

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

Thursday, January 28, 1943

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

Prayer by the Rev. Mr. Holman of Hallowell.

Journal of the previous session read and approved.

Papers from the Senate

From the Senate: Resolve in favor of Hancock County (S. P. 123) (L. D. 93)

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 in favor of Alfred Peterson of South Paris (S. P. 138)

Resolve in favor of the town of Gilead (S. P. 139)

Resolve in favor of Paul Luke of Boothbay (S. P. 140)

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

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

From the Senate: Resolve relating to Fly-fishing in the Great and Long Lakes in the Month of October (S. P. 142)

Resolve Regulating Fishing in Belgrade Chain of Lakes (S. P. 143)

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 Proposed Standard Non-forfeiture Law" (S. P. 132) (L. D. 94)

Bill "An Act relating to Proposed Standard Valuation Law" (S. P. 133) (L. D. 95)

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: Bill "An Act

relating to Registration of Trucks" (S. P. 134) (L. D. 96)

Came from the Senate, referred to the Committee on Motor Vehicles.

In the House, referred to the Committee on Motor Vehicles in concurrence.

From the Senate: Resolve providing for a State Pension for Frank J. Minealis of Monticello (S. P. 146)

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 Regulation, Supervision and Control of Motor Vehicles transporting for Hire Petroleum Products" (S. P. 135) (L. D. 97)

Came from the Senate, referred to the Committee on Public Utilities.

In the House, referred to the Committee on Public Utilities in concurrence.

Bill "An Act relating to Salary of Treasurer of Oxford County" (S. P. 149)

Bill "An Act relating to the Salary of the Sheriff of Lincoln County" (S. P. 150)

Came from the Senate, referred to the Committee on Salaries and Fees.

In the House, referred to the Committee on Salaries and Fees in concurrence, and ordered printed.

From the Senate: Bill "An Act permitting the Sale of Liquor in the State by the State Liquor Commission Only" (S. P. 136) (L. D. 93)

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

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

The SPEAKER: The Clerk has in his possession an additional paper from the Senate that does not appear on the calendar.

From the Senate: The following Order:

ORDERED, the House concurring, that when the Senate and the House adjourn at the close of this week's session, they adjourn to meet on Tuesday morning, February 2nd, 1943, at 11:30 A. M. (S. P. 169)

Came from the Senate, read and passed.

In the House, the Order was 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 the Bank Commissioner's Office" (H. P. 235) (Presented by Mr. Flagg of Portland)

(Ordered printed)

Sent up for concurrence.

Claims

Resolve in favor of W. A. Burgess of New Sharon (H. P. 237) (Presented by Mr. Crosby of Farmington)

Resolve in favor of the town of Dexter (H. P. 213) (Presented by Mr. Blake of Dexter)

Resolve in favor of H. W. Prescott of Medford (H. P. 214) (Presented by Mr. Burton of Orneville)

Resolve in favor of Moses Spencer of Carmel (H. P. 215) (Presented by Mr. Maxwell of Bangor)

Resolve to reimburse the town of Bar Harbor for Support of Abbie Allard (H. P. 216) (Presented by Mr. MacLeod of Bar Harbor)

Resolve to reimburse the town of Bar Harbor for Support of Campbell E. Hillgrove and Family (H. P. 217) (Presented by same gentleman)

Resolve to reimburse the town of Bar Harbor for Support of Lawrence A. Pinkham (H. P. 218) (Presented by same gentleman)

Resolve in favor of Edna C. Wilson of Orr's Island, Maine (H. P. 219) (Presented by Mr. Prince of Orr's Island)

Resolve in favor of L. W. Jordan & Sons, Inc., of Ellsworth (H. P. 220) (Presented by Mr. Willey of Ellsworth)

Resolve in favor of Wilbur Ricker of Ellsworth (H. P. 221) (Presented by same gentleman)

Resolve in favor of Everett W. Moore of Ellsworth Falls (H. P. 222) (Presented by same gentleman)

Resolve in favor of Alton B. Wilber of Mariaville (H. P. 223) (Presented by same gentleman)

Sent up for concurrence.

Education

Bill "An Act relating to Apportionment to Towns for Teaching Positions" (H. P. 238) (Presented by Miss Deering of Bath)

(Ordered printed)

Resolve in favor of East Corinth Academy (H. P. 239) (Presented by Mr. Osgood of Bradford)

Sent up for concurrence.

Indian Affairs

Bill "An Act relating to the Method of Computation of the Expense of the Education of the Penobscot and Passamaquoddy Indian Children" (H. P. 240) (Presented by Mr. Cousins of Old Town)

(Ordered printed)

Sent up for concurrence.

Inland Fisheries and Game

Bill "An Act relative to Hunting Foxes with Hounds in the county of Franklin" (H. P. 241) (Presented by Mr. Crosby of Farmington)

(Ordered printed)

Bill "An Act relating to the State Wide Bag Limit on Trout, Salmon and Togue" (H. P. 242) (Presented by Mr. Dutton of Bingham)

(Ordered printed)

Bill "An Act Establishing a Game Preserve in the town of Rangeley, county of Franklin and State of Maine" (H. P. 243) (Presented by Mr. True of Rangeley)

(Ordered printed)

Resolve Regulating Fishing in Maccougal Pond in Caratunk Plantation (H. P. 244) (Presented by Mr. Dutton of Bingham)

Resolve Regulating Fishing in Beane, Clear and Lost Ponds in Pleasant Ridge Plantation (H. P. 245) (Presented by same gentleman)

Resolve Regulating Fishing in Pierce Pond in Pierce Pond and Bowtown Townships, and Grass Pond and Kilgore Pond in Pierce Pond Township (H. P. 246) (Presented by same gentleman)

Resolve Regulating Fishing in Certain Brooks (H. P. 247) (Presented by Mr. Dutton of Bingham)

Resolve relating to Fishing in the Cupsuptic River (H. P. 248) (Presented by Mr. Morrison of Rumford)

Sent up for concurrence.

Judiciary

Bill "An Act relating to the Bath Municipal Court" (H. P. 249) (Presented by Mr. Buker of Bath)

(Ordered printed)

Bill "An Act relating to Claims

and Actions Against Executors and Administrators" (H. P. 250) (Presented by Mr. Grua of Livermore Falls)

(Ordered printed)

Bill "An Act relating to Duty of Cities With Respect to Registration of Voters" (H. P. 251) (Presented by Mr. Maxwell of Bangor)

(Ordered printed)

Bill "An Act relating to the Definition of 'Teachers' in re the 'Teachers' Retirement System" (H. P. 252) (Presented by Mr. Webber of Mapleton)

Ordered printed.

Sent up for concurrence.

Legal Affairs

Bill "An Act relating to the Abatement of Taxes" (H. P. 253) (Presented by Mr. Conant of Rockland)

Ordered printed.

Bill "An Act to Incorporate the Vinalhaven Port District" (H. P. 254) (Presented by Mr. Emerson of North Haven)

(Ordered printed)

Bill "An Act relating to Expenses of Quarantine" (H. P. 255) (Presented by Mr. McFee of Richmond)

(Ordered printed)

Bill "An Act relating to the Election of Town Officers" (H. P. 256) (Presented by same gentleman)

(Ordered printed)

Sent up for concurrence.

Mines

Bill "An Act relating to Mining" (H. P. 257) (Presented by Mr. Leavitt of Portland)

(Ordered printed)

Sent up for concurrence.

Pensions

Resolve providing for a State Pension for Eva Miller of Gardiner (H. P. 258) (Presented by Mr. Cobb of Gardiner)

Resolve providing for a State Pension for Clarence W. Hebert of Burnham (H. P. 224) (Presented by Mr. Brown of Unity)

Resolve providing for a State Pension for L. Estelle Small of Unity (H. P. 225) (Presented by same gentleman)

Resolve providing for a State Pension for Harold E. Ward of Unity (H. P. 226) (Presented by same gentleman)

Resolve providing for a State Pension for Heleana E. Dray of Newcastle (H. P. 227) (Presented by Mr. Byers of Newcastle)

Resolve providing for a State

pension for Frank D. Ames of Newcastle (H. P. 228) (Presented by same gentleman)

Resolve providing for a State Pension for Claude Rogers of Newburgh (H. P. 229) (Presented by Mr. Conant of Etna)

Resolve providing for an Increase in State Pension for Florence L. Collins of Carmel (H. P. 230) (Presented by same gentleman)

Resolve in favor of Burleigh E. Bean of Waite (H. P. 231) (Presented by Mr. Greene of Princeton)

Resolve providing for a State Pension for Bertha Alexander of Hallowell (H. P. 232) (Presented by Mr. Keller of Hallowell)

Resolve providing for a State Pension for Geneva Gay of Clinton (H. P. 233) (Presented by Mr. Kent of Benton)

Resolve providing for a State Pension for Otis Homsted of Hermon (H. P. 234) (Presented by Mr. Leathers of Hermon)

Resolve providing for a State Pension for Hannah Holmes of Ellsworth (H. P. 235) (Presented by Mr. Willey of Ellsworth)

Sent up for concurrence.

Public Health

Bill "An Act relating to Infectious and Communicable Diseases" (H. P. 259) (Presented by Miss Clough of Bangor)

(1,000 copies ordered printed)

Sent up for concurrence.

Public Utilities

Bill "An Act to Incorporate the Kingman Water Power Company" (H. P. 260) (Presented by Mr. Boyd of Winn)

(Ordered printed)

Bill "An Act to Extend the Charter of the Central Aroostook Railway Company" (H. P. 261) (Presented by Mr. Maxwell of Bangor)

(Ordered printed)

Sent up for concurrence.

Salaries and Fees

Bill "An Act relating to Clerk Hire in the Cumberland County Clerk of Courts Office" (H. P. 262) (Presented by Mr. Haskell of Portland)

(Ordered printed)

Bill "An Act relating to Fees of the Clerks of the Judicial Courts" (H. P. 263) (Presented by same gentleman)

(Ordered printed)

Bill "An Act relating to Compensation of Judge of Probate of Lincoln County" (H. P. 264) (Present-

ed by Mr. Perkins of Boothbay Harbor)

(Ordered printed)
Sent up for concurrence.

State Lands and Forest Preservation

Bill "An Act relating to Payment of Costs of Suspending Open Season for Hunting and Fishing" (H. P. 265) (Presented by Mr. Hutchins of Bangor)

(Ordered printed)
Sent up for concurrence.

Taxation

Bill "An Act relating to the Use Fuel Tax" (H. P. 266) (Presented by Mr. Blake of Dexter)

(Ordered printed)

Bill "An Act relating to Taxation of Telephone and Telegraph Companies" (H. P. 267) (Presented by Mr. Denny of Damariscotta)

(Ordered printed)

Bill "An Act relating to Credit for Excise Tax Paid" (H. P. 268) (Presented by Mr. McFee of Richmond)

(Ordered printed)
Sent up for concurrence.

Ways and Bridges

Resolve in favor of the town of Benton (H. P. 269) (Presented by Mr. Kent of Benton)

Resolve in favor of the town of Mexico (H. P. 270) (Presented by Mr. MacKinnon of Mexico)

Resolve in favor of the town of Freeport (H. P. 271) (Presented by Mr. Tuttle of Pownal)

Resolve in favor of the town of Pownal (H. P. 272) (Presented by same gentleman.)

Sent up for concurrence.

Mr. Seeger of Kittery, was granted unanimous consent to address the House.

Mr. SEEGER: Mr. Speaker, I have in my possession a gavel of my own fabrication which I wish to present to you and hope you will wield it for the benefit of the State of Maine and with pleasure to yourself.

The SPEAKER: The Chair thanks the gentleman from Kittery, Mr. Seeger. It seems that we are being abundantly supplied with that which is necessary in order to maintain order in an august body of this type and we trust these will go a long way toward fulfilling your

expectations. Again we thank you, Mr. Seeger.

Reports of Committees Ought to Pass

Mr. Maxwell from the Committee on Judiciary reported "Ought to pass" on Bill "An Act relating to Writ of Error in Criminal Cases" (H. P. 21) (L. D. 26)

Mr. Grua from same Committee reported same on Bill "An Act relating to Jurisdiction of Trial Justices" (H. P. 22) (L. D. 8)

Reports were read and accepted.

Ought to Pass with Committee Amendment

Mr. Robinson from same Committee on Bill "An Act relating to Probation in Criminal Cases" (H. P. 20) (L. D. 25) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Mr. Williams from same Committee on Bill "An Act relating to Sale of Lands of Deceased and in Insolvent Estates" (H. P. 9) (L. D. 2) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Reports were read and accepted.

Orders of the Day

The SPEAKER: Before the Clerk reads the notices, the Chair might say that we do have under consideration the holding of a session next Friday morning, in order to pave the way for the holding of many major committee hearings on Thursday. That has not been definitely decided but the Chair is asking the House Chairmen of the Committees on Judiciary, Legal Affairs, Claims, Pensions, Inland Fisheries and Game, and Appropriations and Financial Affairs to meet in the office of the President of the Senate, in order that we may take up this matter immediately at the close of this session, inasmuch as it will be necessary for these notices for hearing to be printed and those arrangements made over the weekend.

If there is no further business under Orders of the Day, the Clerk will read the notices.

On motion by Mr. Doughty of Gray,

Adjourned until Tuesday, February 2nd, at 11.30 o'clock in the forenoon.