (H. P. 836) (Presented by Mr. Higgins of Scarborough)

(Ordered Printed)

Sent up for concurrence.

#### Liquor Control

Joint Resolution Memorializing Congress to Pass Legislation Outlawing Alcoholic Beverage Advertising over the Air (H. P. 837) (Presented by Mr. Roundy of Portland)

Bill "An Act relating to Hours of Sale of Liquor" (H. P. 838) (Presented by Mr. Albert of Augusta)

(Ordered Printed)

Bill "An Act relating to Additional Appeal from Liquor Commission" (H. P. 839) (Presented by Mr. Earles of South Portland by request)

(Ordered Printed)

Bill "An Act relating to Hours of Sale of Liquor" (H. P. 840) (Presented by Mr. Lord of Augusta by request)

(Ordered Printed)

Sent up for concurrence.

#### Natural Resources

Resolve Authorizing Forest Commissioner to Convey Certain Land in Augusta to City of Augusta (H. P. 841) (Presented by Mr. Albert of Augusta)

(Ordered Printed)

Resolve Authorizing Forest Commissioner to Convey Island in Three Mile Pond, Kennebec County (H. P.

842) (Presented by Mr. Fuller of China by request)

(Ordered Printed)

Sent up for concurrence.

#### Legal Affairs

Bill "An Act relating to the Administration of the Water Department of the Town of Lisbon" (H. P. 843) (Presented by Mr. Beal of Lisbon by request)

Committee on Reference of Bills suggested that the Bill be referred to the Committee on Public Utilities and printing.

The SPEAKER: The Chair recognizes the gentleman from Lisbon, Mr. Beal.

Mr. BEAL: Mr. Speaker, with regard to Item 32, this bill relating to the administration of the Water Department of the Town of Lisbon, Horse Paper 843.

This is a bill to revise Lisbon's water charter and there is another bill aiming at the same purpose which has already been referred to the Legal Affairs Committee and has been posted for a hearing next Tuesday. The other bill is more extensive than this one and it seems to me out of that hearing the Legal Affairs Committee would be in a much better position to hear this bill rather than to refer it to the Public Utilities Committee.

If it is in order, I would move that this bill be referred to the Committee on Legal Affairs.

The SPEAKER: The gentleman from Lisbon, Mr. Beal, moves that Item 32, Bill "An Act Relating to the Administration of the Water Department of the Town of Lisbon," House Paper 843, be referred to the Committee on Legal Affairs, be printed and sent up for concurrence. Is this the pleasure of the House?

The motion prevailed.

#### Public Utilities

Bill "An Act to Incorporate the Westbrook Sewerage District" (H. P. 844) (Presented by Mr. Davis of Westbrook)

(Ordered Printed)

Sent up for concurrence.

#### Retirements and Pensions

Resolve providing for an Increase in State Pension for Bertha Hodge

of Mechanic Falls (H. P. 845) (Presented by Mr. Foster of Mechanic Falls)

Resolve Increasing Pension of Ernest Rounds of Mechanic Falls (H. P. 846) (Presented by same gentleman)

Resolve providing for State Pension for Bessie Tibbetts of North Whitefield (H. P. 847) (Presented by Mr. Walter of Waldoboro)

Sent up for concurrence.

### Sea and Shore Fisheries

Bill "An Act Repealing the Law Closing Certain Clam Flats in Lubec, Washington County" (H. P. 848) (Presented by Mr. Denbow of Lubec)

(Ordered Printed)

Bill "An Act relating to Penalty for Taking Clams and Quahogs" (H. P. 849) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Regulating the Taking of Alewives in the Town of Bristol" (H. P. 850) (Presented by Mr. Greenleaf of Boothbay Harbor)

(Ordered Printed)

Bill "An Act Regulating the Taking of Clams in the Town of Penobscot" (H. P. 851) (Presented by Mr. Pierce of Bucksport)

(Ordered Printed)

Resolve relating to Taking of Smelts from Georges River, Knox County (H. P. 852) (Presented by Mr. McCluskey of Warren)

(Ordered Printed)

Resolve Regulating Digging of Marine Worms in the Town of Orland, Hancock County (H. P. 853) (Presented by Mr. Pierce of Bucksport)

(Ordered Printed)

Sent up for concurrence.

### Taxation

Bill "An Act relating to Donations or Gifts of Money to a Municipality" (H. P. 854) (Presented by Mr. Albert of Augusta)

(Ordered Printed)

Bill "An Act Exempting Foreign Charitable Corporations from Certain Fees" (H. P. 855) (Presented by Mr. Roundy of Portland)

(Ordered Printed)

Sent up for concurrence.

### Towns and Counties

Bill "An Act Increasing Salaries of Certain County Officials of Franklin County" (H. P. 856) (Presented by Mr. Jennings of Strong)

(Ordered Printed)

Bill "An Act to Increase the Salary of the Judge of Western Hancock Municipal Court" (H. P. 857) (Presented by Mr. Pierce of Bucksport)

(Ordered Printed)

Bill "An Act relating to Payments to Knox County Law Library" (H. P. 858) (Presented by Mr. Stilphen of Rockland)

(Ordered Printed)

Sent up for concurrence.

### Transportation

Bill "An Act relating to Inspection of Certain Motor Vehicles" (H. P. 859) (Presented by Mr. Albert of Augusta)

(Ordered Printed)

Sent up for concurrence.

The SPEAKER: The House may be at ease while the Sergeant-at-Arms escorts the Speaker's family from the rostrum.

Thereupon, Mrs. Trafton and children were escorted from the Hall of the House, amid applause.

### House at Ease

Called to order by the Speaker.

The SPEAKER: The Chair requests the Sergeant-at-Arms to escort the gentleman from Portland, Mr. Childs, to the rostrum for the purpose of presiding as Speaker pro tem.

Thereupon, Mr. Childs assumed the Chair as Speaker pro tem amid the applause of the House and Speaker Trafton retired from the Hall.

### Orders

On motion of Mr. Allen of Chelsea, it was

ORDERED, that the State Controller furnish this Legislature an analysis of Highway Contracts awarded in the calendar year Nineteen Hundred Fifty-four showing comparison in unit prices of contracts grouped as follows: Contracts between fifty thousand dollars and



two hundred fifty thousand dollars; contracts between two hundred fifty thousand dollars and five hundred thousand dollars and contracts over five hundred thousand dollars. Analysis to show the average unit price and the quantities of following contract items. Clearing, Earth Excavation, Rock Excavation, Common Borrow, Granular Borrow, Gravel Base Courses, Gravel Surface Course, Bituminous Macadam, Bituminous Concrete, 24 inch ACCMP, 24 inch RCP.

On motion of Mr. Bibber of Kennebunkport, it was

ORDERED, that the Clerk of the House be directed to prepare and have printed a list of the members of the 97th Legislature, including therein their seat and auto plate numbers.

#### **House Reports of Committees Leave to Withdraw**

Mr. Sanford from the Committee on Taxation on Bill "An Act relating to Tax Exemptions for Veterans in Joint Property" (H. P. 563) (L. D. 611) reported Leave to Withdraw.

Report was read and accepted and sent up for concurrence.

#### **Ought Not to Pass Covered By Other Legislation**

Mr. Madore from the Committee on Transportation reported "Ought not to pass" on Bill "An Act relating to Paying of Deficiency of Truck Registration Fees" (H. P. 239) (L. D. 218) as it is covered by other legislation.

Report was read and accepted and sent up for concurrence.

#### **Ought to Pass in New Draft New Draft Printed**

Mr. Browne from the Committee on Judiciary on Bill "An Act Relating to Willful Concealment of Merchandise in Stores" (H. P. 106) (L. D. 114) reported same in a new draft (H. P. 861) (L. D. 881) under same title and that it "Ought to pass"

Mr. Hancock from same Committee on Bill "An Act Regulating Ad-

vertising Relative to Sale or Offering for Sale of Merchandise, Commodities and Service" (H. P. 190) (L. D. 195) reported same in a new draft (H. P. 860) (L. D. 880) under same title and that it "Ought to pass."

Reports were read and accepted, the Bills read twice and tomorrow assigned.

#### **Ought to Pass Printed Bills**

Mr. Bibber from the Committee on Public Health reported "Ought to pass" on Bill "An Act relating to License Fees for Barber Shops and Beauty Shops" (H. P. 376) (L. D. 411)

Mrs. Michaud from same Committee reported same on Bill "An Act relating to the Practice of Optometry" (H. P. 442) (L. D. 488)

Mr. Bernier from the Committee on Public Utilities reported same on Bill "An Act Repealing Lighting of Railroad Cars by Naptha" (H. P. 379) (L. D. 414)

Mr. Gilmartin from same Committee reported same on Bill "An Act relating to Record of Proceedings before Public Utilities Commission" (H. P. 205) (L. D. 210)

Mr. Totman from the Committee on Transportation reported same on Bill "An Act relating to Definition of Motor Truck" (H. P. 238) (L. D. 217)

Reports were read and accepted, the Bills read twice and tomorrow assigned.

#### **Ought to Pass with Committee Amendment**

Mr. Childs from the Committee on Legal Affairs on Bill "An Act relating to Duties of Building Committees and District Trustees re Schoolhouses" (H. P. 371) (L. D. 406) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 371, L. D. 406-Bill "An Act relating to Duties of Building Committees and District Trustees re Schoolhouses."

Amend said Bill by striking out the Title and inserting in place thereof the following Title: "An Act Relating to Duties of School Building Committees and School District Trustees re Schoolhouses."

Further amend said Bill by inserting the underlined word 'school' before the underlined words "district trustees" in the 5th, 13th, 16th, 27th and 29th lines of that part designated "Sec. 26."

Further amend said bill by inserting the underlined word 'school' before the underlined words "building committees" in the 5th line of that part designated "Sec. 26."

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

Mr. Lord from the Committee on Legal Affairs on Bill "An Act Amending the Charter of the City of Westbrook" (H. P. 278) (L. D. 262) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 278, L. D. 262, Bill "An Act Amending the Charter of the City of Westbrook."

Amend said Bill by striking out all that part of Section 2 designated "Sec. 4." and inserting in place thereof the following underlined section:

"Sec. 4. Mayor, city clerk, aldermen and other officers, how elected, terms. The mayor, city clerk and three aldermen shall be elected from the citizens at large, by the legal voters of the city voting in their respective wards. Two aldermen, a warden, a ward clerk and a constable shall be elected in each ward, being residents in the ward where elected. The city council may divide any ward into two or more precincts, and in which event additional wardens, ward clerks, and constables shall be elected by each precinct from residents therein. All said officers shall be elected by a plurality of the votes given, and shall hold office for two years from the first Monday in January, and

until others shall be elected and qualified in their places.

In December of 1955, one school committeeman at large and one from ward 1 shall be elected to hold office for four years. Those committeemen from wards 2 and 5 whose terms expire in 1956, will hold office until first Monday in January of 1958. In the election held December 1957, one school committeeman from each of wards 2 and 5 shall be elected to serve until the first Monday in January of 1960, and one school committeeman at large and one each from wards 3 and 4 to serve four years. Thereafter on alternate biennial elections one school committeeman at large and one each from wards 1, 2 and 5; and one at large and one each from wards 3 and 4 shall be elected to hold office for four years from the first Monday in January and until their successors have been elected and qualified. All school committeemen shall be elected from a plurality of the votes given."

Further amend said Bill by striking out the entire referendum at the end and inserting in place thereof the following:

"Referendum; effective date; certificate to Secretary of State. This act shall take effect 90 days after adjournment of the Legislature, only for the purpose of permitting its submission to the qualified voters of the city of Westbrook at the next regular city election to be held on the 2nd Monday in December, 1955, an appropriate article being inserted in the call for such election.

The city clerk shall reduce the subject matter of this act to the following questions:

"1. Shall all school committeemen hold office for four years, and all other elective officers for two years?"

"2. Shall the prohibition against aldermen receiving compensation be removed?"

The provisions of this act, as they relate to each question, shall become effective only if the majority of the votes cast by the legal voters of said city is in favor of the acceptance of such question and provided further that the total number of votes cast for or against

the acceptance of each question at said election equals or exceeds 20 % of the total vote for all candidates for Governor in said city at the next previous gubernatorial election. If the amendments under question 1 are accepted, all officers elected at the city election on the 2nd Monday in December, 1955 shall hold office for 2 years from the first Monday in January, 1956, with the exception of the school committeemen who shall hold office as provided in Section 4, preceding.

The result of the vote on each question shall be declared by the municipal officers of the city of Westbrook and due certificate thereof shall be filed by the city clerk with the Secretary of State."

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

Mr. Quinn from the Committee on Legal Affairs on Bill "An Act Amending the Charter of the City of Auburn re Compensation of Members of the Council" (H. P. 201) (L. D. 206) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 201, L. D. 206.-Bill "An Act Amending the Charter of the City of Auburn re Compensation of Members of the Council."

Amend said bill by striking out the underlined portion of paragraph one thereof and inserting in place thereof the following underlined sentences:

**'Each member of the city council shall receive \$10 for attending each regular meeting but no council member shall receive in excess of \$300 in any one municipal year. A council member absent from a regular meeting shall not receive any compensation for that meeting.'**

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

### Passed to Be Engrossed

Bill "An Act relating to Embezzling by Certain Public Officers" (S. P. 36) (L. D. 26)

Bill "An Act relating to Roadside Picnic Areas" (S. P. 62) (L. D. 89)

Bill "An Act relating to Boundaries of Stockholm Game Preserve" (H. P. 187) (L. D. 192)

Bill "An Act Amending the Charter of the City of Auburn re the City Planning Board" (H. P. 200) (L. D. 205)

Bill "An Act relating to Time of Report of Harness Racing Commission" (H. P. 276) (L. D. 260)

Bill "An Act Defining Vessel under Public Utility Law" (H. P. 280) (L. D. 264)

Bill "An Act relating to Compensation of Members of the Maine-New Hampshire Interstate Bridge Authority" (H. P. 293) (L. D. 305)

Bill "An Act to Ratify and Make Valid the Incorporation of the First Congregational Church of Millinocket" (H. P. 301) (L. D. 312)

Bill "An Act to Validate the Acts of the Lawndale Cemetery Corporation and to Authorize the Transfer to and Acceptance by the City of Old Town of that Corporation's Cemetery and Trust Funds" (H. P. 309) (L. D. 286)

Resolve relating to the Deer Isle-Sedgwick Bridge (H. P. 142) (L. D. 142)

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

### Amended Resolves

Resolve Regulating Fishing in Squa Pan Lake in Aroostook County (H. P. 188) (L. D. 193)

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

### Recommended

Resolve Regulating Fishing for White Perch in Penobscot County, and All Other Counties in the State of Maine (H. P. 266) (L. D. 250)

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

The SPEAKER pro tem: The Chair recognizes the gentleman from Fairfield, Mr. Osborne.

Mr. OSBORNE: Mr. Speaker and Members of the House: I have no quarrel with the Committee on Inland Fisheries and Game; I have no quarrel with any member of the Committee, but I would respectfully call their attention and your attention to the fact that I believe they acted too hastily on this measure.

This bill as presented referred only to Penobscot County and I did not feel that I was concerned because I do not live in Penobscot County. The hearing for this bill was held for the people of Penobscot County and they had a chance to voice their opinions, but I believe it is definitely unfair and an imposition on the people of the other fifteen counties of this State when the Committee comes out with an amendment to the bill that makes it apply to the other fifteen counties when the people haven't had an opportunity to voice their opinions before that Committee as to whether they want an unlimited bag limit, an unlimited length law on white perch. There are many counties in this State where white perch are one of the principal fish taken from the bodies of the waters within that county and I definitely feel that the people of the other counties should have an opportunity to voice their opinions before the Committee and to the members representing them in Legislature.

I therefore move that we reconsider our action whereby we passed this bill for the third, second and first reading and then return it to the Committee for further consideration with the recommendation that this bill be properly advertised so that the people of the State may know what it contains and have a chance to come before us and come before the Committee and tell us their opinions regarding the bill.

Thereupon, the Bill with accompanying papers was recommitted to the Committee on Inland Fisheries and Game and sent up for concurrence.

Mr. TOTMAN (of Bangor): Mr. Speaker—

The SPEAKER pro tem: For what purpose does the gentleman rise?

Mr. TOTMAN: Mr. Speaker, may I have unanimous consent to address the House briefly?

The SPEAKER pro tem: The Chair will request the gentleman to kindly defer until Orders of the Day.

Mr. TOTMAN: Mr. Speaker, it is regarding Item 2, which is coming up.

Thereupon, Mr. Totman was granted unanimous consent to address the House.

Mr. TOTMAN: Mr. Speaker, I appreciate your courtesy in allowing me to speak because I would like to speak to Item 2, which is about to come up and requires a two-thirds vote of the House, and I am not clear on the procedure in trying to request a one-day delay on this bill before you start to read the bill.

The SPEAKER pro tem: The Chair will request the gentleman to defer his motion until Item 2 is arrived at.

At this point, Speaker Trafton returned to the rostrum.

SPEAKER TRAFTON: The Chair wishes to thank the gentleman from Portland, Mr. Childs, for presiding this morning and doing it in such a fine fashion. Thank you.

Thereupon, the Sergeant-at-Arms conducted the gentleman from Portland, Mr. Childs, to his seat on the Floor, amid the applause of the House, and Speaker Trafton resumed the Chair.

### Passed to Be Enacted Emergency Measure

An Act Correcting Appropriations for State Aid and Bridge Act Apportionments to Conform with New State Valuations (H. P. 97) (L. D. 105)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a division was had. 117

voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

#### **Emergency Measure Tabled and Assigned**

Resolve providing for Motor Vehicle Registration Plates (S. P. 44) (L. D. 33)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed.

The SPEAKER: The Chair recognizes the gentleman from Bangor, Mr. Totman.

Mr. TOTMAN: Mr. Speaker and Members of the House: Perhaps members should not question a bill unless they have had an opportunity to object to the bill at the hearing. I am very frank in stating that I have not heard the various arguments for and against this bill at the hearing. However, I call your attention to the fact that this bill requires an appropriation of \$296,000 from the unappropriated surplus of the Highway fund, and I, for one, because the general public is so critical of our license plates and it does affect practically every car owner—every car owner in the State, I wonder if it would not be a good idea to hold this bill just one day for the purpose of finding out what type plates, how many plates because many states are going to one plate although I have no particular argument if the State of Maine wishes to continue with two plates, but I think it would be good public relations for the members of the House to know, each and every one, what type plate is going to be procured for this \$296,000, and I therefore would move that the bill be especially assigned for tomorrow instead of being passed today.

The SPEAKER: The gentleman from Bangor, Mr. Totman, moves that Resolve providing for Motor Vehicle Registration Plates, Senate Paper 44, Legislative Document 33, lie on the table pending final passage and be specially assigned for tomorrow. Is this the pleasure of the House?

The motion prevailed and the Resolve was so tabled and assigned.

#### **Passed to Be Enacted**

An Act Repealing Separate Bids for Purchase of Institutional Supplies (S. P. 49) (L. D. 46)

An Act relating to Audience Participation in Radio or Television Amusements or Games (S. P. 211) (L. D. 495)

An Act relating to Eligibility for Aid for Veterans and Their Dependents (H. P. 31) (L. D. 41)

An Act relating to Expenditure of Town Road Improvement Funds (H. P. 41) (L. D. 52)

An Act Correcting Appropriations for Snow Removal to Conform with New State Valuation (H. P. 98) (L. D. 106)

An Act relating to Gross Weight of Trucks, Tractors and Other Commercial Motor Vehicles (H. P. 133) (L. D. 134)

#### **Finally Passed**

Resolve in favor of Herman Zimmerman of Presque Isle (S. P. 76) (L. D. 548)

Resolve Designating Fore River Bridge in Cumberland County as The Veterans Memorial Bridge (H. P. 55) (L. D. 61)

Resolve Designating Part of U. S. Route No. 1 in Maine as Narragagus Highway (H. P. 99) (L. D. 107)

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

#### **Orders of the Day**

The SPEAKER: The Chair lays before the House the first tabled and today assigned matter, Bill "An Act relating to Fees and Deputy Sheriffs in Attendance at Court," Senate Paper 86, Legislative Document 175, tabled on February 17 by the gentleman from Calais, Mr. Davis, pending second reading and the Chair recognizes that gentleman.

Mr. DAVIS: Mr. Speaker, I tabled Senate Paper 86, Legislative Document 175, by request and I now move that this Bill be taken off the table and left to the disposition of the House.

Thereupon, the Bill was given its second reading and assigned for third reading tomorrow.

The SPEAKER: The Chair lays before the House the second tabled and today assigned matter, House Report "Ought not to pass" of the Committee on Judiciary on Bill "An Act relating to Checking Speed of Motor Vehicles by Electrical Devices," House Paper 109, Legislative Document 117, tabled on February 17 by the gentleman from Bangor, Mr. Totman, pending acceptance of the Report and the Chair recognizes that gentleman.

Thereupon, on motion of Mr. Totman of Bangor, the Report and Bill were recommitted to the Committee on Judiciary and sent up for concurrence.

The SPEAKER: The Chair lays before the House the third tabled and today assigned matter, Bill "An Act Increasing Salaries of Certain Officers in Washington County," House Paper 169, Legislative Document 160, tabled on February 22 by the gentleman from Calais, Mr. Davis, pending third reading and the Chair recognizes that gentleman.

Mr. DAVIS: Mr. Speaker, I now move that this bill be referred back to the committee and I may say that I have consulted the House Chairman of the Towns and Counties Committee and this procedure is agreeable to him and the same procedure would apply on the other items, numbers 4, 5 and 6, all to be referred back to the committee.

The SPEAKER: The gentleman from Calais, Mr. Davis, moves that the third tabled and today assigned matter be recommitted to the Committee on Towns and Counties. Is this the pleasure of the House?

The motion prevailed and the Bill was recommitted to the Committee on Towns and Counties and sent up for concurrence.

The SPEAKER: The Chair lays before the House the fourth tabled and today assigned matter, Bill "An Act to Increase the Salaries of the Judge and the Recorder of the Western Washington Municipal

Court," House Paper 170, Legislative Document 161, tabled on February 22 by the gentleman from Calais, Mr. Davis, pending third reading; and the Chair recognizes that gentleman.

Thereupon, on motion of Mr. Davis of Calais, the Bill was recommitted to the Committee on Towns and Counties and sent up for concurrence.

The SPEAKER: The Chair lays before the House the fifth tabled and today assigned matter, Bill "An Act to Increase the Salary of the Judge of the Calais Municipal Court", House Paper 171, Legislative Document 162, tabled on February 22 by the gentleman from Calais, Mr. Davis, pending third reading; and the Chair recognizes that gentleman.

Thereupon, on motion of Mr. Davis of Calais, the Bill was recommitted to the Committee on Towns and Counties and sent up for concurrence.

The SPEAKER: The Chair lays before the House the sixth tabled and today assigned matter, Bill "An Act to Increase the Salary of the Recorder of the Calais Municipal Court", House Paper 172, Legislative Document 163, tabled on February 22 by the gentleman from Calais, Mr. Davis, pending third reading; and the Chair recognizes that gentleman.

Thereupon, on motion of Mr. Davis of Calais, the Bill was recommitted to the Committee on Towns and Counties and sent up for concurrence.

Out of order and under suspension of the rules, Mr. Ferguson of Hanover presented the following Order and moved its passage:

ORDERED, that Rev. Charles Pendleton of Bethel Congregational Church, be invited to officiate as Chaplain of the House on Thursday, March 3, 1955.

The Order received passage.

The SPEAKER: It comes to the attention of the Chair that we have another class this morning, thirty-

eight students from the Seventh and Eighth Grades of Lubec Grammar School in Washington County under the supervision of their Principal, Guy Look, and teachers Annie Gerish and Ensena Trecartin. On behalf of the House, the Chair extends to you a hearty and cordial welcome. (Applause)

The House is proceeding under Orders of the Day. At this time the Chair would like to bring to the members' attention the fact that there are in the office of the Director of Legislative Research some bills, approximately fifty in number, waiting to be signed in order that they may be introduced.

The Chair would also like to call to the attention of the members the fact that on the calendar tomorrow and on succeeding Thursdays there may very well be emergency enactors, and that if at least 101 members of the House are not here those emergency enactors may run into difficulty.

If there is no other business, the Clerk will read the notices.

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On motion of Miss Lawry of Rockland,

Adjourned until one-thirty tomorrow afternoon.