

# 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

Friday, April 8, 1955

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

Prayer by the Rev. Mr. Robert Brackley of Hallowell.

The journal of the previous session was read and approved.

### Papers from the Senate

The following paper from the Senate not on the Advance Journal:

From the Senate: The following Order:

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, April 12, 1955. (S. P. 528)

Came from the Senate read and passed.

In the House, the Order was read and passed in concurrence.

### House at Ease

Called to order by the Speaker.

(Off Record Remarks by the Speaker)

The following Bills reported by the Committee on Engrossed Bills and on their passage to be enacted and the following Resolves on their final passage as Emergency Measures were taken up out of order and under suspension of the rules:

### Passed to Be Enacted Emergency Measure

An Act to Increase the Borrowing Capacity of Community School District Number One in Fort Kent, Maine (H. P. 434) (L. D. 480)

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

On motion of Mr. Childs of Portland, was ordered sent forthwith to the Senate.

### Emergency Measure

An Act Appropriating Moneys for Anticipated Overdrafts in the Harness Racing Commission Due to Insufficient Appropriations (H. P. 460) (L. D. 505)

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. 107 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.

### Finally Passed Emergency Measure

Resolve Providing for Emergency Repairs and Construction at Pownal State School (S. P. 175) (L. D. 427)

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. 107 voted in favor of same and none against, and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

### Emergency Measure

Resolve Appropriating Monies for Civil Defense Matching Funds (H. P. 772) (L. D. 857)

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. 107 voted in favor of same and none against, and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

### Senate Reports of Committees Leave to Withdraw

Report of the Committee on Judiciary on Bill "An Act Requiring the Business of Loaning Money to be Conducted on Separate Premises" (S. P. 477) (L. D. 1346) reporting Leave to Withdraw.

Report of the Committee on Towns and Counties reporting same on Bill "An Act Increasing Salaries of Cer-

tain County Offices in Aroostook County" (S. P. 353) (L. D. 962)

Came from the Senate read and accepted.

In the House, the Reports were read and accepted in concurrence.

#### **Ought Not to Pass Tabled and Assigned**

Report of the Committee on Public Utilities reporting "Ought not to pass" on Bill "An Act relating to Definition of 'Contract Carrier'" (S. P. 487) (L. D. 1356)

Came from the Senate read and accepted.

In the House, the Report was read.

(On motion of Mr. Haughn of Bridgton, the Report and Bill were tabled pending acceptance of the Committee Report and specially assigned for Tuesday, April 12.)

#### **Ought to Pass**

Report of the Committee on Judiciary reporting "Ought to pass" on Bill "An Act relating to Moving Motor Vehicles Seized on Attachment" (S. P. 432) (L. D. 1191)

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 Bill read twice and assigned the next legislative day.

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

An Act relating to Expenses of Persons Committed to State Prison for Safekeeping (S. P. 392) (L. D. 1106) which was passed to be enacted in the House on April 6, and passed to be engrossed on March 31.

Came from the Senate passed to be engrossed as amended by Senate Amendment "A" in non-concurrence.

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

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

Bill "An Act to Clarify the Liquor Laws" (S. P. 254) (L. D. 685) which was passed to be engrossed as amended by House Amendment

"A" and Committee Amendment "A" in non-concurrence in the House on April 5.

Came from the Senate with House Amendment "A" indefinitely postponed and the Bill passed to be engrossed as amended by Committee Amendment "A" in non-concurrence.

In the House:

The SPEAKER: The Chair recognizes the gentleman from Greenville, Mr. Anderson.

Mr. ANDERSON: Mr. Speaker, at the request of the gentlewoman from Presque Isle, Mrs. Christie, I was to table this until a specified day next week. However, after talking with the House Chairman of the Committee on Liquor Control, I find that there is no definite date that they can have with the Commission itself. Therefore, I would like to table this matter unassigned.

The SPEAKER: The gentleman from Greenville, Mr. Anderson, moves that the Bill with accompanying papers lie on the table unassigned pending further consideration. Is this the pleasure of the House?

The motion prevailed and the Bill with accompanying papers was so tabled.

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.

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

Mr. Childs from the Committee on Legal Affairs on Bill "An Act relating to Municipal Officers in City of Lewiston" (H. P. 1132) (L. D. 1330) reported Leave to Withdraw.

Mr. Lord from same Committee reported same on Bill "An Act relating to the Mayor, Members of the Board of Finance and the Corporation Counsel of the City of Lewiston" (H. P. 710) (L. D. 778)

Mr. Jennings from the Committee on Veterans and Military Affairs reported same on Bill "An Act to Authorize Issuance of Bonds in the Amount of Twenty Two Million Dollars for Bonus to Maine Veterans of World War II and the Korean Campaign" (H. P. 84) (L. D. 81)

Same gentleman from same Committee reported same on Resolve Proposing an Amendment to the Constitution to Provide for a Bonus to Maine Veterans of World War II and the Korean Campaign (H. P. 85) (L. D. 82)

Reports were read and accepted and sent up for concurrence.

#### Ought Not to Pass

Mr. Cote from the Committee on Claims reported "Ought not to pass" on Resolve in favor of Haller V. Priest of Lowell (H. P. 869) (L. D. 981)

Mr. Fuller from same Committee reported same on Resolve in favor of Gordon M. Andrews (H. P. 874)

Reports were read and accepted and sent up for concurrence.

Mr. Jack from the Committee on Claims reported "Ought not to pass" on Resolve in favor of Phyllis Libby of Nobleboro (H. P. 774)

Report was read and accepted and sent up for concurrence.

(This action was subsequently reconsidered.)

Mr. Browne from the Committee on Judiciary reported "Ought not to pass" on Bill "An Act Concerning Expiration of Inheritance Tax Lien on Real Estate" (H. P. 481) (L. D. 526) as it is covered by other legislation.

Report was read and accepted and sent up for concurrence.

#### Tabled

Mr. Bragdon from the Committee on Legal Affairs reported "Ought not to pass" on Bill "An Act relating to Election and Salary of Corporation Counsel of the City of Lewiston" (H. P. 277) (L. D. 261)

Report was read.

(On motion of Mr. Cote of Lewiston, the Report and Bill were tabled pending acceptance of the Committee Report.)

#### Tabled

Mr. Bragdon from the Committee on Legal Affairs reported "Ought not to pass" on Bill "An Act Amending the Charter of the City of Lewiston re Elections, Election of Mayor,

Aldermen, Warden and Ward Clerk" (H. P. 437) (L. D. 483)

Report was read.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Malenfant.

Mr. MALENFANT: Mr. Speaker, I move that this matter lie on the table unassigned and I promise every member of the House to remove these bills —

The SPEAKER: The Chair will state that once a motion to table is made, debate is not in order.

The gentleman from Lewiston, Mr. Malenfant, moves that the Report and Bill lie on the table unassigned pending acceptance of the Committee Report. Is this the pleasure of the House?

The motion prevailed and the Report and Bill were so tabled.

#### Tabled

Mr. Foster from the Committee on Legal Affairs reported "Ought not to pass" on Bill "An Act Providing for a 3-year Term of Office for the City Clerk of Lewiston" (H. P. 435) (L. D. 481)

Report was read.

(On motion of Mr. Malenfant of Lewiston, the Report and Bill were tabled pending acceptance of the Committee Report.)

#### Tabled

Mr. Quinn from the Committee on Legal Affairs reported "Ought not to pass" on Bill "An Act Providing for the Appointment of a Civil Engineer of the City of Lewiston by the Department of Public Works" (H. P. 436) (L. D. 482)

Report was read.

(On motion of Mr. Malenfant of Lewiston, the Report and Bill were tabled pending acceptance of the Committee Report.)

#### Tabled and Assigned

Mr. Quinn from the Committee on Legal Affairs reported "Ought not to pass" on Bill "An Act relating to the Board of Finance of the City of Lewiston" (H. P. 631) (L. D. 671)

Report was read.

(On motion of Mr. Couture of Lewiston, the Report and Bill were tabled pending acceptance of the Committee Report and specially assigned for Friday, April 15.)

### Tabled and Assigned

Mr. Quinn from the Committee on Legal Affairs reported "Ought not to pass" on Bill "An Act relating to Appointment of Corporation Counsel and All Board Members in City of Lewiston" (H. P. 1072) (L. D. 1267) Report was read.

(On motion of Mr. Cote of Lewiston, the Report and Bill were tabled pending acceptance of the Committee Report and specially assigned for Friday, April 15.)

### Tabled

Mrs. Thomas from the Committee on Legal Affairs reported "Ought not to pass" on Bill "An Act Amending the Charter of the City of Lewiston re Appointments by Mayor and Membership and Terms of Boards and Commissions" (H. P. 433) (L. D. 484)

Report was read.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Malenfant.

Mr. MALENFANT: Mr. Speaker, I move that this matter lie on the tabled unassigned.

The SPEAKER: The gentleman from Lewiston, Mr. Malenfant, moves that the Report and Bill lie on the table pending acceptance of the Committee Report.

For what purpose does the gentleman from Lewiston, Mr. Couture, rise?

Mr. COUTURE: Mr. Speaker, I rise for the purpose of asking for a division vote.

The SPEAKER: The question before the House is on the motion of the gentleman from Lewiston, Mr. Malenfant, that Item 16, the "Ought not to pass" Report of the Committee on Legal Affairs on Bill "An Act Amending the Charter of the City of Lewiston re Appointments by Mayor and Membership and Terms of Boards and Commissions", House Paper 433, Legislative Document 484, lie on the table pending acceptance of the Committee Report.

The gentleman from Lewiston, Mr. Couture, has requested a division.

As many as are in favor of this matter lying on the table unassigned will kindly rise and remain standing in their places until the monitors have made and returned the count.

A division of the House was had.

Nine having voted in the affirmative and four having voted in the negative, the motion prevailed and the Report and Bill were so tabled.

Mr. Albert from the Committee on Retirements and Pensions reported "Ought not to pass" on Bill "An Act relating to Creditable Service Under Maine State Retirement System" (H. P. 604) (L. D. 658) as it is covered by other legislation.

Same gentleman from same Committee reported same on Bill "An Act relating to Maintenance Values for Retirement Benefits Under Maine State Retirement System" (H. P. 933) (L. D. 1033) as it is covered by other legislation.

Reports were read and accepted and sent up for concurrence.

The SPEAKER: The Chair recognizes the gentleman from Bremen, Mr. Hilton.

Mr. HILTON: Mr. Speaker, I am sorry, I must have been asleep here but I would like to have Item 8 reconsidered.

The SPEAKER: The gentleman from Bremen, Mr. Hilton, moves that the House reconsider its action whereby earlier this afternoon it accepted the "Ought not to pass" Report of the Committee on Claims on Resolve in favor of Phyllis Libby of Nobleboro, House Paper 774. Is this the pleasure of the House?

The motion prevailed.

On further motion of the same gentleman, the Report and Resolve were tabled pending acceptance of the Committee Report and specially assigned for Friday, April 15.

### Ought to Pass in New Draft

Mr. Stilphen from the Committee on Public Health on Bill "An Act relating to Registration for Barbers and Apprentice Barbers" (H. P. 551) (L. D. 608) which was recommitted, reported same in a new draft (H. P. 1184) (L. D. 1439) under same title and that it "Ought to pass"

Report was read and accepted, the Bill read twice and assigned the next legislative day.

### Tabled and Assigned

Mr. Cianchette from the Committee on Towns and Counties on Bill "An Act relating to Fees for Jurors" (H. P. 168) (L. D. 159) reported same in a new draft (H. P. 1185) (L. D. 1440) under title of "An Act relating to Fees for Jurors and Witnesses" and that it "Ought to pass"

Report was read.

The SPEAKER: Is it the pleasure of the House that the Report of the Committee be accepted?

The Chair recognizes the gentleman from Pittsfield, Mr. Cianchette.

Mr. CIANCHETTE: Mr. Speaker, in favor of the gentleman from Benton, Mr. Woodworth, who is absent today, I would request that this lie on the table until Tuesday next.

The SPEAKER: The gentleman from Pittsfield, Mr. Cianchette moves that the Report and Bill lie on the table pending acceptance of the Committee Report and be specially assigned for Tuesday, April 12. Is this the pleasure of the House?

The motion prevailed and the Report and Bill were so tabled and assigned.

### Ought to Pass Printed Bills

Mr. Alden from the Committee on Claims reported "Ought to pass" on Resolve in favor of Frederick Standley of South Windham (H. P. 340) (L. D. 1436)

Mr. Alderson from same Committee reported same on Resolve in favor of John C. Bonnell of Portland (H. P. 53) (L. D. 1435)

Same gentleman from same Committee reported same on Resolve in favor of Abigail D. Flynn, of Waldoboro (H. P. 735) (L. D. 817)

Same gentleman from same Committee reported same on Resolve in favor of Harold B. Gross, of Waldoboro (H. P. 736) (L. D. 1437)

Mr. Fuller from same Committee reported same on Resolve in favor of Stockton Springs (H. P. 773) (L. D. 879)

Mr. Getchell from same Committee reported same on Resolve in favor of Gunnar Sandstrom of Sinclair (H. P. 873) (L. D. 1441)

Reports were read and accepted, the Resolves read once and as-

signed for second reading the next legislative day.

### Tabled and Assigned

Mr. Pullen from the Committee on Highways reported "Ought to pass" on Bill "An Act relating to Construction of Entrances to Highways" (H. P. 253) (L. D. 238)

Report was read.

(On motion of Mr. Pullen of Oakland, the Report and Bill were tabled pending acceptance of the Committee Report and specially assigned for Thursday, April 14.)

Mr. Lord from the Committee on Legal Affairs reported "Ought to pass" on Bill "An Act Increasing the Compensation of Aldermen of the City of Lewiston" (H. P. 922) (L. D. 1030)

Mrs. Thomas from same Committee reported same on Bill "An Act to Incorporate The Memorial School District in Belfast" (H. P. 1118) (L. D. 1284)

Reports were read and accepted, the Bills read twice and assigned the next legislative day.

The SPEAKER: The Chair recognizes the gentleman from Pittsfield, Mr. Cianchette.

Mr. CIANCHETTE: Mr. Speaker, I now move that we reconsider our action on Item 20.

The SPEAKER: The Chair will state that the last motion on Item 20, Report of the Committee on Towns and Counties on Bill "An Act relating to Fees for Jurors," House Paper 168, Legislative Document 159, reporting same in a new draft, House Paper 1185, Legislative Document 1440, under title of "An Act relating to Fees for Jurors and Witnesses" and that it "Ought to pass" was to place that matter on the table. That vote is not in order for reconsideration.

### Ought to Pass with Committee Amendment

Mr. Alden from the Committee on Claims on Resolve to Reimburse Roscoe Morse of Rockland for Damage by Escaped Prisoner of State Prison (H. P. 870) (L. D. 982) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Resolve read once.

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

COMMITTEE AMENDMENT "A" to H. P. 870, L. D. 982, Resolve to Reimburse Roscoe Morse of Rockland for Damage by Escaped Prisoner of State Prison.

Amend said Resolve by striking out in second line in said Resolve the figure "\$300" and inserting in place thereof the figure '\$100'

Committee Amendment "A" was adopted and the Resolve assigned for second reading the next legislative day.

Mr. Anderson from the Committee on Claims on Resolve in favor of Francis Coyne of Westbrook for Damage by Escapees from Reformatory for Men (H. P. 958) (L. D. 1438) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Resolve read once.

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

COMMITTEE AMENDMENT "A" to H. P. 958, L. D. 1438, Resolve in Favor of Francis Coyne of Westbrook for Damage by Escapees from Reformatory for Men.

Amend said Resolve by striking out the 2nd line thereof and inserting in place thereof the following: 'from the unappropriated surplus of the general fund the sum of \$75 to be paid to'

Committee Amendment "A" was adopted and the Resolve assigned for second reading the next legislative day.

Mr. Cote from the Committee on Claims on Resolve in favor of West Shore Hotel Company (H. P. 522) (L. D. 585) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Resolve read once.

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

COMMITTEE AMENDMENT "A" to H. P. 522, L. D. 585, Resolve in favor of West Shore Hotel Company.

Amend said Resolve by striking out the words and figures "plus in-

terest thereon from November 1, 1952" in the 4th and 5th lines thereof.

Committee Amendment "A" was adopted and the Resolve assigned for second reading the next legislative day.

Mr. Getchell from the Committee on Claims on Resolve in favor of the Town of Milo (H. P. 32) (L. D. 49) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Resolve read once.

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

COMMITTEE AMENDMENT "A" to H. P. 32, L. D. 49, Resolve in favor of the Town of Milo.

Amend said Resolve by striking out in the third line in said Resolve "general fund" and inserting in place thereof 'unappropriated surplus of the general fund'

Committee Amendment "A" was adopted and the Resolve assigned for second reading the next legislative day.

Mr. Jack from the Committee on Claims on Resolve in favor of Henry Michaud, of South Berwick (H. P. 248) (L. D. 236) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Resolve read once.

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

COMMITTEE AMENDMENT "A" to H. P. 248, L. D. 236, Resolve in favor of Henry Michaud, of South Berwick.

Amend said Resolve by striking out in the 6th line in said Resolve "general funds" and inserting in place thereof 'unappropriated surplus of the general fund'

Committee Amendment "A" was adopted and the Resolve assigned for second reading the next legislative day.

Mr. Jack from the Committee on Claims on Resolve in favor of the Town of Bowdoin (H. P. 251) (L. D. 367) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.



Report was read and accepted and the Resolve read once.

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

COMMITTEE AMENDMENT "A" to H. P. 251, L. D. 367, Resolve in favor of the Town of Bowdoin.

Amend said Resolve by striking out in the second line in said Resolve "general fund" and inserting in place thereof "unappropriated surplus of the general fund"

Committee Amendment "A" was adopted and the Resolve assigned for second reading the next legislative day.

Mr. Browne from the Committee on Judiciary on Bill "An Act relating to Use of Photostatic Reproductions" (H. P. 832) (L. D. 923) 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. 832, L. D. 923, Bill "An Act relating to Use of Photostatic Reproductions."

Amend said Bill by inserting after the underlined word "institution" in the 5th line the following underlined words and punctuation "bank, trust company"

Further amend said bill by inserting at the end of the 6th line the following underlined words "his or its"

Further amend said bill by inserting at the end of the 9th line the underlined words "his or its"

Further amend said bill by inserting after the underlined word "business" in the 10th line the underlined words "or activity"

Committee Amendment "A" was adopted, and the Bill assigned for third reading the next legislative day.

Mr. Needham from the Committee on Judiciary on Bill "An Act relating to Sale and Use of Electric Fences" (H. P. 729) (L. D. 791) which was recommitted, 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. 729, L. D. 791, Bill "An Act relating to Sale and Use of Electric Fences."

Amend said Bill by inserting after the Title thereof an emergency preamble to read as follows:

**Emergency preamble.** Whereas, a large number of electric fences now in use in the State are dangerous by reason of faulty construction or installation; and

Whereas, by reason of the faulty construction or installation of said electric fences, human life has been lost; and

Whereas, the following legislation is wholly necessary for the protection of human life; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now therefore,

Further amend said Bill by striking out the first paragraph of "Sec. 18-A" and inserting in place thereof the following:

**'Sec. 18-A. Use of electrical fences.** No person or individual shall sell, utilize, install or have installed within this State, equipment, devices or methods whereby fence wires may be energized with electricity unless a standard type of controller is used, which has the approval of the Underwriter's Laboratories and carries such label thereon or has the approved listing of the Department of Industrial Cooperation at the University of Maine.'

Further amend said Bill by adding at the end thereof an emergency clause to read as follows:

**'Emergency clause.** In view of the emergency cited in the preamble, this act shall take effect when approved.'

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Mr. Foster from the Committee on Legal Affairs on Bill "An Act relating to Zoning in Village Corporations" (H. P. 310) (L. D. 287) re-

ported "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. 310, L. D. 287, Bill "An Act relating to Zoning in Village Corporations."

Amend said Bill by adding at the end thereof, before the single quotation mark, the following underlined sentence: **'In the event of a conflict between the zoning provisions of a village corporation and zoning provisions of the town of which the village corporation is a part, the zoning provisions of the village corporation shall prevail within the geographical limits of the village corporation.'**

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

#### **Tabled and Assigned**

Mr. Foster from the Committee on Legal Affairs on Bill "An Act relating to Payments by Town of York to York Beach Village Corporation" (H. P. 489) (L. D. 534) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read.

(On motion of Mr. Hancock of York the Report with accompanying papers was tabled pending acceptance and was specially assigned for Thursday, April 14.)

Mr. Lord from the Committee on Legal Affairs on Bill "An Act to Create the Bath Parking District" (H. P. 65) (L. D. 70) 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. 65, L. D. 70, Bill "An Act to Create the Bath Parking District."

Amend said Bill by striking out the figures "\$500,000" in the 5th

line of Section 6 and insert in place thereof the figures '\$100,000'

Further amend said Bill by striking out the figures "25%" in the third line from the end in section 19 and inserting in place thereof the figures '20%'

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Mr. Quinn from the Committee on Legal Affairs on Bill "An Act Amending the Charter of the City of Ellsworth" (H. P. 1001) (L. D. 1166) 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. 1001, L. D. 1166, Bill "An Act Amending the Charter of the City of Ellsworth."

Amend said Bill in Sec. 7 by striking out all the underlined part designated "Sec. 1" and inserting in place thereof the following:

**'Sec. 1. Title and appointment. There shall be the following administrative officers and boards:**

**(a) The following officers and boards shall be appointed by ballot by a majority vote of the members of the city council: city manager, city clerk, treasurer, tax collector, members of the board of assessors, members of the superintending school committee, two members of the board of registration, trustees of the public library, members of the planning board, and members of the board of appeals.**

**(b) The following officers shall be appointed by the city manager subject to confirmation by the city council: police chief, fire chief, street commissioner, inspector of buildings, health officer, librarian and all other department heads, officers or employees whose position may from time to time be created by ordinance or resolve. The city manager may make the above appointments or may delegate any or all of the duties of such officers to others.'**

Committee Amendment "A" was adopted and the Bill assigned for

third reading the next legislative day.

Mr. Beal from the Committee on Natural Resources on Bill "An Act relating to Public Camp Sites and Lunch Grounds Maintained by Forestry Department" (H. P. 1078) (L. D. 1261) 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. 1078, L. D. 1261, Bill "An Act relating to Public Camp Sites and Lunch Grounds Maintained by Forestry Department."

Amend said Bill by striking out, in the 8th line, the underlined words "for later occupation" and inserting in place thereof the underlined words "for more than one week in any 30-day period"

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

#### Tabled and Assigned

Mr. Beal from the Committee on Natural Resources on Bill "An Act relating to Kindling Fires on Land" (H. P. 1079) (L. D. 1262) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read.

(On motion of Mr. Finemore of Bridgewater, the Report with accompanying papers was tabled pending acceptance and specially assigned for Friday, April 22.)

Mr. Haughn from the Committee on Public Utilities on Bill "An Act to Create the Augusta Sewerage District" (H. P. 498) (L. D. 549) 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. 498, L. D. 549, Bill "An Act to Create the Augusta Sewerage District."

Amend said Bill by adding at the end thereof the following paragraph:

"This act shall not be submitted to the legal voters of the City of Augusta unless ratified by 2/3 of the elected members of the Board of Aldermen and the Common Council in joint meeting. If such ratification is not granted by September 1, 1957, this act shall be null and void."

Further amend said Bill by striking out in the 2nd sentence of the Referendum the words: "and shall be held before the next regular election"

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Mr. Porell from the Committee on Towns and Counties on Bill "An Act Increasing the Salary of the Recorder of the Van Buren Municipal Court" (H. P. 950) (L. D. 1053) 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. 950, L. D. 1053, Bill "An Act Increasing the Salary of the Recorder of the Van Buren Municipal Court."

Amend said Bill by striking out the underlined figure "\$600" in the next to the last line thereof and inserting in place thereof the underlined figure "\$700"

Committee Amendment "A" was adopted and the Bill was assigned for third reading the next legislative day.

Mr. Wadleigh from the Committee on Towns and Counties on Bill "An Act Increasing Salaries of Certain County Officials of Franklin County" (H. P. 856) (L. D. 942) 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. 856, L. D. 942, Bill "An Act Increasing Salaries of Certain County Officials of Franklin County".

Amend said Bill by striking out all of the last two lines thereof.

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

### Divided Report

Majority Report of the Committee on Highways reporting "Ought to pass" on Resolve in favor of Town of Brooksville, Hancock County (H. P. 890) (L. D. 998)

Report was signed by the following members:

Messrs. JAMIESON of Aroostook  
COLE of Waldo  
— of the Senate.

Messrs. FERGUSON of Hanover  
PULLEN of Oakland  
CARTER of Etna  
DUNN of Poland  
HIGGINS of Scarborough  
NADEAU of Biddeford  
DENBOW of Lubec  
— of the House.

Minority Report of same Committee reporting "Ought not to pass" on same Resolve.

Report was signed by the following member:

Mr. PARKER of Piscataquis  
— of the Senate.

Reports were read.

Thereupon, on motion of Mr. Roberts of Brooklin, the Majority Report of the Committee "Ought to pass" was accepted and the Resolve was given its first reading and assigned for second reading the next legislative day.

### Divided Report Tabled and Assigned

Majority Report of the Committee on Veterans and Military Affairs reporting "Ought not to pass" on Bill "An Act to Authorize the Issuance of Bonds in the Amount of Twenty Million Dollars for Bonus to Maine Veterans of World War II and the Korean Campaign" (H. P. 1143) (L. D. 1340)

Report was signed by the following members:

Messrs. WEEKS of Cumberland

FULLER of Oxford  
BROWN of Washington  
— of the Senate.

Messrs. KIMBALL of Dayton  
MAXWELL of Winthrop  
— of the House.

Minority Report of same Committee on same Bill reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Messrs. JENNINGS of Strong  
VALLELY of Sanford  
DUMAIS of Lewiston  
— of the House.

Reports were read.

(On motion of Mr. Dumais of Lewiston, the two Reports with accompanying papers were tabled pending acceptance of either Report and specially assigned for Wednesday, April 20.)

### Divided Report Tabled and Assigned

Majority Report of the Committee on Veterans and Military Affairs reporting "Ought not to pass" on Resolve Proposing an Amendment to the Constitution to Provide for a Bonus to Maine Veterans of World War II and the Korean Campaign (H. P. 1144) (L. D. 1341)

Report was signed by the following members:

Messrs. WEEKS of Cumberland  
FULLER of Oxford  
BROWN of Washington  
— of the Senate.

Messrs. KIMBALL of Dayton  
MAXWELL of Winthrop  
— of the House.

Minority Report of same Committee reporting "Ought to pass" on same Resolve.

Report was signed by the following members:

Messrs. VALLELY of Sanford  
DUMAIS of Lewiston  
JENNINGS of Strong  
— of the House.

Reports were read.

(On motion of Mr. Dumais of Lewiston, the two Reports were tabled pending acceptance of either Report and specially assigned for Wednesday, April 20.)

### Passed to Be Engrossed

Bill "An Act relating to Hunting of Woodcock" (S. P. 183) (L. D. 435)

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

Bill "An Act relating to Discharge in Bankruptcy Re Financial Responsibility Law" (S. P. 409) (L. D. 1173)

Bill "An Act Modifying and Clarifying the Rule Against Perpetuities" (S. P. 411) (L. D. 1175)

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

### Tabled and Assigned

Bill "An Act relating to Legislative Research Committee" (S. P. 446) (L. D. 1238)

Was reported by the Committee on Bills in the Third Reading and read the third time.

(On motion of Mr. Allen of Chelsea, tabled pending passage to be engrossed and specially assigned for Friday, April 15.)

Bill "An Act Providing for an Interpleader Compact" (S. P. 448) (L. D. 1240)

Bill "An Act Amending the Charter of the Lewiston Gas Light Company" (S. P. 492) (L. D. 1359)

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

### Tabled and Assigned

Bill "An Act Amending the Mining Law" (S. P. 494) (L. D. 1371)

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

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

Mr. BROWNE: Mr. Speaker and Members of the House: A problem has arisen in my mind with reference to the personnel of the Maine Mining Bureau as it is suggested in this bill. I therefore move that this matter lie on the table until Wednesday next to give me an opportunity to investigate what, if any, action may be necessary.

The SPEAKER: The gentleman from Bangor, Mr. Browne, moves that this Bill lie on the table pend-

ing third reading and be specially assigned for Wednesday, April 13. Is this the pleasure of the House?

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

Bill "An Act to Increase the Salary of the Recorder of the Northern Aroostook Municipal Court" (H. P. 458) (L. D. 493)

Bill "An Act Increasing Clerk Hire and Salary of the Judge of the Franklin Municipal Court" (H. P. 628) (L. D. 668)

Bill "An Act to Increase the Salary of the Judge of the Northern Cumberland Municipal Court" (H. P. 630) (L. D. 670)

Bill "An Act Increasing Clerk Hire for Office of Register of Probate in Knox County" (H. P. 689) (L. D. 757)

Bill "An Act Increasing Salary of Judge of Probate of Knox County" (H. P. 1055) (L. D. 1230)

Bill "An Act relating to Registration Fees for Farm Trucks" (H. P. 1179) (L. D. 1419)

Resolve Regulating Fishing for Black Bass Through the Ice in Knox County (S. P. 312) (L. D. 851)

Resolve Regulating Ice Fishing in Broken Bridge Pond, Oxford County (S. P. 520) (L. D. 1415)

Resolve Authorizing Aroostook County Commissioners to Compensate Tax Collector in Township 17, Range 5 (H. P. 690) (L. D. 758)

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

### Amended Bills

#### Tabled and Assigned

Bill "An Act relating to Installations within Highway Limits" (S. P. 93) (L. D. 223)

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

(On motion of Mr. Pullen of Oakland, tabled pending third reading and specially assigned for Thursday, April 14.)

#### Tabled and Assigned

Resolve Regulating Ice Fishing in Twitchell Pond, Oxford County (S. P. 283) (L. D. 795)

Was reported by the Committee on Bills in the Third Reading and read the second time.

(On motion of Mr. Olpe of Brownfield, tabled pending passage to be engrossed and specially assigned for Tuesday, April 12.)

Resolve Appropriating Money for the Preparation of Educational Materials on Maine for Schools (S. P. 457) (L. D. 1287)

Was reported by the Committee on Bills in the Third Reading and read the second time.

Mr. Cates of East Machias then offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to S. P. 457, L. D. 1287, Resolve Appropriating Money for the Preparation of Educational Materials on Maine for Schools.

Amend said Resolve by inserting before the words "general fund" in the 2nd line thereof the words "unappropriated surplus of the"

House Amendment "A" was adopted and the Resolve was passed to be engrossed as amended by Committee Amendment "A" and House Amendment "A" in non-concurrence and sent up for concurrence.

Bill "An Act relating to Burial Expenses Under Old Age Assistance Laws" (S. P. 419) (L. D. 1180)

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

Bill "An Act Displaying Names of Owners and Lessees on Truck Tractors" (H. P. 972) (L. D. 1098)

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

The SPEAKER: Bills on their passage to be enacted. The Chair will state that the one remaining matter requiring more than an or-

dinary vote is Resolve Proposing an Amendment to the Constitution to Change the Qualification of Citizenship of the Governor.

The Chair would suggest that inasmuch as a considerable number are absent and a two-thirds vote is necessary, possibly it would be appropriate for some member to move that this matter be tabled until next week.

#### **Constitutional Amendment on Final Passage Tabled and Assigned**

Resolve Proposing an Amendment to the Constitution to Change the Qualification of Citizenship of the Governor (H. P. 432) (L. D. 478)

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

(On motion of Mr. Totman of Bangor, tabled pending final passage and specially assigned for Tuesday, April 12.)

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

An Act relating to Support of Children at the State Military and Naval Children's Home (S. P. 90) (L. D. 221)

An Act relating to Eligibility for Old Age Assistance (S. P. 141) (L. D. 333)

An Act relating to Registration as Voters of Physically Disabled Persons (S. P. 508) (L. D. 1397)

An Act relating to Definition of Tavern Under Liquor Laws (S. P. 509) (L. D. 1398)

An Act relating to Sum Paid Superintendents of Schools of Towns Having More than Seventy-five Teachers (H. P. 328) (L. D. 369)

An Act relating to Age of Commitment to State School for Boys (H. P. 643) (L. D. 720)

An Act relating to Investment of Temporary State Funds (H. P. 814) (L. D. 906)

An Act relating to Certain Funds Held by Colby College as Trustee (H. P. 363) (L. D. 975)

An Act relating to Tuition Charges at the Maine School for the Deaf (H. P. 971) (L. D. 1097)

An Act relating to Qualifications and License Fees for Practical Nurses (H. P. 1033) (L. D. 1205)

An Act relating to Funeral Directors and Embalmers (H. P. 1046) (L. D. 1221)

An Act relating to Land Taken by Municipalities for Recreational, Educational or Municipal Facilities (H. P. 1056) (L. D. 1231)

An Act relating to Apothecaries and the Sale of Poisons (H. P. 1080) (L. D. 1263)

Resolve in favor of the Maine Historical Society (S. P. 55) (L. D. 83)

Resolve Appropriating Funds for the Perambulation of the Maine-New Hampshire Boundary Line (S. P. 72) (L. D. 165)

Resolve Extending Appropriation of Money to Improve the Approach to the Fish Way at Aroostook Falls (S. P. 213) (L. D. 554)

Resolve Reimbursing Certain Municipalities on Account of Property Tax Exemption of Veterans (S. P. 513) (L. D. 1404)

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, House Report "Ought not to pass" of the Committee on Retirements and Pensions on Resolve Providing for State Pension for Kathleen Whitehouse of Weeks Mills, House Paper 215, tabled on April 1 by the gentleman from China, Mr. Fuller, pending acceptance of the Committee Report.

The Chair recognizes the gentleman from Mechanic Falls, Mr. Foster.

Mr. FOSTER: Mr. Speaker, in the absence of the gentleman from China, Mr. Fuller, and at his request and having been advised that my proposed motion is in accord and in agreement with the Committee on Retirements and Pensions, I move that this be recommitted to that Committee.

The SPEAKER: The gentleman from Mechanic Falls, Mr. Foster, moves that the Report with accompanying papers be recommitted to the Committee on Retirements and

Pensions. Is this the pleasure of the House?

The motion prevailed and the Report and Resolve were recommitted to the Committee on Retirements and Pensions and sent up for concurrence.

The SPEAKER: The Chair lays before the House the second tabled and today assigned matter, House Order relative to Appointment of Committee to Investigate and Determine the Activities of the Employment Security Commission and to Ascertain the Activities of the Health and Welfare Department in regard to Employees in the Logging Industry, tabled on April 5 by the gentleman from Bingham, Mr. Shaw, pending passage and the Chair recognizes that gentleman.

Mr. SHAW: Mr. Speaker, in order that an amended order may be prepared and submitted, I would now move that this matter be retabled and specially assigned for Friday next, April 15.

The SPEAKER: The gentleman from Bingham, Mr. Shaw, moves that this Order be tabled pending passage and be specially assigned for Friday, April 15. Is this the pleasure of the House?

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

The SPEAKER: The Chair lays before the House the third tabled and today assigned matter, An Act relating to Payments of Beneficiary Societies of Children, Senate Paper 511, Legislative Document 1401, tabled on April 7 by the gentleman from Auburn, Mr. Wade, pending passage to be enacted and the Chair recognizes that gentleman.

Thereupon, on motion of that gentleman, under suspension of the rules, the House voted to reconsider its action whereby the Bill was passed to be engrossed on April 5.

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

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

HOUSE AMENDMENT "A" to S. P. 511, L. D. 1401, Bill "An Act relating to Payments of Beneficiary Societies of Children."

Amend said Bill by changing the Title to read as follows: 'An Act Relating to Death Benefits Paid by Fraternal Beneficiary Societies on Account of Children.'

House Amendment "A" was adopted and the Bill, having had its three several readings in the House and the Committee on Bills in the Third Reading having reported that no further verbal amendments were necessary, was passed to be engrossed as amended by Senate Amendment "A" and House Amendment "A" in non-concurrence and sent up for concurrence.

The SPEAKER: The Chair lays before the House the fourth tabled and today assigned matter, Bill "An Act relating to Checking Speed of Motor Vehicles by Electrical Devices, House Paper 109, Legislative Document 117, tabled on April 7 by the gentleman from Bridgewater, Mr. Finemore, pending motion of the gentleman from Bremen, Mr. Hilton, to indefinitely postpone.

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

Mr. TOTMAN: Mr. Speaker and Members of the House: I think it was pointed out the other day that the final action of this bill is very closely tied in with a decision that we are going to take on whether or not we have two license plates or one license plate. There is, as you recall, an emergency enactor that went through this House for \$296,000 for plates which was recommitted to the Committee and has not come out since. Inasmuch as there has been the point raised that the Committee feels the full operation of this bill would depend on one or two plates, I think it is only fair to tie the two together at least for consideration.

And in good faith I would move that this bill be tabled unassigned with the understanding that once the bill comes out of Committee on the plates and is assigned I will take this bill off the table for consideration.

The SPEAKER: The gentleman from Bangor, Mr. Totman, moves that this Bill with accompanying papers lie on the table unassigned pending the motion of the gentleman from Bremen, Mr. Hilton, that

it be indefinitely postponed. Is this the pleasure of the House?

The motion prevailed and the Bill with accompanying papers was so tabled.

The SPEAKER: The Chair lays before the House the fifth tabled and today assigned matter, An Act Providing for Reappointment of Active Retired Justices, Senate Paper 157, Legislative Document 351, tabled on April 7 by the gentleman from Bridgewater, Mr. Finemore, pending passage to be enacted, and the Chair recognizes that gentleman.

Mr. FINEMORE: Mr. Speaker and Members of the House: I hope you do not think I am trying to hold this bill up, but I have been asked by another representative who was unable to be here today and he states he has some further interest in the bill, some further information that should be presented, and I ask that this bill be tabled and specially assigned for Wednesday, April 13.

The SPEAKER: The gentleman from Bridgewater, Mr. Finemore, moves that this Bill lie on the table pending passage to be enacted and be specially assigned for Wednesday, April 13. Is this the pleasure of the House?

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

Mr. Anderson of Greenville was granted unanimous consent to address the House.

Mr. ANDERSON: Mr. Speaker and Members of the House: I dislike doing what I am going to have to do very much, however, I think it is partly my fault that it has not been done before. I was supposed to have gotten information prior to the cicture rule to have prepared and introduced a bill. However, it arrived here one day late, and I must confess that after its arrival I lost it in the shuffle. After having been contacted on it last week end I think it is necessary that I attempt to do what I am now going to. I ask unanimous consent for the introduction of a bill.

The SPEAKER: The gentleman from Greenville, Mr. Anderson, requests unanimous consent to intro-



duce a bill. The Clerk will read the title.

The CLERK: Bill "An Act relating to Forest Fire Control for Certain Territory Under the Maine Forestry District."

The SPEAKER: Does the Chair hear objection to the reception of this Bill notwithstanding the cloture order? The Chair hears none and the Bill is received.

Thereupon, on motion of the same gentleman, the Bill (H. P. 1186) was referred to the Committee on Natural Resources, ordered printed and sent up for concurrence.

The SPEAKER: The House is proceeding under Orders of the Day.

The Chair recognizes the gentleman from Portland, Mr. Childs.

Mr. CHILDS: Mr. Speaker, I request permission to approach the rostrum.

The SPEAKER: The gentleman may approach the rostrum and the House may be at ease.

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#### House at Ease

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Called to order by the Speaker.

The SPEAKER: Is there any further business to come before the House?

Mr. Childs of Portland was granted unanimous consent to address the House off the record.

The SPEAKER: If there is no further business to come before the House, the Clerk will read the notices.

The Chair is informed that there are no notices.

On motion of Mr. Childs of Portland,

Adjourned until Tuesday, April 12, at nine-thirty o'clock in the morning.