

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

Tuesday, February 23, 1943.

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

Prayer by the Rev. Mr. Earle of Augusta.

Journal of the previous session read and approved.

From the Senate: Resolve providing for the Publication of Georgetown Vital Records (S. P. 386) (L. D. 678)

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 Dr. R. E. Libby of Richmond (S. P. 387)

Resolve in favor of Orphelinat St. Joseph et Hospice Marcotte, of Lewiston (S. P. 388)

Resolve in favor of Orphelinat St. Joseph et Hospice Marcotte, of Lewiston (S. P. 389)

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 relating to Compensation for Personal Injury to Employees" (S. P. 390) (L. D. 682)

Bill "An Act relating to the Terms of County Commissioners" (S. P. 391) (L. D. 681)

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 Permitting Bowling on Sunday" (S. P. 359) (L. D. 643)

Bill "An Act relating to Special Deputy Sheriffs in Cumberland County" (S. P. 392) (L. D. 680)

Bill "An Act relating to Termination of Contracts for Sale of Real Estate" (S. P. 393) (L. D. 679)

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: Resolve Grant-

ing a Soldier's Pension to Austin W. Blair of Lewiston (S. P. 394)

Resolve Granting a Pension to Ralph Burrill, of Canaan (S. P. 401)

Resolve Granting a Pension to George L. Hayden of Athens (S. P. 402)

Resolve Granting a Pension to Eugene L. Noyes, of Athens (S. P. 403)

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

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

In the Senate: Bill "An Act relating to the Salary of the Secretary of State" (S. P. 395) (L. D. 677)

Bill "An Act relating to the Salary of the Attorney-general" (S. P. 396) (L. D. 676)

Bill "An Act relating to the Salary of the Commissioner of Agriculture" (S. P. 397) (L. D. 675)

Bill "An Act relating to the Salary of the Commissioner of Labor and Industry" (S. P. 398) (L. D. 674)

Bill "An Act relating to the Salary of the Governor" (S. P. 404) (L. D. 672)

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.

From the Senate: Bill "An Act relating to Expenses of Maintaining County Roads" (S. P. 400) (L. D. 673)

Resolve in favor of the town of Easton (S. P. 399)

Came from the Senate, referred to the Committee on Ways and Bridges.

In the House, referred to the Committee on Ways and Bridges in concurrence.

Senate Reports of Committees Leave to Withdraw

Report of the Committee on Judiciary on Bill "An Act relating to Service on Municipal and Other Corporations" (S. P. 173) (L. D. 236) reporting leave to withdraw.

Came from the Senate, read and accepted.

In the House, read and accepted in concurrence.

Ought Not to Pass

Report of the Committee on Inland Fisheries and Game reporting

"Ought not to pass" on Bill "An Act relating to Designation of Inland Fisheries and Game Wardens" (S. P. 193) (L. D. 273)

Report of same Committee reporting same on Bill "An Act creating the Lily Bay Game Preserve" (S. P. 194) (L. D. 275)

Report of the Committee on Judiciary reporting same on Bill "An Act Enlarging the Powers and Duties of the State Auditor" (S. P. 217) (L. D. 329)

Came from the Senate, read and accepted.

In the House, read and accepted in concurrence.

Ought to Pass in New Draft

Report of the Committee on Motor Vehicles on Bill "An Act relating to Registration of Farm Tractors" (S. P. 164) (L. D. 179) reporting same in a new draft (S. P. 348) (L. D. 550) under same title and that it "Ought to pass."

Came from the Senate, report read and accepted, and the bill passed to be engrossed.

In the House, Report read and accepted in concurrence, and the Bill read twice and tomorrow assigned.

Ought to Pass

Report of the Committee on Legal Affairs reporting "Ought to pass" on Bill "An Act relating to the Publication of the Maine Reports" (S. P. 196) (L. D. 279)

Report of same Committee reporting same on Bill "An Act relating to Membership in Farm Lands Loan Commission and Emergency Municipal Finance Board" (S. P. 197) (L. D. 280)

Report of same Committee reporting same on Bill "An Act Amending the Charter of the Associated Hospital Service of Maine" (S. P. 221) (L. D. 340)

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

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

Ought to pass with Committee Amendment

Report of the Committee on Legal Affairs on Bill "An Act to Unite two Academies in the town of Bluehill" (S. P. 218) (L. D. 330) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Came from the Senate, Report read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "A".

In the House, Report read and accepted in concurrence and the Bill had its two several readings.

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

Committee Amendment "A" to S. P. 218, L. D. 330, Bill "An Act to Unite two Academies in the Town of Bluehill."

Amend said bill by striking out Section 3 thereof and by renumbering the following sections, Sections 3 and 4 respectively. Further amend Section 4 thereof as renumbered so as to read as follows:

"When all the debts of said Bluehill Academy shall have been paid and all its remaining property shall have been conveyed to said Bluehill-George Stevens Academy, the said Bluehill Academy shall be held to have been dissolved, and the trustees thereof shall file in the office of the clerk of courts of Hancock county a certificate stating such facts, and that said corporation has been dissolved and shall cause a certified copy thereof to be filed in the office of the secretary of state".

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

Non-Concurrent Matter

From the Senate: Report of the Committee on Inland Fisheries and Game reporting "Ought not to pass" on Resolve Closing Cobbossee Stream and Tributaries to Muskrat Trapping (H. P. 321) which was recommitted on February 18th.

Came from the Senate, read and accepted in non-concurrence.

In the House, on motion by Mr. Marsans of Monmouth, the House voted to insist and ask for a Committee of Conference.

The Chair appointed as Conferees on the part of the House:

Messrs. DAVIS of Buxton
THOMPSON of Chelsea
SMITH of Newport

On motion by Miss Bangs of Brunswick, House Rule 25 was suspended for the remainder of today's session, in order to permit smoking.

Bills and Resolves Requiring Reference

The following Bills and Resolves which were transmitted by the Re-

visor of Statutes pursuant to Joint Order S. P. 310, were received, and upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

Claims

Resolve in favor of the Miles Memorial Hospital, of Damariscotta (H. P. 1210) (Presented by Mr. Denny of Damariscotta)

Resolve to reimburse town of Charleston for Expenses incurred in Support of a State Pauper (H. P. 1214) (Presented by Mr. Osgood of Bradford by request)

Sent up for concurrence.

Inland Fisheries and Game

Resolve relating to Taking of White Perch in the State (H. P. 1215) (Presented by Mr. Ela of Anson)

Ordered printed

Sent up for concurrence.

Judiciary

Bill Tabled

Bill "An Act placing Officers and Employees of the Legislature under the Provisions of the Contributory Retirement System" (H. P. 1216) (Presented by Mr. Payson of Portland)

(On motion by Mr. Downs of Rome, tabled pending reference and ordered printed)

Bill "An Act relating to Maine Cash Sickness Compensation (H. P. 1211) (Presented by Mr. Pierce of Bucksport)

Ordered printed

Sent up for concurrence.

Pensions

Resolve in favor of Jennie Snell of Madison (H. P. 1212) (Presented by Mr. Milliken of Madison)

Sent up for concurrence

Salaries and Fees

Bill Tabled

Bill "An Act relating to Fees Allowed under the Tax Lien Law, so-called" (H. P. 1213) (Presented by Mr. McKusick of Parkman)

(On motion by Miss Clough of Bangor, tabled pending reference and ordered printed)

Bill "An Act relating to the Salaries of Clerks in County Offices in Oxford County" (H. P. 1217) (Presented by Mr. Morrison of Rumford)

(Ordered printed)

Sent up for concurrence.

Orders

On motion by Mr. Downs of Rome, it was

ORDERED, that Mr. Ward of Millinocket, be excused from attending the session today.

House Reports of Committees

Ought to Pass

Mr. Barnes from the Committee on Judiciary reported "Ought to pass" on Bill "An Act relating to Membership in the Jointly-Contributory Retirement System for Employees of the Inland Fish and Game Department" (H. P. 550) (L. D. 312)

Mr. Grua from same Committee reported same on Bill "An Act relating to Transfer of Title under Court Order" (H. P. 547) (L. D. 290)

Mr. Maxwell from same Committee reported same on Bill "An Act relating to the Board of Trustees of the Jointly Contributory Retirement System" (H. P. 552) (L. D. 287)

Mr. Perkins from same Committee reported same on Bill "An Act relating to the Definition of Interest under the Teachers' Retirement System" (H. P. 551) (L. D. 292)

Mr. Robinson from same Committee reported same on Bill "An Act relating to the sale of Oils" (H. P. 181) (L. D. 126)

Mr. Anderson from the Committee on Legal Affairs reported same on Bill "An Act to provide a Lien for Sewer Rates for the Houlton Water Company" (H. P. 557) (L. D. 296)

Mr. Bartlett from same Committee reported same on Bill "An Act relating to the Examination of the Public Debt Amortization Fund of the city of Waterville" (H. P. 456) (L. D. 245)

Mr. Haskell from same Committee reported same on Bill "An Act Extending the Period for which the Board of Finance in the city of Waterville is Established" (H. P. 455) (L. D. 259)

Reports were read and accepted.

Ought to Pass With Committee Amendment

Mr. Maxwell from the Committee on Judiciary on Bill "An Act relating to Desertion and Non-support of Families" (H. P. 548) (L. D. 291) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Mr. Williams from same Committee on Bill "An Act relating to Counting Ballots" (H. P. 323) (L. D.

223) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Mr. Payson from the Committee on Legal Affairs on Bill "An Act to Amend the Charter of the Maine Central Institute" (H. P. 567) (L. D. 302) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Mr. Sichel from same Committee on Bill "An Act to Repeal the Incorporation of the Madison Village Corporation" (H. P. 139) (L. D. 110) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Reports read and accepted.

First Reading of Printed Bills and Resolves

Bill "An Act relating to Investments by Savings Banks" (H. P. 54) (L. D. 54)

Bill "An Act relating to Taxation of Loan and Building Associations" (H. P. 126) (L. D. 106)

Bill "An Act relating to Protection of Children" (H. P. 348) (L. D. 218)

Bill "An Act relating to Aid to the Blind" (H. P. 349) (L. D. 195)

Bill "An Act relating to the Houlton Water Company" (H. P. 573) (L. D. 304)

Resolve Authorizing the Maine Defense Commission to Convey certain Land in Presque Isle (H. P. 211) (L. D. 133)

Resolve Regulating Ice Fishing for White Perch in Chesuncook Lake (H. P. 938) (L. D. 693)

Resolve Regulating Fishing in Round Pond (H. P. 1209) (L. D. 692)

Bills were read twice, Resolves read once, and tomorrow assigned.

First Reading of Printed Bills and Resolves With Committee Amendments

Bill "An Act relative to Hunting of Game Birds in York County" (H. P. 313) (L. D. 228)

Bill had its two several readings.

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

Committee Amendment "A" to H. P. 313, L. D. 228, Bill "An Act Relative to Hunting of Game Birds in York County."

Amend said bill by striking out the last sentence thereof.

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

Resolve Designating the Baxter State Park Road (H. P. 326) (L. D. 207)

Resolve was given its first reading.

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

Committee Amendment "A" to H. P. 326, L. D. 207, Resolve Designating the Baxter State Park Road.

Amend said Resolve by striking out from the second line thereof the words "Indian township No. 3, town line," and also further amend said Resolve by striking out in the second and third lines thereof the words "Gore A-2, town line."

Thereupon, Committee Amendment "A" was adopted and the Resolve was assigned for second reading tomorrow morning.

Resolve relating to Fishing in Sabbath Day Lake, in New Gloucester. (H. P. 785) (L. D. 691)

Resolve was given its first reading.

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

Committee Amendment "A" to H. P. 785, L. D. 691. Resolve Relating to Fishing in Sabbath Day Lake, in New Gloucester.

Amend said Resolve by striking out in the 4th from the last line thereof the following underlined words: "**plug fishing**" and inserting in place thereof the following underlined words: '**the use of live bait.**'

Committee Amendment "A" was then adopted, and Resolve was assigned for second reading tomorrow morning.

Passed to Be Engrossed

Bill Tabled

Bill "An Act relating to the Building and Maintenance of Highway Crossings of Railroads" (S. P. 148) (L. D. 148)

(Was reported by the Committee on Bills in the Third Reading, and on motion by Mr. Sichel of Lisbon Falls, tabled pending third reading.)

Bill "An Act relative to Racing Commission" (H. P. 338) (L. D. 222)

Bill "An Act relating to the Rules and Regulations of State Racing Commission" (H. P. 339) (L. D. 209)

Bill "An Act relating to the Abatement of Taxes" (H. P. 1172) (L. D. 652)

Were reported by the Committee

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

Amended Bill

Bill "An Act relating to Notices to the State in Actions by Towns in Pauper Cases" (H. P. 189) (L. D. 139)

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

Orders of The Day

On motion by Mr. Payson of Portland, the House voted to take from the table the seventh tabled and unassigned matter, Bill "An Act Granting Prior Service to Stenographers of the Former Superior Court" (H. P. 93) (L. D. 81) tabled by that gentleman on February 18th, pending third reading.

Mr. Payson then offered House Amendment "A" and moved its adoption.

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

House Amendment "A" to H. P. 93, L. D. 81, Bill "An Act Granting Prior Service to Stenographers of the Former Superior Court."

Amend said Bill by changing the date in the third line from the end from "June 1, 1929" to 'January 1, 1930.'

House Amendment "A" was then adopted and the Bill, as amended by Committee Amendment "A" and by House Amendment "A," was passed to be engrossed and sent up for concurrence.

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

If there is no further business to come up at this time, the Clerk will read the notices.

On motion by Mr. Brown of Unity,

Adjourned until ten o'clock tomorrow morning.