

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*Ninety-Fourth Legislature*

OF THE

STATE OF MAINE

1949

DAILY KENNEBEC JOURNAL  
AUGUSTA, MAINE

**HOUSE**

Wednesday, January 19, 1949

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

Prayer by the Rev. Mr. Robbins of Augusta.

Journal of the previous session read and approved.

**Papers from the Senate**

From the Senate:

Resolve in favor of Mrs. Susan S. Wood, of Palm Beach, Florida (S. P. 53)

Resolve in favor of Josephine Stewart, of West Medford, Massachusetts (S. P. 54)

Resolve in favor of Richard Wing, of North Anson (S. P. 55)

Resolve in favor of Leon W. Olmstead, of Caribou (S. P. 56)

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 Veteran's Permit to Hunt and Fish Free" (S. P. 46) (L. D. 28)

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 Ballots in Elections" (S. P. 47) (L. D. 29)

Resolve Proposing an Amendment to the Constitution to Codify the Constitution (S. P. 48) (L. D. 30)

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 relating to Application of Cigarette and Tobacco Taxes to Federal Income Tax" (S. P. 49) (L. D. 31)

Came from the Senate referred to the Committee on Taxation.

In the House, referred to the Committee on Taxation 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:

**Claims**

Resolve in Favor of Mrs. Charles Boyce of Cumberland Mills. (H. P. 165) (Presented by Mr. Larrabee of Westbrook)

(Ordered Printed)

Sent up for concurrence.

Resolve in Favor of Maurice Parlin, of Coopers Mills. (H. P. 166) (Presented by Mr. Johnston of Jefferson)

Resolve in Favor of Austin D. Winchenbaugh, of Waldoboro. (H. P. 167) (Presented by same gentleman)

Resolve in Favor of Robert L. Madden, of North Whitefield. (H. P. 168) (Presented by same gentleman)

Resolve in Favor of Harold C. Ralph, of Waldoboro. (H. P. 169) (Presented by same gentleman)

Resolve in Favor of Joseph LeClair of Westbrook. (H. P. 170) (Presented by Mr. Larrabee of Westbrook)

Resolve in Favor of Oriel Trepanier of Westbrook. (H. P. 171) (Presented by same gentleman)

Resolve in Favor of Mrs. Eugenia Robbins of Westbrook. (H. P. 172) (Presented by same gentleman)

Resolve in Favor of Edwin M. Hutchinson, Jr., of Portland. (H. P. 173) (Presented by Mr. Paine of Portland)

Resolve in Favor of Stuart M. Woodard of Hampden. (H. P. 174) (Presented by Mr. Thomas of Hampden)

Resolve in Favor of Harold Martin of Hampden Highlands. (H. P. 175) (Presented by same gentleman)

Sent up for concurrence.

**Inland Fisheries and Game**

Resolve Regulating Fishing in Orange and Rocky Lakes in the County of Washington. (H. P. 176) (Presented by Mr. Bucknam of Whiting)

Resolve Opening Thistle Pond in the Town of Monroe, Waldo County, to Ice Fishing. (H. P. 177) (Presented by Mr. Clements of Belfast)

Sent up for concurrence.

**Judiciary**

Bill "An Act Changing the Date of Labor Day. (H. P. 178) (Presented by Mr. Jalbert of Lewiston) (Ordered Printed)

Bill "An Act to Incorporate the Progressive Loan Co." (H. P. 179) (Presented by Mr. White of Auburn)

(Ordered Printed)

Sent up for concurrence.

**Legal Affairs**

Bill "An Act to Create the Limestone School District." (H. P. 180) (Presented by Mr. Burgess of Limestone)

(Ordered Printed)

Bill "An Act Relating to Business and Entertainment on Sunday." (H. P. 181) (Presented by Mr. Jalbert of Lewiston)

(Ordered Printed)

Bill "An Act to Incorporate the Town of North Yarmouth School District." (H. P. 182) (Presented by Mr. Knapp of Yarmouth)

(Ordered Printed)

Bill "An Act to Incorporate the Town of Penobscot School District." (H. P. 183) (Presented by Mr. Sargent of Bucksport)

(Ordered Printed)

Sent up for concurrence.

**Maine Publicity**

Bill "An Act Relating to Permits for Outdoor Advertising." (H. P. 184) (Presented by Mr. Chase of Cape Elizabeth)

(Ordered Printed)

Sent up for concurrence.

**Pensions**

Resolve Providing for State Pension for John B. Ayotte, of Stockholm. (H. P. 185) (Presented by Mr. Burgess of Limestone)

Resolve Providing for State Pension for Edna May Peavey, of Bel-

fast. (H. P. 186) (Presented by Mr. Clements of Belfast)

Resolve Providing for State Pension for Mary E. Knight, of Belfast. (H. P. 187) (Presented by same gentleman)

Resolve Providing for State Pension for Annie L. Shaw, of Whitefield. (H. P. 188) (Presented by Mr. Johnston of Jefferson)

Sent up for concurrence.

**Salaries and Fees**

Bill "An Act Relating to Boards of Registration." (H. P. 189) (Presented by Mr. Paine of Portland) (Ordered Printed)

Bill "An Act Relating to the Salary of the Register of Deeds in Cumberland County" (H. P. 190) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Relating to Salaries of Deputy Register of Deeds and Clerks in the Office of Register of Deeds, in the County of Cumberland" (H. P. 191) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Relating to Fees Payable to Registers of Deeds" (H. P. 192) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

**Sea and Shore Fisheries**

Bill "An Act Relating to Commercial Fishing Licenses" (H. P. 193) (Presented by Mr. McClure of Bath)

(Ordered Printed)

Sent up for concurrence.

**State Lands and Forest Preservation**

Resolve Authorizing the State Tax Assessor to Convey by Sale Certain Interest of the State in Land with Buildings Thereon in Newcastle, in the County of Lincoln. (H. P. 194) (Presented by Mr. Johnston of Jefferson)

Sent up for concurrence.

**Taxation**

Bill "An Act Relating to Registration and Excise Taxes of Volunteer Fire Departments." (H. P. 195) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

**Ways and Bridges**

Resolve in Favor of the Town of Brooksville. (H. P. 196) (Presented by Mr. Clapp of Brooklin)

Resolve in Favor of Caswell Plantation. (H. P. 197) (Presented by Mr. Burgess of Limestone)

Resolve in Favor of Caswell Plantation. (H. P. 198) (Presented by same gentleman)

Resolve in Favor of Cyr Plantation. (H. P. 199) (Presented by same gentleman)

Resolve in Favor of Cyr Plantation. (H. P. 200) (Presented by same gentleman)

Resolve in Favor of Hamlin Plantation. (H. P. 201) (Presented by same gentleman)

Resolve in Favor of Hamlin Plantation. (H. P. 202) (Presented by same gentleman)

Resolve in Favor of the Town of Hampden. (H. P. 203) (Presented by Mr. Thomas of Hampden)

Resolve in Favor of the Town of Hampden. (H. P. 204) (Presented by same gentleman)

Resolve in Favor of the Town of Limestone. (H. P. 205) (Presented by Mr. Burgess of Limestone)

Resolve in Favor of the Town of Mapleton. (H. P. 206) (Presented by Mr. Merritt of Mapleton)

Resolve in Favor of the Town of Newcastle. (H. P. 207) (Presented by Mr. Johnston of Jefferson)

Resolve in Favor of the Town of North Yarmouth. (H. P. 208) (Presented by Mr. Knapp of Yarmouth)

Resolve in Favor of the Town of North Yarmouth. (H. P. 209) (Presented by same gentleman)

Resolve in Favor of the Town of Scarborough. (H. P. 210) (Presented by Mr. Chase of Cape Elizabeth)

Resolve in Favor of Somerville Plantation. (H. P. 211) (Presented by Mr. Johnston of Jefferson)

Resolve in Favor of the Town of Stockholm. (H. P. 212) (Presented by Mr. Burgess of Limestone)

Resolve in Favor of the Town of Waldoboro. (H. P. 213) (Presented by Mr. Johnston of Jefferson)

Resolve in Favor of Westmanland Plantation. (H. P. 214) (Presented by Mr. Burgess of Limestone)

Resolve in Favor of the Town of Whitefield. (H. P. 215) (Presented by Mr. Johnston of Jefferson)  
Sent up for concurrence.

**Orders**

On motion by Mr. Spear, of South Portland, it was

**ORDERED**, that there be printed five hundred additional copies of H. P. 13, L. D. 3, Bill "An Act Creating the Office of Fire Service."

The **SPEAKER**: The Chair recognizes the gentleman from Falmouth, Mr. Dow.

Mr. **DOW**: Mr. Speaker, I ask unanimous consent to address the House.

The **SPEAKER**: Does the gentleman wish to make a motion.

Mr. **DOW**: I do, Mr. Speaker.

The **SPEAKER**: The gentleman may make his motion and then he may debate it if he so wishes.

Mr. **DOW**: Mr. Speaker and Members of the House: I move that the House reconsider its action of yesterday on H. P. 138, and if that motion carries I will then move to table it.

The **SPEAKER**: The gentleman from Falmouth, Mr. Dow, now moves that the House reconsider its action of yesterday, whereby it passed to be engrossed Bill, "An Act Relating to Travel Expense for Members of the Legislature" being H. P. 138. As many as are in favor of the motion—

The Chair recognizes the gentleman from Falmouth, Mr. Dow.

Mr. **DOW**: Mr. Speaker, would it be in order at this time to make an explanation of why I would like to have that done.

The **SPEAKER**: The gentleman is in order. The matter is debatable.

Mr. **DOW**: Mr. Speaker and Members of the House: I feel that our action of yesterday on a matter which is at least controversial, we may say, was hasty and should be further considered. If my motion carries, as I stated, I will then move to table that motion. I will later introduce a bill amending the law, which would apply to the next

legislature, of course, and ask that it be printed and referred to a committee, which would then give the matter a little airing. I hope that the House will go along with me on this further motion to reconsider and table.

The SPEAKER: The Chair recognizes the gentleman from Portland, Mr. McGlauffin.

Mr. McGLAUFFLIN: Mr. Speaker, I move that this motion be now laid on the table. We are trying to work out a solution. I think that my motion comes ahead of the motion of the gentleman from Falmouth, Mr. Dow.

The SPEAKER: Would the gentleman from Portland, Mr. McGlauffin, care to assign a time?

Mr. McGLAUFFLIN: Mr. Speaker, I am in hopes that it can be taken care of today. I might explain to the House that we are trying to work this out.

The SPEAKER: The Chair will have to inform the gentleman that the motion he just made is not debatable.

Mr. McGLAUFFLIN: Well, then, Mr. Speaker, I will put it on the table until later in this session.

The SPEAKER: The Chair understands that the gentleman from Portland, Mr. McGlauffin, now moves that the motion to reconsider be laid upon the table until later in today's session.

The Chair recognizes the gentleman from Falmouth, Mr. Dow.

Mr. DOW: Mr. Speaker, would it be in order at this time to assign a date to take that motion from the table?

The SPEAKER: The Chair will state that the understanding is that the motion of the gentleman from Portland, Mr. McGlauffin, lie upon the table until later in today's session.

As many as are in favor of the motion of the gentleman from Portland, Mr. McGlauffin, to lay upon the table until later in today's session the motion made by the gentleman from Falmouth, Mr. Dow, to reconsider the action taken yesterday by the House whereby it passed to be engrossed Bill, "An Act Relating to Travel Expense for Members of the Legislature", H. P. 138, will say aye; those opposed will say no.

A viva voce vote being taken, the motion prevailed.

The SPEAKER: If there is no further matter of business to come before the House, the Clerk will read the notices.

On motion by Mr. Ludwig, of Houlton,

Adjourned until 10:00 o'clock tomorrow morning.