

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Ninety-first Legislature

OF THE

STATE OF MAINE



1943

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**HOUSE**

Thursday, January 21, 1943.

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

Prayer by the Rev. Mr. Akeley of Gardiner.

Journal of the previous session read and approved.

**Papers from the Senate**

From the Senate: Resolve Transferring Money from the Sinking Fund Reserve to the Penobscot Indian Trust Fund, the Passamaquoddy Indian Trust Fund, and the Indian Township Administration Fund (S. P. 85) (L. D. 12)

Resolve in favor of the Maine Historical Society (S. P. 91)

Resolve Authorizing the Purchase of Property for the State (S. P. 78) (L. D. 34)

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 to reimburse H. W. Brooks of Portland (S. P. 92)

Resolve in favor of Jacob Diamond of Mattapan, Mass. (S. P. 93)

Resolve in favor of Alonzo Kinney of Morrill (S. P. 94)

Came from the Senate, referred to the Committee on Claims.

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

From the Senate: Bill "An Act Defining an Indian" (S. P. 86) (L. D. 13)

Bill "An Act relating to Health Officers for the Indian Tribes" (S. P. 87) (L. D. 14)

Bill "An Act relating to Agents for the Indian Tribes" (S. P. 88) (L. D. 15)

Bill "An Act relating to Loss of Membership in Indian Tribes by Marriage" (S. P. 89) (L. D. 16)

Bill "An Act relating to Acquiring Membership in Indian Tribes" (S. P. 90) (L. D. 17)

Came from the Senate, referred to the Committee on Indian Affairs.

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

From the Senate: Bill "An Act relating to Compromise of Claims by Emergency Municipal Finance Boards" (S. P. 95) (L. D. 35)

Bill "An Act to Authorize the County Commissioners of Cumberland County to Issue Refunding Bonds" (S. P. 98)

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 Amending the Charter of Congregational-Christian Conference of Maine" (S. P. 96)

Bill "An Act relating to Itinerant Vendors" (S. P. 97)

Bill "An Act to Regulate the Sale of Fireworks in the State of Maine" (S. P. 100) (L. D. 36)

Bill "An Act relating to the Emergency Municipal Finance Board" (S. P. 101) (L. D. 37)

Bill "An Act relating to Compensation of Collectors" (S. P. 102) (L. D. 38)

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 Fraternal Beneficiary Associations" (S. P. 103) (L. D. 39)

Came from the Senate, referred to the Committee on Mercantile Affairs and Insurance.

In the House, referred to the Committee on Mercantile Affairs and Insurance in concurrence.

From the Senate: Resolve providing for a State Pension for Jennie S. Spencer of Cornville (S. P. 104)

Resolve providing for a State Pension for Charles W. A. Scott of Portland (S. P. 105)

Came from the Senate, referred to the Committee on Pensions.

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

From the Senate: Bill "An Act relating to Redemption of Cigarette Tax Stamps" (S. P. 84) (L. D. 11)

Bill "An Act relating to Tax on Cigarettes" (S. P. 106) (L. D. 40)

Came from the Senate, referred to the Committee on Taxation.

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

From the Senate: Bill "An Act permitting Certain Aliens who have applied for Naturalization Papers to be Eligible for Old Age Assistance" (S. P. 107)

Came from the Senate, referred to the Committee on Welfare.

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

(On motion by Mr. Grua of Livermore Falls, ordered printed)

From the Senate: The following Order:

**ORDERED**, the House concurring, that no bill for private or special legislation be received by this legislature after four o'clock in the afternoon of Wednesday, February 3, 1943, except by unanimous consent in the body in which it is introduced, and further that any bill for private or special legislation which shall be received in either body of this legislature by unanimous consent after four o'clock in the afternoon of Wednesday, February 3, 1943, shall stand referred to the Ninety-second Legislature if unanimous consent for its reception is not given in the other body in concurrence, and further that the Secretary of the Senate cause a copy of the above orders to be published in all the daily and weekly papers of the State, commencing January 23d, 1943, and continuing up to and including February 3, 1943 (S. P. 110)

Came from the Senate read and passed.

In the House, read and passed in concurrence.

From the Senate: The following Order:

**ORDERED**, the House concurring, that no bill or resolve be received by this Legislature after four o'clock on the afternoon of Wednesday, February 10, 1943, except by unanimous consent in the body in which it is introduced, and further

**ORDERED**, that any bill or resolve which shall be received in either body of this legislature by unanimous consent after four o'clock in the afternoon of Wednesday, February 10, 1943, shall stand referred to the Ninety-second Legislature if unanimous consent for its reception is not given in the other body in concurrence.

These orders shall not apply to bills reported by any joint standing or joint select committee, in the regular course of business, nor to such

bills and resolves as are intended only to facilitate the business of the Ninety-first Legislature; and be it further

**ORDERED**, that the Secretary of the Senate cause a copy of the above orders to be published in all the daily and weekly papers of the State, commencing January 23, 1943, and continuing up to and including February 10, 1943 (S. P. 111)

Came from the Senate, read and passed.

In the House, read and passed in concurrence.

### **Bills and Resolves Requiring Reference**

The following Bills and Resolves were received, and upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

#### **Banks and Banking**

Bill "An Act relating to Investments by Savings Banks" (H. P. 54) (Presented by Mr. Flagg of Portland)

Bill 'An Act relating to Regulation of Loans by Trust Companies' (H. P. 55) (Presented by same gentleman)

(Ordered printed)

Sent up for concurrence

#### **Claims**

Resolve in favor of Merle Snowman of Ashland (H. P. 56) (Presented by Mr. Anderson of Oxbow Pl.)

Resolve in favor of Merle S. Snowman of Ashland (H. P. 57) (Presented by same gentleman)

Resolve in favor of Sterlon Allan of Ashland (H. P. 58) (Presented by same gentleman)

Resolve in favor of Bernard A. Kidder of Gardiner (H. P. 59) (Presented by Mr. Cobb of Gardiner)

Resolve in favor of Lela K. Wilson of Gardiner (H. P. 60) (Presented by same gentleman)

Resolve in favor of Nancy A. Flint of Old Town (H. P. 61) (Presented by Mr. Cousins of Old Town)

Resolve in favor of Sam F. Parlin of Old Town (H. P. 62) (Presented by same gentleman)

Resolve in favor of Pearl Dickey of Morrill (H. P. 63) (Presented by Mr. Davis of Montville)

Resolve to reimburse the town of Lincolnville for Support of Charles I. Oxtan (H. P. 64) (Presented by same gentleman)

Resolve in favor of Ralph Savage of Woodland (H. P. 65) (Presented by same gentleman)

Resolve in favor of the town of Fort Fairfield (H. P. 66) (Presented by Mr. Dorsey of Fort Fairfield)

Resolve in favor of John L. Taylor of Bingham (H. P. 67) (Presented by Mr. Dutton of Bingham)

Resolve in favor of Clarence Hilton, of Canaan (H. P. 68) (Presented by Mr. Hamilton of Hartland)

Resolve to reimburse the town of Dover-Foxcroft for Medical Attention and Hospitalization furnished Austin and Alberta Kennedy (H. P. 69) (Presented by Mr. Harvey of Sangerville)

Resolve in favor of George Hinkley of Hallowell (H. P. 70) (Presented by Mr. Keller of Hallowell)

Resolve to reimburse the town of Hampden for Support of Barbara Arey (H. P. 71) (Presented by Mr. Leathers of Hermon)

Resolve to reimburse the town of Hampden for Support and Care of Merton Haskell (H. P. 72) (Presented by same gentleman)

Resolve in favor of Franklin T. Homstead of Carmel (H. P. 73) (Presented by same gentleman)

Resolve in favor of Paul Rivers of Hampden (H. P. 74) (Presented by same gentleman)

Resolve in favor of Arthur J. Barnes of Topsham (H. P. 75) (Presented by Mr. McIntire of Phippsburg)

Resolve in favor of William T. Stevens of Topsham (H. P. 76) (Presented by same gentleman)

Resolve reimbursing the town of Trescott for Burial Expenses of George Moan (H. P. 77) (Presented by Mr. McLellan of Trescott)

Resolve in favor of Fred Goss of Bar Harbor (H. P. 78) (Presented by Mr. MacLeod of Bar Harbor)

Resolve in favor of Herbert York of Oakland (H. P. 79) (Presented by Mr. Morse of Oakland by request)

Resolve in favor of Mrs. Beverley Kinney of Bradford (H. P. 80) (Presented by Mr. Osgood of Bradford)

Resolve in favor of Leslie E. McGray of Charleston, Maine (H. P. 81) (Presented by same gentleman)

Resolve in favor of Ruth E. Briggs of Portland (H. P. 82) (Presented by Mr. Payson of Portland)

Resolve in favor of James H. Bartlett of Greenville (H. P. 83) (Presented by Mr. Rollins of Greenville by request)

Relative to reimburse the town of Millinocket for Support of Charles Roy and Family (H. P. 84) (Presented by Mr. Ward of Millinocket)

Resolve to reimburse the town of Millinocket for Support of Carl King and Family (H. P. 85) (Presented by same gentleman)

Sent up for concurrence.

#### Inland Fisheries and Game

Bill "An Act relating to Bounty on Bears" (H. P. 86) (Presented by Mr. Anderson of Oxbow Pl.)

(Ordered printed)

Bill "An Act relating to Hunting and Trapping Bobcats" (H. P. 87) (Presented by same gentleman)

(Ordered printed)

Resolve Regulating Fishing in Cambridge Pond (H. P. 88) (Presented by Mr. Hamilton of Hartland)

Sent up for concurrence.

#### Interior Waters

Resolve Designating Part of New Meadows River as New Meadows Lake (H. P. 89) (Presented by Mr. Brown of Brunswick)

(Ordered printed)

Sent up for concurrence.

#### Judiciary

Bill "An Act relating to Compensation of Employees who have received Prior Injuries" (H. P. 90) (Presented by Mr. Jordan of Saco)

(Ordered printed)

Bill "An Act providing for Destruction of Records" (H. P. 91) (Presented by Mr. Libby of Caribou at the request of the Research Committee)

(Ordered printed)

Bill "An Act relating to Bonds to be Furnished by State Officials and Employees" (H. P. 92) (Presented by Mr. Payson of Portland)

(Ordered printed)

Bill "An Act Granting Prior Service to Stenographers of the Former Superior Court" (H. P. 93) (Presented by same gentleman)

(Ordered printed)

Bill "An Act to Change Depository of State Treasurer's Bonds" (H. P. 94) (Presented by same gentleman)

(Ordered printed)

Sent up for concurrence.

#### Legal Affairs

Bill "An Act Revising the Fire Prevention Laws" (H. P. 95) (Presented by Mr. Payson of Portland)

(750 copies ordered printed)

Bill "An Act relating to Collection of Poll Taxes" (H. P. 96) (Presented by Mr. Brown of Brunswick)

(Ordered printed)

Bill "An Act to Extend the Charter of the Penobscot Boom Corporation for Fifteen Years" (H. P. 97) (Presented by Miss Clough of Bangor)

(Ordered printed)

Bill "An Act to Extend the Charter of the Penobscot Lumbering Association for Fifteen years" (H. P. 98) (Presented by same member)

(Ordered printed)

Bill "An Act relating to Permits by Cities and Towns to Pipe Line Companies" (H. P. 99) (Presented by Mr. Dean of So. Portland)

(Ordered printed)

Bill "An Act to amend the Charter of the town of Fort Fairfield" (H. P. 100) (Presented by Mr. Dorsey of Fort Fairfield)

(Ordered printed)

Bill "An Act relating to Municipal Ordinances" (H. P. 101) (Presented by Mr. Payson of Portland)

(Ordered printed)

Bill "An Act relating to the Furnishing of Lists of Wild Lands for Taxation Purposes" (H. P. 102) (Presented by same gentleman)

(Ordered printed)

Bill "An Act relating to the Voting Precincts in the town of Harpswell" (H. P. 103) (Presented by Mr. Prince of Orr's Island)

(Ordered printed)

Bill "An Act to provide for Town Elections for the town of Millinocket" (H. P. 104) (Presented by Mr. Ward of Millinocket)

(Ordered printed)

Sent up for concurrence.

**Maine Publicity**

Bill "An Act providing for Badges designating the Members of the Legislature" (H. P. 105) (Presented by Mr. Leavitt of Portland)

(Ordered printed)

Sent up for concurrence.

**Mercantile Affairs and Insurance**

Bill "An Act Amending the Charter of the Mutual Fire Insurance Company" (H. P. 106) (Presented by Mr. Jordan of Saco)

(Ordered printed)

Bill "An Act providing for Taxation of Annuity Premium Considerations" (H. P. 107) (Presented by Mr. Payson of Portland)

(Ordered printed)

Sent up for concurrence.

**Motor Vehicles**

Bill "An Act Exempting certain Property of Agricultural Societies, and Farmers from the Regulations in re Motor Vehicles Used in Intra-

state Traffic (H. P. 108) (Presented by Mr. Day of Durham)

(Ordered printed)

Bill "An Act permitting Members of the Armed Forces to Retain Motor Vehicle Operators' Licenses without Paying Additional Fee" (H. P. 109) (Presented by Mr. Wright of Limestone)

(Ordered printed)

Sent up for concurrence.

**Pensions**

Resolve providing for an Increase in State Pension for Sarah A. Ferguson of Hallowell (H. P. 110) (Presented by Mr. Keller of Hallowell)

Resolve providing for a State Pension for Martha J. Clark of Hermon (H. P. 111) (Presented by Mr. Leathers of Hermon)

Resolve providing for a State Pension for Helen V. Bowen of Carmel (H. P. 112) (Presented by same gentleman)

Resolve providing for a State Pension for Lottie W. Snow of Hermon (H. P. 113) (Presented by same gentleman)

Resolve providing for a State Pension for Arthur D. Sawtelle of Oakland (H. P. 114) (Presented by Mr. Morse of Oakland)

Resolve in favor of Annie B. Cochran of Oakland (H. P. 115) (Presented by same gentleman)

Sent up for concurrence.

**Public Utilities**

Bill "An Act relating to Fares on Passenger Boats Plying between the Westerly End of Peaks Island and the Mainland in Portland" (H. P. 116) (Presented by Mr. Flag of Portland)

(Ordered printed)

Sent up for concurrence.

**Salaries and Fees**

Bill "An Act to Increase the Salary of the County Attorney of Sagadahoc County" (H. P. 117) (Presented by Mr. McIntire of Phippsburg)

(Ordered printed)

Bill "An Act relating to the Salary of the Register of Probate of Sagadahoc County" (H. P. 118) (Presented by same gentleman)

(Ordered printed)

Bill "An Act relating to the Salary of the Recorder of the Portland Municipal Court" (H. P. 119) (Presented by Mr. Payson of Portland)

(Ordered printed)

Bill "An Act relating to the Salary of the Judge of the Municipal Court

of Portland" (H. P. 120) (Presented by same gentleman)  
(Ordered printed)  
Sent up for concurrence.

#### State Lands and Forest Preservation

Bill "An Act to Authorize Stacyville Plantation to withdraw from the Maine Forestry District" (H. P. 121) (Presented by Mr. Estabrook of Stacyville Pl.)

(Ordered printed)  
Sent up for concurrence.

#### Temperance

Bill "An Act relating to Approval of Licenses for Sale of Malt Liquors within Three Hundred Feet of Churches" (H. P. 122) (Presented by Mr. Sichel of Lisbon)

(Ordered printed)  
Sent up for concurrence.

#### Towns

Bill "An Act to Provide for the Surrender by Milton Plantation of its Organization" (H. P. 123) (Presented by Mr. McKeen of Paris)

(Ordered printed)  
Sent up for concurrence.

#### Welfare

Bill "An Act relating to Claims Against Estates of Persons who have received Old Age Assistance" (H. P. 124) (Presented by Mr. Bubar of Weston)

(Ordered printed)  
Sent up for concurrence.

#### Report of Committee

Miss Bangs from the Committee on Judiciary on Resolve approving the Reconveyance of certain Land to the City of Saco (H. P. 10) (L. D. 3) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and under suspension of the rules the resolve was given its first reading and was assigned for its second reading the next legislative day.

#### Orders of the Day

The SPEAKER: At this time the Chair lays before the House Joint Order Creating a Committee to Supervise Purchases and Expenditures of Committees. (H. P. 53)

tabled January 20th by the gentleman from Portland, Mr. Payson; and the Chair recognizes that gentleman.

Mr. PAYSON: Mr. Speaker, I move the passage of the order.

The SPEAKER: The gentleman from Portland, Mr. Payson, moves that the order receive passage. Is this the pleasure of the House?

Thereupon, the motion prevailed, and the order received passage and was sent up for concurrence.

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

From the Senate: Resolve in favor of George A. Cline of Lubec (S. P. 112)

Resolve in favor of Thomas Robinson, of Norridgewock (S. P. 113)

Resolve to reimburse the town of South Berwick for the support of Joseph Rollins (S. P. 114)

Came from the Senate, referred to the Committee on Claims.

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

The SPEAKER: The Chair will make the observation that the members may have noticed the fact that the Speaker is continually suspending the rules, and exchanging papers between this House and the other body. The Advance Calendar has been prepared, and it is the intention of the Chair to follow it just as closely as possible, but we have been following this plan of suspending the rules simply to expedite the passage of these matters from one body to the other in order that these several committees might have sufficient material on which to work, in order to hold their hearings this coming week. This has been done for no other purpose.

If there is nothing further to come before the House under Orders of the Day, the Clerk will read the notices.

On motion by Mr. MacLeod of Bar Harbor,

Adjourned until Tuesday, January 26, at 11:30 o'clock in the forenoon.