

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Ninety-first Legislature

OF THE

STATE OF MAINE



1943

KENNEBEC JOURNAL COMPANY
AUGUSTA, MAINE

HOUSE

Wednesday, January 13, 1943.

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

Prayer by the Rev. Dr. Wood of Augusta.

Journal of the previous session read and approved.

Papers from the Senate

From the Senate: The following Communication: (S. P. 25)

**STATE OF MAINE
EXECUTIVE DEPARTMENT
AUGUSTA**

January 7, 1943.

The Honorable President of the Senate

The Honorable Speaker of the House

Ninety-first Legislature

Dear Sir:

I transmit herewith copies of all Executive Orders issued under authority of Chapter 305 of the Public Laws of 1941, approved January 21, 1942, and entitled "AN ACT to Create the Maine Civilian Defense Corps and Provide for the Safety of the State of Maine in Time of War."

Respectfully submitted,
(Signed) **SUMNER SEWALL**

Came from the Senate, read and ordered placed on file.

In the House, read and ordered placed on file in concurrence.

From the Senate: Report of the Committee on Revision of Statutes. (S. P. 23) (L. D. 1)

Came from the Senate read and accepted.

In the House, was read and accepted in concurrence.

From the Senate:

Supplement to Final Report of Legislative Research Committee for 1941 and 1942. (S. P. 26)

Came from the Senate, read and accepted and ordered placed on file.

In the House, read and accepted and ordered placed on file in concurrence.

Orders of the Day

The following paper from the Senate was taken up out of order and under suspension of the rules:

From the Senate: The following Order: (S. P. 31)

ORDERED, the House concurring, that a joint select committee to be designated "Committee on the University of Maine," be appointed, consisting of three on the part of the Senate and seven on the part of the House.

Comes from the Senate, read and passed.

In the House, read and passed in concurrence.

The **SPEAKER**: The Chair at this time will appoint the House members of the Joint Standing Committees and the Joint Select Committee. The Clerk will read the appointments together with the Senate members of the Joint Standing Committees.

**JOINT STANDING COMMITTEES
OF THE 91ST LEGISLATURE**

Agriculture

Senate Bishop of Sagadahoc
Bragdon of Aroostook
Woodbury of Waldo
House Denny of Damariscotta
Pearson of No. Kennebunkport
Day of Durham
Libby of Caribou
Buzzell of Fryeburg
Estabrook of Stacyville Pl.
McFadden of Pembroke

**Appropriations and Financial
Affairs**

Senate Emery of Hancock
Varney of York
Owen of Kennebec
House Murchie of Calais
Sleeper of Rockland
Jacobs of Auburn
Seeger of Kittery
Doughty of Gray
Brewer of Presque Isle
Pelletier of Sanford

Banks and Banking

Senate Dow of Oxford
Haskell of Penobscot
Sanborn of Cumberland

House Flag of Portland
Snow of Auburn
Wright of Limestone
Crosby of Farmington
Hutchins of Bangor
Rollins of Greenville
Southard of Bangor

Claims

Senate Dorr of Oxford
Bragdon of Aroostook
Townsend of Penobscot

House Littlefield of Alfred
Willey of Ellsworth
Usher of Gorham
Knight of Jay
Hamilton of Hartland
Cobb of Gardiner
Tuttle of Pownal

Commerce

Senate Haskell of Penobscot
Farris of Kennebec
Dunbar of Washington

House McKeen of Paris
Baker of Scarborough
Sawyer of Jonesport
Emerson of No. Haven
Pottle of Otisfield
Forgue of Lewiston
Renouf of Biddeford

Counties

Senate Woodbury of Waldo
Hodgkins of Hancock
Townsend of Penobscot

House Keller of Hallowell
Boyd of Winn
Sanborn of Wales
Welch of Mars Hill
Burton of Orneville
Prince of Harpswell
Nadeau of Biddeford

Education

Senate Hodgkins of Hancock
Bishop of Sagadahoc
Owen of Kennebec

House Hamilton of Hartland
Deering of Bath
Small of East Machias
Rankin of Bridgton
McKeen of Paris
Dow of Falmouth
Marsans of Monmouth

Federal Relations

Senate Dunbar of Washington
Sanborn of Cumberland
Emery of Hancock

House Leavitt of Portland
Willey of Ellsworth
Gowell of So. Portland
Kent of Benton
Conant of Rockland
Brown of Eastport
Pascucci of Sanford

Indian Affairs

Senate Washburn of Washington
Bishop of Sagadahoc
Boucher of Androscoggin

House Bubar of Weston
Cousins of Old Town
Leathers of Hermon
Gillies of Prospect
Greene of Princeton
Byers of Newcastle
Lagasse of St. Agatha

Inland Fisheries and Game

Senate Hanold of Cumberland
Elliot of Knox
Peakes of Piscataquis

House Davis of Buxton
Anderson of Oxbow Pl.
MacKinnon of Mexico
Thompson of Chelsea
Smith of Newport
True of Rangeley
Ela of No. Anson

Insane Hospitals

Senate Bishop of Sagadahoc
Sterling of Somerset
Boucher of Androscoggin

House McLellan of Trescott
Pottle of Otisfield
Boyker of Bethel
Braley of Augusta
Webber of Mapleton
Tuttle of Pownal
Sawyer of Jonesport

Interior Waters

Senate Clement of Androscoggin
Batchelder of York
Dorr of Oxford

House Bubar of Weston
Keller of Hallowell
Morrison of Rumford
Sanborn of Baldwin
True of Rangeley
Martin of Eagle Lake
Grenier of Lewiston

Judiciary

Senate Farris of Kennebec
Harvey of York
McGlauffin of Cumberland

House Grua of Livermore Falls
Bangs of Brunswick
Barnes of Houlton
Perkins of Boothbay Har-
bor
Williams of Auburn
Robinson of Brewer
Maxwell of Bangor

Labor

Senate Friend of Somerset
Worthen of Penobscot
Megill of Kennebec

House Clough of Bangor
 Pierce of Bucksport
 Gowell of So. Portland
 Poulin of Rumford
 Jones, W. A., of Waterville
 Brown of Unity
 Renouf of Biddeford

Legal Affairs

Senate Sanborn of Cumberland
 Dunbar of Washington
 Peters of Androscoggin

House Payson of Portland
 Ward of Millinocket
 Bartlett of Portland
 Haskell of Portland
 Anderson of New Sweden
 Donahue of Biddeford
 Sichel of Lisbon

Library

Senate Brown of Aroostook
 Owen of Kennebec
 Varney of York

House Rankin of Bridgton
 Goldsmith of Orono
 Flagg of Portland
 Leidy of Fort Kent
 Staples of Wells
 Prince of Harpswell
 Conant of Etna

Maine Publicity

Senate Washburn of Washington
 Megill of Kennebec
 Hanold of Cumberland

House Sayward of Kennebunk
 Rollins of Greenville
 Hemphill of Mechanic Falls
 Roberts of Westbrook
 Leidy of Fort Kent
 Marsans of Monmouth
 Morrison of Rumford

Manufactures

Senate Worthen of Penobscot
 Peters of Androscoggin
 Hall of Franklin

House Milliken of Madison
 Warren of Westbrook
 Edwards of Oxford
 Blake of Dexter
 Braley of Augusta
 House of Lincoln
 Bernier of Lewiston

Mercantile Affairs and Insurance

Senate Harvey of York
 Peakes of Piscataquis
 Varney of York

House Dutton of Bingham
 Milliken of Madison
 Bowker of Portland
 Blake of Dexter
 Vickery of Pittsfield
 Morse of Oakland
 Forgue of Lewiston

Military Affairs

Senate Batchelder of York
 Clement of Androscoggin
 Worthen of Penobscot

House Savage of Skowhegan
 Buker of Bath
 Pearson of No. Kennebunk-
 port
 Jordan of So. Portland
 Poulin of Rumford
 Southard of Bangor
 Stephenson of Union

Mines and Mining

Senate McGlauffin of Cumberland
 Emery of Hancock
 Friend of Somerset

House McIntire of Phippsburg
 Dow of Falmouth
 Boyker of Bethel
 Burton of Orneville
 Small of East Machias
 Roy of Lewiston
 Gillies of Prospect

Motor Vehicles

Senate Elliot of Knox
 Clement of Androscoggin
 Haskell of Penobscot

House MacLeod of Bar Harbor
 Small of East Machias
 McKusick of Parkman
 Stillings of Berwick
 Snow of Auburn
 Braley of Augusta
 Hutchins of Bangor

Pensions

Senate Friend of Somerset
 Megill of Kennebec
 Brown of Aroostook

House McKusick of Parkman
 Estabrook of Stacyville Pl.
 Davis of Montville
 Clapp of Brooklin
 Stillings of Berwick
 Forhan of Canton
 Leathers of Hermon

Pownal State School

Senate Bishop of Sagadahoc
 Hanold of Cumberland
 Peakes of Piscataquis

House Knight of Jay
 MacKinnon of Mexico
 Sanborn of Wales
 Vickery of Pittsfield
 Webber of Mapleton
 Hawes of Vassalboro
 Staples of Ogunquit

Public Buildings and Grounds

Senate Hall of Franklin
 Buck of Lincoln
 Good of Aroostook

House Osgood of Bradford
Bowker of Portland
Coombs of Belfast
Greene of Princeton
Dunn of No. Yarmouth
Boyd of Winn
Bernier of Lewiston

Public Health

Senate Townsend of Penobscot
Brown of Aroostook
Farris of Kennebec

House Downs of Rome
Clough of Bangor
Sayward of Kennebunk
Deering of Bath
McFadden of Pembroke
Longstaff of Crystal
Stephenson of Union

Public Utilities

Senate Batchelder of York
Dow of Oxford
Peakes of Piscataquis

House Libby of Caribou
Morrison of Winter Harbor
Cousins of Old Town
Brown of Brunswick
Williams of Clifton
Savage of Skowhegan
Jones, E. T., of Waterville

Reference of Bills

Senate The President Ex Officio
Elliot of Knox

House Speaker Ex Officio
Sleeper of Rockland
Payson of Portland

Salaries and Fees

Senate Bragdon of Aroostook
Buck of Lincoln
Hall of Franklin

House Downs of Rome
Williams of Clifton
Jordan of Saco
Goldsmith of Orono
Jones of China
Sanborn of Baldwin
Smith of Thomaston

Sea and Shore Fisheries

Senate Harvey of York
Washburn of Washington
Buck of Lincoln

House Teel of Long Island Pl.
Sayward of Kennebunk
Clapp of Brooklin
Baker of Scarborough
McLellan of Trescott
Emerson of No. Haven
Byers of Newcastle

State Lands and Forest

Preservation

Senate Sterling of Somerset
Worthen of Penobscot
Megill of Kennebec

House Williams of Clifton
Dutton of Bingham
Rollins of Greenville
Cleaves of Portland
Day of Durham
Benn of Smyrna
Dunn of No. Yarmouth

State Prison

Senate Elliot of Knox
Dow of Oxford
Peters of Androscoggin

House Buker of Bath
Harvey of Sangerville
Crosby of Farmington
Hemphill of Mechanic Falls
Jones of China
McFee of Richmond
Roy of Lewiston

State Sanatoriums

Senate Woodbury of Waldo
Good of Aroostook
Peters of Androscoggin

House Forhan of Canton
Savage of Skowhegan
Dow of Falmouth
Cleaves of Portland
Buzzell of Fryeburg
Conant of Rockland
Longstaff of Crystal

State School for Boys, State School for Girls and State Reformatories

Senate Hodgkins of Hancock
McGlauffin of Cumberland
Boucher of Androscoggin

House Deering of Bath
Clough of Bangor
Leavitt of Portland
Roberts of Westbrook
Dean of So. Portland
Morse of Oakland
Boutin of Lewiston

Taxation

Senate Dow of Oxford
Clement of Androscoggin
Woodbury of Waldo

House Jordan of Saco
Dorsey of Fort Fairfield
Warren of Westbrook
Morrison of Winter Harbor
Tozier of Fairfield
Wright of Limestone
Denny of Damariscotta

Temperance

Senate Townsend of Penobscot
Good of Aroostook
Boucher of Androscoggin

House Bubar of Weston
Davis of Montville
Pierce of Bucksport
Harvey of Sangerville
Littlefield of Alfred
Coombs of Belfast
Prince of Harpswell

Towns

- Senate Buck of Lincoln
Hall of Franklin
Sterling of Somerset
- House Harvey of Sangerville
Smith of Newport
Edwards of Oxford
Benn of Smyrna
Conant of Etna
McFee of Richmond
House of Lincoln

Ways and Bridges

- Senate Dorr of Oxford
Brown of Aroostook
Hall of Franklin
- House Cross of Augusta
Ayer of Cornish
Lackee of Addison
Osgood of Bradford
Dean of So. Portland
McIntire of Phippsburg
McLeod of Bar Harbor

Welfare

- Senate Good of Aroostook
Sanborn of Cumberland
Boucher of Androscoggin
- House Smith of Thomaston
Osgood of Bradford
Leavitt of Portland
Davis of Buxton
Hawes of Vassalboro
Lackee of Addison
Buzzard of Fryeburg

JOINT SELECT COMMITTEE

University of Maine

- Senate Washburn of Washington
Buck of Lincoln
Owen of Kennebec
- House Jordan of Saco
Goldsmith of Orono
Denny of Damariscotta
Cross of Augusta
Leavitt of Portland
Libby of Caribou
Pottle of Otisfield

to sound legislative enactment. Legislative procedure provides for that. It also provides that the people of Maine are entitled to have certain notices relative to committee hearings, at which they have a right to speak and be heard. So this morning the Chair would ask the committee chairmen and the members of all committees to recognize that the task of facilitating the work of this Legislature rests upon the members of this House. The Chair trusts that beginning with the second legislative week in February each committee chairman will file, of his own accord, a list of the bills and resolves referred to that committee, the number upon which hearings have been held and the number still to be heard. It is the Chair's desire—and the Chair believes that the members of this House agree that it is highly desirable—that the volume of matters coming out of committees should come out at an early date in order that there may not be the inevitable jam in the closing days or weeks of this session. The Chair would remind the members that upon their organization and upon the amount of work that they are really willing to devote to this high responsibility that is theirs, will that answer finally be determined. The Chair has confidence from the contacts made with the members of this House individually, that they are inspired, one and all, by the magnitude of the task that is facing them, and the Chair is satisfied that the members of this House are going to meet the demands of the people of Maine that this be a Legislature that gives sound consideration to every matter coming before it and with all haste that is consistent with sound government.

The SPEAKER: The Chair would take this opportunity of reminding the members that up to this point the Chair has had the responsibility relative to committees. Now that these appointments have been made, that responsibility rests upon the members of the House to a great extent. The Chair wishes to remind the members of the House that the door of the Speaker's office is open, and such advice and help as the Speaker can offer will be given the members.

The Chair also reminds the members that there are no short cuts

The following papers from the Senate were taken up out of order and under suspension of the rules:

From the Senate: Communication from the Governor transmitting a communication presenting to the State of Maine additional land to be added to Baxter State Park, Mackworth Island located in Portland Harbor and also a trust fund of \$10,000. (S. P. 27)

Came from the Senate, read and ordered placed on file, and sent down for concurrence.

In the House, the communication from Governor Sewall, also the com-

munication from former Governor Percival P. Baxter were received out of order and under suspension of the rules, read and ordered placed on file in concurrence.

(The full text of the communication from Governor Sewall under date of January 13th, also the communication from former Governor Percival P. Baxter, dated January 13th will be found in the Senate Report of the Legislative Record of this date).

From the Senate: Bill "An Act Accepting from Percival Proctor Baxter the Conveyance and Deed of Gift of Twelve Thousand (12,000) Acres of Land in Township Five (5) Range Nine (9) W. E. L. S. Piscataquis County and the Conveyance and Deed of Gift of Mackworth Island in the Town of Falmouth, Portland Harbor, Casco Bay, and Establishing the Mackworth Island Trust Fund." (S. P. 29)

Came from the Senate, received under suspension of the rules, given its several readings without reference to a Committee and passed to be engrossed.

In the House:

The **SPEAKER**: The Chair recognizes the gentlewoman from Bangor, Miss Clough.

Miss **CLOUGH**: Mr. Speaker, with respect to this bill, I propose making a motion to suspend the rules in order that the bill may be given its several readings and passed to be engrossed without reference to a committee. In this way, the bill may receive its two readings now and be assigned for tomorrow, thus giving the members of the House an opportunity to consider the bill in compliance with the request of Honorable Percival Proctor Baxter.

Mr. Speaker, I now move that the rules be suspended and that the bill be given its two several readings without reference to a committee and be assigned for third reading tomorrow morning.

The **SPEAKER**: The gentlewoman from Bangor, Miss Clough, moves that the bill be received, and under suspension of the rules be given its two several readings without reference to a committee, and be assigned for third reading tomorrow morning. Is this the pleasure of the House?

Thereupon, the motion prevailed, and the bill was received, and under suspension of the rules was given

its two several readings and tomorrow assigned for third reading.

From the Senate:

The following Order:

ORDERED, the House concurring, that in order that the records of the gift by Percival Proctor Baxter to the State of Maine as Trustee in Trust of approximately twelve thousand (12,000) acres in township five (5) range nine (9) W. E. L. S. Piscataquis County (Baxter State Park), and the gift of Mackworth Island together with the ten thousand (\$10,000) Trust Fund given for said Island, be complete and in enduring form, the communication dated January 13, 1943 addressed by the said Baxter to the Honorable Sumner Sewall and the Honorable Senate and House of Representatives of the Ninety-first Legislature, together with the message of Governor Sumner Sewall transmitting the said communication to this Legislature, be printed in the laws of Maine for 1943 (S. P. 30)

Came from the Senate, read and passed.

In the House, was taken up out of order under suspension of the rules, read and passed in concurrence.

The **SPEAKER**: The Chair recognizes the gentleman from Rockland, Mr. Sleeper.

Mr. **SLEEPER**: Mr. Speaker, I now move that the House take a recess of thirty minutes in order that the chairmen of the various committees will be able to get together and confer so that the notices of the organization and the formation of the committees may be posted, in order to expedite the matter of organizing those committees.

The **SPEAKER**: The gentleman from Rockland, Mr. Sleeper, moves that the House take a recess of thirty minutes in order that the chairmen of the various committees may confer at this time in order to arrange for the meeting places this afternoon, and post the notices therefor. Is this the pleasure of the House?

The motion prevailed, and the House recessed for thirty minutes.

After Recess 11:40 A. M.

Called to order by the Speaker

From the Senate: The following Order:

ORDERED, the House concurring, that there be paid to the members

of the Senate and House as advances on account of compensation established by statute, the amount of seventy dollars (\$70) fortnightly, according to lists certified to the State Controller by the Secretary of the Senate and Clerk of the House respectively; and that the final pay rolls bear the approval of the Joint Standing Committee on Appropriations and Financial Affairs (S. P. 33)

Came from the Senate, read and passed.

In the House, taken up out of order under suspension of the rules, read and passed in concurrence.

The SPEAKER: The Chair understands that there is a vacancy

on the Maine Commission for Interstate Cooperation as set up by the Legislature of 1939, and in accordance with the provisions of Chapter 250 of the Public Laws of 1939, the Chair now appoints the gentleman from Augusta, Mr. Cross, as a member of that Commission to fill the vacancy created by the fact that the former Representative from Dexter, Mr. Otto, is not now a member of this body.

On motion by Miss Longstaff of Crystal,

Adjourned until ten o'clock tomorrow morning.