

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

Tuesday, February 1, 1949

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

Prayer by the Rev. Mr. Hickland of Gardiner.

The journal of the previous session was read and approved.

Papers From The Senate

From the Senate:

Bill "An Act to Construct a Bridge between Milford and Indian Island" (S. P. 127) (L. D. 191)

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 Byard E. Libbey, of Shrewsbury, Massachusetts (S. P. 160)

Resolve in favor of Arnold L. Foster, of Machias (S. P. 161)

Resolve in favor of David Grant, of Addison (S. P. 162)

Resolve in favor of Mrs. Hazel Johnson, of Brooklyn, New York (S. P. 163)

Resolve in favor of New England Metal Culvert Company, of Portland (S. P. 164)

Resolve in favor of Hugh C. Leighton of Blue Hill (S. P. 165)

Resolve in favor of Alanson B. Thomas, of Surry (S. P. 166)

Resolve in favor of E. Robert Jordan, of Ellsworth (S. P. 167)

Resolve in favor of Donald McCrum, of Presque Isle (S. P. 168)

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 Appropriations from School Funds" (S. P. 130) (L. D. 192)

Came from the Senate referred to the Committee on Education.

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

From the Senate:

Bill "An Act Concerning Harbor or River Improvements and Protection of Property Against Floods or Erosion" (S. P. 131) (L. D. 193)

Came from the Senate referred to the Committee on Federal Relations.

In the House, referred to the Committee on Federal Relations in concurrence.

From the Senate:

Bill "An Act Relating to Fishing and Hunting Licenses" (S. P. 132) (L. D. 194)

Resolve Regulating Fishing in Morancy Pond, in the County of Hancock (S. P. 133) (L. D. 195)

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 Order of Names on Primary Ballots" (S. P. 134) (L. D. 196)

Bill "An Act Relating to Penalty for Failure to Vote" (S. P. 135) (L. D. 197)

Bill "An Act Relating to the Poll-tax" (S. P. 136) (L. D. 198)

Bill "An Act Relating to Voting" (S. P. 137) (L. D. 199)

Bill "An Act Relating to Re-Registration of Voters" (S. P. 138) (L. D. 200)

Came from the Senate referred to the Committee on Judiciary.

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

From the Senate:

Resolve in favor of Merlin C. Joy, of Clinton (S. P. 139)

Resolve in favor of Milton A. Philbrook, of Westbrook (S. P. 140)

Resolve in favor of Ralph L. Hunt of Thomaston (S. P. 141)

Resolve Providing for State Pension for Cleaveland P. Holbrook of Bath (S. P. 174)

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 the Caribou Utilities District" (S. P. 144) (L. D. 201)

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

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

From the Senate:

Bill "An Act Relating to Boards of Registration" (S. P. 145) (L. D. 202)

Bill "An Act Relating to Court Stenographers" (S. P. 147) (L. D. 203)

Resolve Relating to the Salary of the Clerk of Courts in Knox County (S. P. 146)

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:

Petition of Western Washington County Petroleum Industries Com. favoring reduction of the State Gasoline Tax (S. P. 180)

Bill "An Act Relating to Maine Forestry District Taxes" (S. P. 148) (L. D. 204)

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 Authorizing the Trustees of the University of Maine to Convey Certain Land in the City of Old Town and in Town of Chapman" (S. P. 149) (L. D. 205)

Came from the Senate referred to the Committee on University of Maine.

In the House, referred to the Committee on University of Maine in concurrence.

From the Senate:

Bill "An Act Relating to Aid to Dependent Children" (S. P. 156) (L. D. 206)

Came from the Senate referred to the Committee on Welfare.

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

Messages and Documents

The following Communication:

January 28, 1949

Hon. Nathaniel M. Haskell,
Speaker of the House of Representatives of the 94th Legislature.

Dear Sir:

I am resigning from the position of Journal Copy Clerk, effective today.

(Signed) Mrs. Lois G. Bigelow

The communication was read, the resignation was accepted and ordered placed on file.

The following Communication:

February 1, 1949

Hon. Nathaniel M. Haskell,
Speaker of the House of Representatives of the 94th Legislature.

Dear Sir:

Miss Ruth Fickett of Portland is hereby appointed Journal Copy Clerk, to fill the vacancy caused by the resignation of Mrs. Lois G. Bigelow.

Respectfully,

(Signed) HARVEY R. PEASE,
Clerk of the House.

The communication was read and ordered placed on file.

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 to Reimburse the Town of Dexter for Support of a Pauper (H. P. 699) (Presented by Mr. Campbell of Garland)

Resolve in favor of George Stairs, of Searsport (H. P. 700) (Presented by Mr. Clements of Belfast)

Resolve in favor of Theron McBrierty, of Allagash (H. P. 701) (Presented by Mr. Martin of Eagle Lake)

Resolve in favor of A. V. Higgins, of Mt. Desert (H. P. 702) (Presented by Mr. Phillips of Southwest Harbor)

Sent up for concurrence.

Judiciary

Bill "An Act Relating to Disability Retirement Benefits in State Retirement System Law" (H. P. 703) (Presented by Mr. Thompson of Brewer)

(Ordered Printed)

Bill "An Act Changing Name of Retirement System to 'Maine State Retirement System'" (H. P. 704) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Relating to Pedestrians on Ways" (H. P. 705) (Presented by Mr. Wight of Bangor)

(Ordered Printed)

Resolve Relating to Transfer of Certain Records of State Employees' Retirement System (H. P. 706) (Presented by Mr. Thompson of Brewer)

(Ordered Printed)

Sent up for concurrence.

Labor

Bill "An Act Relating to Unfired Pressure Vessels" (H. P. 707) (Presented by Mr. Bates of Orono)

(Ordered Printed)

Bill "An Act Relating to Employment of Women and Minors." (H. P. 708) (Presented by Mrs. Fay of Portland)

(Ordered Printed)

Sent up for concurrence.

Legal Affairs

Bill "An Act Relating to the Rockland School District" (H. P. 709) (Presented by Mr. Bird of Rockland)

(Ordered Printed)

Sent up for concurrence.

Pensions

Resolve Providing for State Pension for Maggie Caird, of Dexter

(H. P. 710) (Presented by Mr. Campbell of Garland)

Resolve Providing for State Pension for Blanche Grant, of Lincoln (H. P. 711) (Presented by Mr. House of Lincoln)

Resolve in favor of Lloyd L. Arnold, of Gardiner (H. P. 712) (Presented by Mr. Johnson of Gardiner)

Resolve Providing for State Pension for Eddie D. Ouellette, of St. Francis (H. P. 713) (Presented by Mr. Martin of Eagle Lake)

Sent up for concurrence.

Salaries and Fees

Bill "An Act Relating to Clerk Hire in the Office of Register of Probate in Cumberland County" (H. P. 714) (Presented by Mr. Chapman of Portland)

(Ordered printed.)

Bill "An Act Relating to the Salary of the Judge of the Portland Municipal Court" (H. P. 715) (Presented by same gentleman)

(Ordered printed.)

Bill "An Act Relating to the Salary of the Recorder of the Portland Municipal Court" (H. P. 716) (Presented by same gentleman)

(Ordered printed.)

Bill "An Act Relating to the Salary of Clerks in the Office of Recorder of the Portland Municipal Court" (H. P. 717) (Presented by same gentleman)

(Ordered printed.)

Bill "An Act Relating to the Salary of Judge of Probate in Cumberland County" (H. P. 718) (Presented by same gentleman)

(Ordered printed.)

Bill "An Act Relating to the Salary of Register of Probate in Cumberland County" (H. P. 719) (Presented by same gentleman)

(Ordered printed.)

Sent up for concurrence.

Sea and Shore Fisheries

Bill "An Act Relating to Lobster Licenses" (H. P. 720) (Presented by Mr. Littlefield of Kennebunk)

(Ordered printed.)

Sent up for concurrence.

Ways and Bridges

Resolve in favor of the Town of New Gloucester (H. P. 721) (Presented by Mr. Bennett of New Gloucester)

Resolve in favor of the Town of Alfred (H. P. 722) (Presented by Mr. Hobbs of Acton)

Resolve in favor of the Town of Waterboro (H. P. 723) (Presented by same gentleman)

Resolve in favor of Winterville Plantation (H. P. 724) (Presented by Mr. Martin of Eagle Lake)

Sent up for concurrence.

Orders

On motion by Miss Longstaff of Crystal, it was

ORDERED, that there be printed 500 copies of the three General Fund charts and the Comparable State Tax Yields charts which were used in the Tax Conference meeting yesterday.

On motion by Mr. Eastman of South Paris, it was

ORDERED, that Rev. Rencel H. Colby of South Paris, be invited to officiate as Chaplain of the House on Wednesday, March 16th, 1949.

On motion by Mr. Clapp of Brooklin, it was

ORDERED, that the Clerk of the House be directed to enter in "Appendix A" of the House Journal, which shall be a part of the Journal, the information contained in the communications from the Secretary of State required by Section 19 of Chapter 9 of the Revised Statutes; also appointments made by the Speaker when the Legislature is not in session.

On motion by Mr. Bubar of Blaine, it was

ORDERED, that there be printed 500 additional copies of Bill "An Act Providing for the Study, Treatment and Care of Alcoholics." (H. P. 476) (L. D. 151)

First Reading of Printed Resolve

Resolve in favor of the town of Medway (H. P. 74) (L. D. 207)

Resolve was read once and tomorrow assigned.

Passed to be Engrossed

Bill "An Act relating to the Vinalhaven Port District" (H. P. 52) (L. D. 15)

Bill "An Act relating to Pensions for Members of Police Department for City of Bangor" (H. P. 53) (L. D. 16)

Bill "An Act relating to the Bangor Family Welfare Society" (H. P. 133) (L. D. 39)

Bill "An Act Increasing Tax Assessments of Dixfield Village Corporation" (H. P. 137) (L. D. 43)

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 Proxies" (H. P. 50) (L. D. 13)

Was 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 Chair lays before the House at this time the first tabled and today assigned matter, being House Report "Ought not to be passed" of the Committee on Rules and Business of the House on House Order relative to amending House Rule No. 4, which was tabled on January 28 by the gentleman from Gardiner, Mr. Johnson, pending the motion of the gentleman from Bath, Mr. McClure, to substitute the Order for the Report.

The Chair recognizes the gentleman from Bath, Mr. McClure.

Mr. **MCCLURE**: Mr. Speaker, it has been brought to my attention that Mr. Johnson is confined to his home by illness, and I would say, out of courtesy to him at this time, that we re-table the bill and have it assigned for another day. Furthermore, I might state, while Mr. Johnson is not here, that I received about twenty-five or fifty letters in regard—

The **SPEAKER**: The Chair will have to state that the motion is not debatable.

The gentleman from Bath, Mr. McClure, moves that the first today assigned matter lie upon the table. Is this the pleasure of the House? The motion prevailed.

The SPEAKER: The Chair recognizes the gentleman from Unity, Mr. Brown.

Mr. BROWN: Mr. Speaker and Members of the House: I wish to call the attention of the members this morning to the Legislative Research Committee report which is on your desks this morning. This report will show the method of taxation in the various states in the Union with the tax yields. I sincerely hope that every member in this body will read this report and especially compare the methods of taxation in the various states with that of the State of Maine.

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

On motion by Mr. Williams of Auburn, the House voted to take from the table the first tabled and unassigned matter Bill "An Act relating to Retirement Fund of State Employees in Armed Forces" (H. P. 584), tabled on January 27 by that gentleman pending reference.

The SPEAKER: The Chair recognizes the gentleman from Auburn, Mr. Williams.

Mr. WILLIAMS: Mr. Speaker and Members of the House: This is the first time in my legislative experience that I have in any way made a suggestion in regard to reference of bills. However, this bill, as you will note from its title, relates to the Retirement Fund of State employees in the armed forces. All such bills, during the past eight

years, have been referred to your Judiciary Committee. It would seem that there is no change in policy contemplated as we have this morning referred two bills relating to the Retirement Act to the Judiciary Committee. Therefore, I now move that "An Act relating to Retirement Fund of State Employees in Armed Forces" be referred to the Judiciary Committee.

The SPEAKER: The gentleman from Auburn, Mr. Williams, moves that "An Act relating to Retirement Fund of State Employees in Armed Forces," being House Paper 584, be referred to the Committee on Judiciary. Is this the pleasure of the House?

The motion prevailed and the Bill was referred to the Committee on Judiciary and sent up for concurrence.

On motion by Mr. Williams of Auburn, the House voted to take from the table the second tabled and unassigned matter Bill "An Act relating to Reemployment Rights of State Employees in Armed Forces" (H. P. 585), tabled on January 27 by that gentleman, pending reference; and on further motion by the same gentleman, the Bill was referred to the Committee on Judiciary and sent up for concurrence.

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

If there be no further items of business, the Clerk will read the notices.

On motion by Mr. Sanderson of Greene,

Adjourned until 10 o'clock tomorrow morning.