

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

Friday, March 5, 1943.

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

Prayer by the Rev. Frederick P. Moffatt of Bath.

Journal of the previous session read and approved.

Papers from the Senate

From the Senate: The following Order:

ORDERED, the House concurring, that the State Tax Assessor shall report to the 91st Legislature as soon as possible the valuations of the several cities, towns and plantations as returned to the Board of Equalization by said cities, towns and plantations for the municipal year of 1942, and the valuations of the several cities, towns and plantations as fixed by the Board of Equalization for the municipal years of 1941 and 1942. (S. P. 435)

Came from the Senate, read and passed.

In the House, read and passed in concurrence.

Senate Reports of Committees Ought Not to Pass

Report of the Committee on Legal Affairs reporting "Ought not to pass" on Bill "An Act to Regulate the Sale of Fireworks in the State of Maine" (S. P. 100) (L. D. 36)

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 Military Affairs on Bill "An Act relating to Relief of Veterans of all Wars, and their Dependents" (S. P. 323) (L. D. 526) reporting same in a new draft (S. P. 430) (L. D. 747) under same title and that it "Ought to pass"

Report of the Committee on Motor Vehicles on Bill "An Act relating to Vehicles Parking on Ways" (S. P. 298) (L. D. 437) reporting same in a new draft (S. P. 432) (L. D. 749) under same title and that it "Ought to pass"

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, the Bills had their two several readings and assigned for third reading the next legislative day.

Ought to Pass

Report of the Committee on Inland Fisheries and Game reporting "Ought to pass" on Bill "An Act relating to Trapping of Beaver" (S. P. 258) (L. D. 455)

Report of the Committee on Salaries and Fees reporting same on Bill "An Act relating to Expenses of County Commissioners" (S. P. 182) (L. D. 241)

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

In the House, reports were read and accepted in concurrence, and the Bills read twice and assigned for third reading the next legislative day.

Ought to Pass with Committee Amendment

Report of the Committee on Education on Bill "An Act relating to Towns Having no Free High Schools" (S. P. 210) (L. D. 322) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

In the House, the 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. 210, L. D. 322, Bill "An Act Relating to Towns Having No Free High Schools."

Amend said bill by drawing a line through the word "an" in the 8th line thereof, and by inserting after said stricken out word the underlined word "any".

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

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

From the Senate: The following Order:

ORDERED, the House concur-

ring, that when the Senate and House adjourn at the close of this week's session, they adjourn to meet on Tuesday, March 9, 1943, at 11.30 o'clock in the forenoon. (S. P. 438)

Communication from the Head of a Department

The following Communication:
DEPARTMENT OF STATE
STATE OF MAINE
AUGUSTA

March 4, 1943.

To the Speaker of the House of Representatives of the Ninety-first Legislature:
Sir:

I am submitting to you herewith a corrected estimate received this day from the Clerk of Courts of Sagadahoc County which will replace the county estimate for that county submitted to you on February 26, 1943.

Respectfully submitted,
(Signed) HAROLD I. GOSS,
Secretary of State.
Communication was read, and with the accompanying papers, referred to the Committee on County Estimates

On motion by Mrs. Leidy of Fort Kent, House Rule 25 was suspended for the remainder of the morning's session. (Applause)

House Reports of Committees Ought to Pass in New Draft

Mr. Smith from the Committee on Inland Fisheries and Game on Bill "An Act Authorizing the Issuance of Free Hunting and Fishing Licenses for Soldiers and Sailors" (H. P. 160) (L. D. 102) which was recommitted reported same in a new draft (H. P. 1256) under title of "An Act Authorizing the Issuance of Free Fishing Licenses for Soldiers and Sailors" and that it "Ought to pass"

Mr. Donahue from the Committee on Legal Affairs on Bill "An Act relating to Search for Lost Persons" (H. P. 48) (L. D. 31) reported same in a new draft (H. P. 1257) under same title and that it "Ought to pass"

Mr. Morse from the Committee on Mercantile Affairs and Insurance on Bill "An Act relating to Temporary Insurance Agency Licenses" (H. P. 462) (L. D. 264) reported same in a new draft (H. P. 1258)

under same title and that it "Ought to pass"

Mr. Vickery from same Committee on Bill "An Act relating to Charges for Examinations of Foreign Insurance Companies" (H. P. 958) (L. D. 533) reported same in a new draft (H. P. 1259) under same title and that it "Ought to pass"

Reports were read and accepted and the new drafts ordered printed under the Joint Rules.

Report Tabled

Mr. Pierce from the Committee on Temperance on Bill "An Act relating to Sale of Liquor by Summer Hotels" (H. P. 973) (L. D. 501) reported same in a new draft (H. P. 1260) under same title and that it "Ought to pass"

The SPEAKER: The Chair recognizes the gentleman from Mapleton, Mr. Webber.

Mr. WEBBER: Mr. Speaker, may I have permission to address a few remarks to the House?

The SPEAKER: The matter is debatable.

Mr. WEBBER: Mr. Speaker, I come from a town which is dry and which has voted against the sale of liquor. We have tried to vote against it, whenever we have been permitted to do so, and have done so overwhelmingly by a vote of three or four to one in some cases. It happened at one time that after we had registered our vote in favor of temperance that we had a store put into our town. This seemed to me to be contrary to the spirit of the law, and I tried to get the information as to who made the application for it, and I was unable to obtain this information from the department concerned.

I have not had an opportunity to see the new draft of this bill, but I believe it permits the sale of liquor under some conditions in towns which have registered their desire to remain dry. I hope that the report is not going to be accepted, because I wish to go on record as doing all I can to keep liquor out of dry towns. If we keep away from the towns which are wet, and do not interfere too much with their law, the liquor interests ought to keep out of our dry towns.

I, therefore, move, Mr. Speaker, that Item 5 lie on the table pending acceptance of the Committee Report.

The SPEAKER: Does the gentleman also move that the new draft be ordered printed?

Mr. WEBBER: Mr. Speaker, yes, I will include the printing in my motion. It is my purpose to have the information in regard to it. It is not my desire to do anything underhanded, because I wish everything to have fair consideration.

The SPEAKER: The gentleman from Mapleton, Mr. Webber, moves that Item 5 be laid on the table pending acceptance of the Committee Report and that the New Draft be ordered printed. Is this the pleasure of the House?

The motion prevailed and the bill was so tabled.

Ought to Pass

Mr. MacKinnon from the Committee on Inland Fisheries and Game reported "Ought to pass" on Resolve relating to Ice Fishing in Dyer's Long Pond in Jefferson (H. P. 784)

Report was read and accepted and the Resolve ordered printed under the Joint Rules.

Same gentleman from same Committee reported same on Bill "An Act relating to Hunting Rabbits in Oxford County" (H. P. 1099) (L. D. 569)

Mr. Barnes from the Committee on Judiciary reported same on Bill "An Act relating to Marriage Certificates" (H. P. 1120) (L. D. 585)

Mr. Grua from same Committee reported same on Bill "An Act relating to Enforcing Orders for Payment of Alimony, Support Money and Counsel Fees in Divorce Actions" (H. P. 1108) (L. D. 574)

Mr. Perkins from same Committee reported same on Bill "An Act relating to Trial Terms of the Superior Court in Aroostook County" (H. P. 1107) (L. D. 573)

Mr. Donahue from the Committee on Legal Affairs reported same on Bill "An Act relating to Town Reports" (H. P. 809) (L. D. 465)

Mr. Payson from same Committee reported same on Bill "An Act relating to the Furnishing of Lists of Wild Lands for Taxation Purposes" (H. P. 102) (L. D. 85)

Reports were read and accepted.

Ought to Pass With Committee Amendment

Miss Bangs from the Committee on Judiciary on Bill "An Act to Authorize the Charging Off of Un-

collectable Accounts Due Counties" (H. P. 1106) (L. D. 572) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Mr. Barnes from same Committee on Bill "An Act relating to Aroostook County Law Library" (H. P. 786) (L. D. 415) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Reports were read and accepted.

Be Referred to the Committee On Pensions

Mr. Rankin from the Committee on Education on Resolve relating to Teacher's Pension for Eva W. Dow, of Belfast, (H. P. 1174) reported that same be referred to the Committee on Pensions.

Same gentleman from same Committee reported same on Resolve relating to Teacher's Pension for Charles Phillips, of Orrington (H. P. 1175)

Reports were read and accepted, and the Resolves referred to the Committee on Pensions and sent up for concurrence.

First Reading of Printed Bills

Bill "An Act to Authorize and Provide for the Temporary Admission to Practice in this State of Physicians and Camp Physicians to Protect the Health of the Civilian Population during the War Emergency Period" (H. P. 328) (L. D. 205)

Bill was read twice and assigned for third reading the next legislative day.

Bill Tabled

Bill "An Act relating to Sale and Use of Fireworks" (H. P. 802) (L. D. 384)

Bill had its two several readings. The SPEAKER: The Chair recognizes the gentleman from Falmouth, Mr. Dow.

Mr. DOW: Mr. Speaker and Members of the House: I move that Legislative Document 384 be tabled, and in brief explanation, I will say that I am opposed to the bill, but if the House should decide to pass the bill, I would like to offer an amendment.

The SPEAKER: The gentleman from Falmouth, Mr. Dow, moves that Legislative Document 384 be tabled, pending its assignment for

third reading. Is this the pleasure of the House?

Thereupon the motion prevailed and the bill was tabled pending its assignment for third reading.

First Reading of Printed Bills With Committee Amendment

Bill "An Act relating to the Madison Water District" (H. P. 140) (L. D. 109)

Bill had its two several readings. Committee Amendment "A" read by the Clerk as follows:

Committee Amendment "A" to H. P. 140, L. D. 109, Bill "An Act Relating to the Madison Water District."

Amend said bill by adding the word 'the' before the words "town of Madison" appearing on the ninth line of section 7, and also by adding the word 'the' before the words "town of Madison" appearing on the eighth line of page 3 of section 7.

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

Bill "An Act to Confer Additional Rights and Powers upon East Branch Improvement Company" (H. P. 560) (L. D. 286)

Bill had its two several readings. Committee Amendment "A" was read by the Clerk as follows:

Committee Amendment A to H. P. 560, L. D. 286, Bill "An Act to Confer Additional Rights and Powers Upon East Branch Improvement Company."

Amend Section 1 thereof by striking out after the word "tolls" in the fourth from the last line thereof the words "in accordance with all acts of the Legislature relating thereto" and inserting in place thereof the words "as hereinafter provided".

Further amend said Section 1 by adding at the end thereof the following: "Upon receiving such conveyances, the right to collect tolls shall thereafter be limited to the right to demand and receive a toll on all logs and lumber passing through Grand Lake Seboeis Dam, so-called, of 25c for each 1000 feet board measure and a toll on all logs and lumber entering the Seboeis River below the Grand Lake Seboeis Dam, and using stored water, of 12 1-2c for each 1000 feet board measure. In computing tolls for lumber cut in short lengths for stave or pulp material or similar

purposes, two cords shall be reckoned to constitute 1000 feet board measure."

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

Passed to Be Engrossed

Bill "An Act relating to Unexpended Balances of School Fund" (S. P. 206) (L. D. 320)

Bill "An Act relating to Licenses for Building Wharves and Fish Weirs" (S. P. 427) (L. D. 734)

Bill "An Act relating to the Determination of Profits and the Working Capital of the State Liquor Commission" (H. P. 767) (L. D. 461)

Bill "An Act relating to Costs of Tax Deeds" (H. P. 955) (L. D. 535)

Resolve in favor of Lake Webb Fish and Game Association (S. P. 67) (L. D. 733)

Resolve in favor of Knox Memorial Association, Inc. for Support and Maintenance of "Montpelier" (H. P. 770) (L. D. 413)

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

Amended Bills

Bill "An Act to Make Valid the Acts and Doings of Norway Pine Grove Cemetery Corporation and to Define its Membership and Restrict Use of its Funds" (S. P. 220) (L. D. 332)

Bill "An Act relating to Hunting and Trapping Bobcats" (H. P. 87) (L. D. 79)

Bill "An Act to Provide for the Appointment of a Board of Commissioners of Police for the City of Augusta" (H. P. 558) (L. D. 297)

Bill "An Act relating to a Bond for Town Clerks" (H. P. 629) (L. D. 371)

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

Orders of the Day

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

If there is nothing to come before the House at this time, the Clerk will read the notices.

On motion by Mr. Jordan of South Portland,

Adjourned until Tuesday, March 9th, at 11.30 o'clock in the forenoon.