

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, March 2, 1949

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

Prayer by the Rev. Mr. Rafter of Yarmouth.

The journal of the previous session was read and approved.

Papers from the Senate

From the Senate:

Bill "An Act relating to the Aeronautical Fund" (S. P. 514) (L. D. 1045)

Came from the Senate referred to the Committee on Aeronautics.

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

From the Senate:

Bill "An Act to Effect Certain Changes in Procedure Under the Unemployment Compensation Law" (S. P. 515) (L. D. 1046)

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:

Resolve Regulating Fishing in Certain Ponds in Somerset County (S. P. 516) (L. D. 1047)

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 Maintaining Water at Fixed Limits in Power Development" (S. P. 517) (L. D. 1048)

Bill "An Act relating to Building and Maintaining Dams" (S. P. 518) (L. D. 1050)

Bill "An Act relating to Dams as Nuisances" (S. P. 519) (L. D. 1049)

Came from the Senate referred to the Committee on Interior Waters.

In the House, referred to the Committee on Interior Waters in concurrence.

From the Senate:

Bill "An Act relating to Powers and Duties of Liquor Inspectors" (S. P. 530) (L. D. 1068)

Bill "An Act relating to Payment to York County Law Library" (S. P. 520) (L. D. 1054)

Bill "An Act relating to Interference with Certain Officers" (S. P. 521) (L. D. 1053)

Bill "An Act relating to Arrest by Virtue of Warrant Not in Officer's Possession" (S. P. 522) (L. D. 1052)

Bill "An Act relating to Telephones for Members of the State Police" (S. P. 523) (L. D. 1051)

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 the Salary of the Clerk of Courts of Androscoggin County" (S. P. 524) (L. D. 1056)

Bill "An Act relating to the Salary of the Register of Deeds of Waldo County" (S. P. 534) (L. D. 1055)

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 Regulating the Sale of Clams for Eating Establishments" (S. P. 525) (L. D. 1057)

Came from the Senate referred to the Committee on Sea and Shore Fisheries.

In the House, referred to the Committee on Sea and Shore Fisheries in concurrence.

From the Senate:

Bill "An Act relating to Shelters or Tents on Maine Forestry Department Public Camp Sites and

Luncheon Grounds" (S. P. 526) (L. D. 1060)

Bill "An Act relating to Mill Privileges, Dam Sites and Flowage Rights" (S. P. 527) (L. D. 1059)

Bill "An Act for State Forest Fire Prevention and Control in Organized Towns" (S. P. 528) (L. D. 1058)

Came from the Senate referred to the Committee on State Lands and Forest Preservation.

In the House, referred to the Committee on State Lands and Forest Preservation in concurrence.

From the Senate:

Bill "An Act relating to Certificate of Approval for Brewers" (S. P. 531) (L. D. 1061)

Bill "An Act relating to Hours of Sale of Liquor" (S. P. 529) (L. D. 1062)

Came from the Senate referred to the Committee on Temperance.

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

Senate Reports of Committees Ought to Pass Recommended

Report of the Committee on Appropriations and Financial Affairs reporting "Ought to pass" on Bill "An Act to Construct a Bridge Between Milford and Indian Island" (S. P. 127) (L. D. 191)

Came from the Senate Report read and accepted and the Bill passed to be engrossed.

In the House: On motion by Mr. Bates of Orono, the Bill was recommended to the Committee on Appropriations and Financial Affairs in non-concurrence and sent up for concurrence.

Report of the Committee on Judiciary reporting "Ought to pass" on Bill "An Act relating to the Maine State Prison" (S. P. 352) (L. D. 577)

Report of same Committee reporting same on Bill "An Act relating to Duties of the Chief Justice of the Supreme Judicial Court in the Event of His Disability" (S. P. 309) (L. D. 502)

Report of same Committee reporting same on Bill "An Act relating to Ricker Classical Institute and Junior College" (S. P. 282) (L. D. 454)

Report of same Committee reporting same on Bill "An Act relating to Cremation of Old State Bonds" (S. P. 274) (L. D. 447)

Report of the Committee on Salaries and Fees reporting same on Bill "An Act relating to Analysis of Water" (S. P. 236) (L. D. 350)

Report of same Committee reporting same on Bill "An Act relating to Compensation for State Board of Arbitration and Conciliation" (S. P. 193) (L. D. 246)

Report of same Committee reporting same on Bill "An Act relating to Fees of Deputy Sheriffs" (S. P. 121) (L. D. 142)

Came from the Senate with the 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 tomorrow assigned.

Ought to Pass Committee Amendment

Report of the Committee on Salaries and Fees on Bill "An Act relating to Court Stenographers" (S. P. 147) (L. D. 203) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

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

COMMITTEE AMENDMENT "A"
to S. P. 147, L. D. 203, Bill "An Act Relating to Court Stenographers."

Amend said Bill by striking out in the last line thereof the underlined figures ~~25,000~~ and inserting in place thereof the underlined figures **\$4,500**

Committee Amendment "A" was adopted in concurrence and tomor-

row assigned for third reading of the Bill.

Bills and Resolves Requiring Reference

The following Bills and Resolves, transmitted by the Director of Legislative Research pursuant to joint order (S. P. 452), were received and, upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

Claims

Resolve in Favor of the Town of Garland (H. P. 1828) (Presented by Mr. Campbell of Garland)

Resolve in Favor of Herbert Vailancourt of Van Buren (H. P. 1822) (Presented by Mr. O'Connell of Van Buren)

Sent up for concurrence.

Inland Fisheries and Game

Bill "An Act Relating to Field Trials for Beagles" (H. P. 1823) (Presented by Mr. Marsans of Monmouth)

(Ordered Printed)

Resolve Providing for a Fish Screen in Molunkus Lake (H. P. 1824) (Presented by Miss Longstaff of Crystal)

(Ordered Printed)

Resolve Opening Lone Pond, in the Town of Waterboro, York County, to Fishing (H. P. 1825) (Presented by Mr. Sanborn of Gorham)

(Ordered Printed)

Resolve Opening Deer Pond, in the Town of Hollis, York County, to Fishing (H. P. 1825) (Presented by same gentleman)

(Ordered Printed)

Resolve Opening Streams to Fishing in Cumberland and York Counties (H. P. 1827) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

Judiciary

Bill "An Act Relating to Pauper Settlement" (H. P. 1829) (Presented by Mr. Campbell of Garland)

(Ordered Printed)

Bill "An Act Permitting Adoption of Person in County Where Person Lives" (H. P. 1830) (Presented by Mr. Williams of Auburn)

(Ordered Printed)

Bill "An Act Relating to Consent to Adoption of Children" (H. P. 1831) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Validating Certain Recorded Mortgage Discharges" (H. P. 1832) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Relating to Omission from Will of Child Given in Adoption" (H. P. 1833) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Relating to Discovery of Property of Deceased Persons" (H. P. 1834) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Relating to Descent of Real Estate in Divorce" (H. P. 1835) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

Legal Affairs

Bill "An Act Relating to Pensions for Members of the Police Department of the City of Bangor" (H. P. 1836) (Presented by Mr. Atherton of Bangor)

(Ordered Printed)

Bill "An Act to Create the Town of Cumberland, Chebeague Island School District" (H. P. 1837) (Presented by Mr. Dow of Falmouth)

(Ordered Printed)

Bill "An Act to Incorporate the North Kennebunkport School District" (H. P. 1838) (Presented by Mr. Gerrish of Old Orchard Beach)

(Ordered Printed)

Bill "An Act to Incorporate the Old Orchard Beach School District" (H. P. 1839) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Amending the Charter of the City of Calais" (H. P. 1840) (Presented by Mr. Hall of Calais)

(Ordered Printed)

Bill "An Act to Create the Gardiner School District" (H. P. 1841) (Presented by Mr. Johnson of Gardiner)

(Ordered Printed.)

Bill "An Act Authorizing Cities and Towns to Appropriate Money for Volunteer Fire Departments" (H. P. 1842) (Presented by Mr. Johnston of Jefferson)

(Ordered Printed.)

Bill "An Act Creating a State Lottery Commission" (H. P. 1843) (Presented by Mr. Jewett of Manchester)

(1500 Copies Ordered Printed.)

Bill "An Act to Create the Town of Palmyra School District" (H. P. 1844) (Presented by Mr. Millett of Palmyra)

(Ordered Printed.)

Bill "An Act to Create the City of Bangor School District" (H. P. 1845) (Presented by Mr. Webber of Bangor)

(Ordered Printed.)

Sent up for concurrence.

Public Health

Bill "An Act Relating to Board of Registration of Nurses" (H. P. 1846) (Presented by Miss Longstaff of Crystal)

(Ordered Printed.)

Sent up for concurrence.

Salaries and Fees

Bill "An Act Relating to the Salary of the County Treasurer of Waldo County" (H. P. 1847) (Presented by Mr. Clements of Belfast)

(Ordered Printed.)

Bill "An Act Relating to the Salary of the Judge of the Waldo County Municipal Court" (H. P. 1848) (Presented by same gentleman)

(Ordered Printed.)

Bill "An Act Relating to the Salaries of the Judge of the Clerk of the Auburn Municipal Court" (H. P. 1849) (Presented by Mr. Williams of Auburn)

(Ordered Printed.)

Bill "An Act Relating to the Salary of the Judge of Probate of Androscoggin County" (H. P. 1850) (Presented by same gentleman)

(Ordered Printed.)

Sent up for concurrence.

Sea and Shore Fisheries

Bill "An Act Relating to Fishing Menhaden by Seine" (H. P. 1851) (Presented by Mr. O'Dell of Eastport)

(Ordered Printed.)

Bill "An Act Regulating the Use of Trawls in Washington County" (H. P. 1852) (Presented by same gentleman)

(Ordered Printed.)

Bill "An Act Relating to Labeling of Shellfish" (H. P. 1853) (Presented by Mr. Sargent of Bucksport)

(Ordered Printed.)

Bill "An Act Relating to Shipment and Transportation of Clams, Quahogs and Mussels" (H. P. 1854) (Presented by same gentleman)

(Ordered Printed.)

Sent up for concurrence.

Taxation

Bill "An Act Imposing a Sales and Use Tax to Raise Additional Revenue" (H. P. 1855) (Presented by Mr. Albee of Portland)

(2000 Copies Ordered Printed.)

Temperance

Bill "An Act Relating to Appeal from Decisions of the State Liquor Commission" (H. P. 1856) (Presented by Mr. DeSanctis of Madison)

(Ordered Printed.)

Bill "An Act Relating to Rules and Regulations of the State Liquor Commission" (H. P. 1857) (Presented by same gentleman)

(Ordered Printed.)

Bill "An Act Relating to Retail Store Malt Liquor Licenses" (H. P. 1858) (Presented by Mr. Williams of Auburn)

(Ordered Printed.)

Bill "An Act Relating to Definitions and Location of Licensed Premises in Liquor Law" (H. P. 1859) (Presented by same gentleman)

(Ordered Printed.)

Sent up for concurrence.

Ways and Bridges

Resolve in Favor of the County of Franklin (H. P. 1860) (Presented by Mr. Carville of Stratton)

(Ordered Printed.)

Sent up for concurrence.

Resolve in Favor of the Town of Island Falls (H. P. 1861) (Presented by Miss Longstaff of Crystal)
Sent up for concurrence.

Orders

On motion by Mr. Sargent of Bucksport, it was

ORDERED, that Rev. Charles F. Brown of Bucksport be invited to officiate as Chaplain of the House on Thursday, March 24, 1949.

On motion by Mr. Chaples of Hudson, it was

ORDERED, that Rev. Leon B. Meader of Charleston, be invited to officiate as Chaplain of the House on Wednesday, March 30, 1949.

On motion by Mr. Burgess of Rockland, it was

ORDERED, that the Rev. John Smith Lowe of Rockland, be invited to officiate as Chaplain of the House on Tuesday, March 22, 1949.

On motion by Miss Longstaff of Crystal, House Rule No. 25 was suspended for the remainder of today's session in order to permit smoking.

On motion by Mr. Brown of Unity, it was

ORDERED, that Rev. S. L. Morgan of Unity, be invited to officiate as Chaplain of the House on Thursday, March 31, 1949.

On motion by Mr. Tyler of Farmington, it was

ORDERED, that Rev. Eben T. Chapman of Farmington, be invited to officiate as Chaplain of the House on Wednesday, March 23, 1949.

House Reports of Committees Leave to Withdraw

Mr. Muskie from the Committee on Judiciary on Bill "An Act relating to Penalty for Operating Motor Vehicle While Under the Influence of Liquor" (H. P. 993) (L. D. 424) reported leave to withdraw.

Mr. Payson from same Committee reported same on Bill "An Act relating to Penalty for Operating Motor Vehicle Without Operator's License" (H. P. 992) (L. D. 423)

Mr. Patterson from the Committee on Pensions reported same on Resolve Providing for State Pension for Vesta M. Spinney of Mechanic Falls (H. P. 596)

Mr. Campbell from the Committee on Salaries and Fees reported same on Bill "An Act relating to Testing of Water Supplies for Public Schools" (H. P. 311) (L. D. 91)

Mr. Chase from the Committee on Taxation reported same on Bill "An Act Reducing the Gasoline Tax" (H. P. 1353) (L. D. 704)

Mr. Lackee from the Committee on Ways and Bridges reported same on Resolve in favor of the town of Smithfield (H. P. 1106)

Reports were read and accepted and sent up for concurrence.

Ought Not to Pass

Mr. Bearce from the Committee on Inland Fisheries and Game reported "Ought not to pass" on Bill "An Act relating to Free Fishing Licenses to Recipients of Old Age Assistance" (H. P. 1136) (L. D. 544)

Mr. Hayward from same Committee reported same on Resolve Closing All the Water of the State to Fishing Through the Ice for Salmon, Trout and Togue (H. P. 1044) (L. D. 528)

Mr. Plummer from same Committee reported same on Bill "An Act relating to Fishing Licenses for Persons over Eighty Years of Age" (H. P. 985) (L. D. 416)

Mr. Campbell from the Committee on Interior Waters reported same on Bill "An Act relating to the Pollution of Streams" (H. P. 1152) (L. D. 552)

Mr. Atherton from the Committee on Legal Affairs reported same on Bill "An Act relating to Licenses for Junk Dealers" (H. P. 1307) (L. D. 634)

Mr. Campbell from same Committee reported same on Resolve Authorizing the State Plumbers' Examining Board to Issue a License

to Philip M. Emmot of Southwest Harbor (H. P. 1059) (L. D. 473)

Mr. Marble from same Committee reported same on Bill "An Act Providing for the Method of Payment of Wages by Check or Draft" (H. P. 1308) (L. D. 635)

Mr. Patterson from the Committee on Pensions reported same on Resolve Providing for State Pension for Gladys Bean of Clinton (H. P. 751)

Reports were read and accepted and sent up for concurrence.

Tabled

Mr. Kent from the Committee on Salaries and Fees reported "Ought not to pass" on Bill "An Act relating to the Salary of the Register of Deeds in Cumberland County" (H. P. 190) (L. D. 62)

(On motion by Mr. Paine of Portland, tabled pending acceptance of the committee report.)

Mr. Chase from the Committee on Taxation reported "Ought not to pass" on Bill "An Act relating to Tax Exemption of Property" (H. P. 1076) (L. D. 482)

Same gentleman from same Committee reported same on Resolve Providing for a Citizens Tax Committee (H. P. 1324) (L. D. 638)

Mr. Dow from same Committee reported same on Bill "An Act relating to Continuous Credit for Excise Tax" (H. P. 1322) (L. D. 757)

Reports were read and accepted and sent up for concurrence.

Ought to Pass Printed Bill

Mr. Bennett from the Committee on Salaries and Fees reported "Ought to pass" on Bill "An Act relating to Compensation of State Park Commissioners" (H. P. 1004) (L. D. 435)

Report was read and accepted and the Bill having already been printed, was read twice under suspension of the rules and tomorrow assigned.

Ought to Pass with Committee Amendment

Mr. Hill from the Committee on Inland Fisheries and Game on Bill

"An Act relative to Stockholm Game Preserve" (H. P. 1289) (L. D. 655) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted, and the Bill, having already been printed, was read twice under suspension of the rules.

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

COMMITTEE AMENDMENT "A" to H. P. 1289, L. D. 655, Bill "An Act Relative to Stockholm Game Preserve."

Amend said Bill by striking out, in the 7th and 8th lines of said Bill, the underlined words "**a northerly direction**" and inserting in place thereof the underlined words

'an easterly and northerly direction along the right of way of said railroad'

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

Mr. Silsby from the Committee on Judiciary on Bill "An Act to Incorporate the Trustees of Franco American Oblate Fathers" (H. P. 296) (L. D. 84) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted, and the Bill, having already been printed, was read twice under suspension of the rules.

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

COMMITTEE AMENDMENT "A" to H. P. 296, L. D. 84, Bill "An Act to Incorporate the Trustees of Franco American Oblate Fathers."

Amend said bill by striking out in the 10th and 11th lines of Sec. 3 thereof the words "such collegiate and" and inserting in place thereof the word 'the'.

Further amend said bill by inserting after the word "degrees" in the 11th line of Sec. 3 thereof the following: 'of Bachelor of Arts and Bachelor of Science.'

Committee Amendment "A" was adopted and the Bill was assigned

for third reading tomorrow morning.

The SPEAKER: The Chair at this time notes the presence in the balcony of the Hall of the House of the Class on Problems of Democracy from Monmouth Academy. On behalf of the Members, we bid you welcome.

(Applause)

Mr. Woodworth from the Committee on Judiciary on Bill "An Act relating to Powers of Baxter State Park Authority" (H. P. 831) (L. D. 316) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted, and the Bill, having already been printed, was read twice under suspension of the rules.

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

COMMITTEE AMENDMENT "A" to H. P. 831, L. D. 316, Bill "An Act Relating to Powers of Baxter State Park Authority."

Amend said bill by striking out in that part designated as "Sec. 31-C" thereof all after the 1st sentence, and inserting in place thereof the following underlined sentences: **'any person arrested as a violator of said section, shall with reasonable diligence be taken before the municipal court nearest to where the offense is alleged to have been committed, for a warrant and trial and in such case, jurisdiction is hereby granted to all municipal courts in adjoining counties to be exercised in the same manner as if the offense had been committed in that county. Provided, however, that if a trial justice whose usual place of holding court in the county where the offense is alleged to have been committed, is nearer to where the offense is alleged to have been committed than is any municipal court, such violator may be taken before such trial justice for warrant and trial.'**

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

Mr. Marble from the Committee on Legal Affairs on Bill "An Act to Incorporate the Town of Dexter School District" (H. P. 1052) (L. D. 468) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted, and the Bill, having already been printed, was read twice under suspension of the rules.

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

COMMITTEE AMENDMENT "A" to H. P. 1052, L. D. 468, Bill "An Act to Incorporate the Town of Dexter School District."

Amend said Bill by inserting in the 2nd line of section 1 thereof after the word "inhabitants" the word 'of'.

Further amend said Bill by striking out the 1st sentence of section 4 thereof and inserting in place thereof the following:

'To procure funds for the purpose of this act and for such other expenses as may be necessary to carry out said purposes, the said trustees are hereby authorized from time to time to borrow such sums of money as shall be fixed at an annual meeting of the town of Dexter or a special meeting thereof called and held for the purpose, and to issue bonds and notes of the district therefor, but shall not incur a total indebtedness exceeding the sum of \$500,000.'

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

Mr. Marble from the Committee on Legal Affairs on Bill "An Act to Incorporate the Town of Winthrop School District" (H. P. 1258) (L. D. 559) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted, and the Bill, having already been printed, was read twice under suspension of the rules.

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

COMMITTEE AMENDMENT "A" to H. P. 1258, L. D. 559, Bill "An

Act to Incorporate the Town of Winthrop School District.”

Amend said Bill by striking out in the first line of section 5 thereof after the word “In” the word ‘any’.

Further amend said Bill by inserting in the 23rd line of section 9 thereof before the word “Winthrop” the words ‘Town of’.

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

Mr. Chase from the Committee on Taxation on Bill “An Act relating to Registration and Excise Taxes of Volunteer Fire Departments” (H. P. 195) (L. D. 66) reported “Ought to pass” as amended by Committee Amendment “A” submitted therewith.

Report was read and accepted, and the Bill having already been printed, was read twice under suspension of the rules.

Committee Amendment “A” was read by the Clerk as follows:

COMMITTEE AMENDMENT “A” to H. P. 195, L. D. 66, Bill “An Act Relating to Registration and Excise Taxes of Volunteer Fire Departments”.

Amend said bill by striking out, in the 5th line thereof, the underlined words “**or any volunteer fire department**” and inserting in place thereof the following underlined words, ‘**and all vehicles owned by an organized volunteer fire department and used exclusively for fire fighting purposes**’.

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

Passed to be Engrossed

Bill “An Act relating to Apportionments from School Funds” (S. P. 130) (L. D. 192)

Bill “An Act Authorizing Northern Conservatory of Music to Confer Degrees” (S. P. 306) (L. D. 572)

Bill “An Act relating to Duty of Superintendent of Schools Con-

cerning Habitual Truants” (S. P. 344) (L. D. 570)

Bill “An Act relative to Certain Implements and Devices Prohibited in Fishing” (H. P. 745) (L. D. 287)

Bill “An Act relating to Right of Appeal in Cigarette and Tobacco Products Law” (H. P. 830) (L. D. 315)

Bill “An Act relating to Payments to Town of Masardis by Seed Potato Board” (H. P. 860) (L. D. 329)

Bill “An Act relating to Payments from Baxter State Park to Forestry District” (H. P. 861) (L. D. 330)

Bill “An Act relating to Appeals by Male Minors” (H. P. 919) (L. D. 371)

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

Tabled

Bill “An Act relating to Taxation of Goats” (H. P. 945) (L. D. 386)

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

Bill “An Act relating to Facsimile Signatures of Judges, Recorders and Clerks of Municipal Courts” (H. P. 1757) (L. D. 1029)

Bill “An Act to Incorporate the City of Westbrook School District” (H. P. 1758) (L. D. 1030)

Bill “An Act relating to Boards of Registration” (H. P. 1759) (L. D. 1031)

Resolve providing for Furnishing and Operating Two New Dormitories at the Pownal State School (S. P. 232) (L. D. 346)

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

Tabled

Resolve Reducing the Daily Bag Limit on Trout, in the county of Aroostook (H. P. 1042) (L. D. 526)

(Was reported by the Committee on Bills in the Third Reading and on motion by Mr. Martin of Eagle Lake, tabled pending second reading.)

Resolve Regulating Fishing in Red River, in Aroostook County (H. P. 1043) (L. D. 527)

Resolve Closing Chase Brook, in Township 13, Range 8, and Township 13, Range 7, in the county of Aroostook, to All Fishing (H. P. 1142) (L. D. 602)

Resolve Providing for the Abatement of Certain Inheritance and Estate Taxes (H. P. 1201) (L. D. 607)

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

Passed To Be Enacted Emergency Measure

An Act to Incorporate the Town of Orrington School District (H. P. 995) (L. D. 426)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a division was had. 121 voted in favor of same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act to Incorporate the Carroll School District (H. P. 1439) (L. D. 711)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a division was had. 125 voted in favor of same and one against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act to Incorporate the Prentiss School District (H. P. 1440) (L. D. 712)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a division was had. 125 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Finally Passed Emergency Measure

Resolve, Authorizing the Forest Commissioner to Lease Certain Land in Washington County to Eastern Pulp Wood Company (H. P. 499) (L. D. 168)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a division was had. 127 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Passed to be Enacted

An Act Relating to a State Police Barrack in the County of Penobscot (H. P. 65) (L. D. 48)

An Act Relating to Territory Included in the Maine Forestry District (S. P. 89) (L. D. 75)

An Act to Provide for a Reserve for Operating Capital for the General Fund of the State (S. P. 96) (L. D. 102)

An Act Relating to State Prison Sentences (S. P. 101) (L. D. 106)

An Act Relating to State Owned Delinquent Tax Lands Account (S. P. 110) (L. D. 137)

An Act Authorizing Prepayments by the County Treasurer of Somerset County to the Law Library Association for the Purchase of Law Books (S. P. 204) (L. D. 267)

An Act Relating to Adoption of Neglected Children (S. P. 209) (L. D. 271)

An Act Relating to Permanent State Trust Funds (S. P. 221) (L. D. 341)

An Act Relating to the Payment of the Cost of the Kennebec or Carleton Bridge (S. P. 255) (L. D. 339)

An Act Relating to Power of Corporations Without Capital Stock to Hold Property (S. P. 388) (L. D. 651)

An Act to Incorporate the "Progressive Loan Co." (H. P. 179) (L. D. 55)

An Act Relating to Dog License Fees (H. P. 324) (L. D. 115)

An Act Relating to Uniform Act on Interstate Arbitration of Death Taxes (H. P. 358) (L. D. 121)

An Act Relating to Uniform Act on Interstate Compromise of Death Taxes (H. P. 359) (L. D. 122)

An Act Relating to North Knox Agricultural and Horticultural Society (H. P. 576) (L. D. 174)

An Act Granting Certain Powers to the Hancock County Trustees of Public Reservations (H. P. 655) (L. D. 209)

An Act Changing Name of Retirement System to "Maine State Retirement System" (H. P. 704) (L. D. 250)

An Act to Incorporate the Dover-Foxcroft School District (H. P. 837) (L. D. 334)

An Act to Create the Boothbay Region Community School District (H. P. 839) (L. D. 335)

An Act Relating to Number of Private Detectives (H. P. 922) (L. D. 374)

An Act to Provide for the Election of a Board of Commissioners of Police for the Town of Sanford (H. P. 924) (L. D. 376)

An Act Amending the Charter of the Town of Litchfield School District (H. P. 925) (L. D. 401)

An Act Relating to the Government of the Town of Mount Desert (H. P. 926) (L. D. 377)

An Act to Establish Date for Arbor Day (H. P. 1006) (L. D. 437)

An Act Relating to Joint Bank Accounts (H. P. 1438) (L. D. 710)

An Act Relating to the Inheritance Tax (H. P. 1566) (L. D. 771)

Finally Passed

Resolve Authorizing the State Forest Commissioner to Convey Certain Interest of the State in Lands in Somerset County to Den-nistown Plantation (S. P. 61) (L. D. 37)

Resolve Relating to Impounded Bank Accounts of Certain Trust Funds (S. P. 111) (L. D. 136)

Resolve Authorizing the State Tax Assessor to Convey Certain Interest of the State in Lands in Oxford County to Emile Pellerin of Rumford (S. P. 278) (L. D. 451)

Resolve Transferring Supervision and Control of Certain Interest of the State in Lands in the Unorganized Territory from the State Tax Assessor to the Forest Commissioner (S. P. 279) (L. D. 452)

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

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) (L. D. 306)

Resolve to Open Third Debsco-neag Lake in T. 1, R. 10, and T. 2, R. 10, Piscataquis County, to Ice Fishing (H. P. 286) (L. D. 693)

Resolve Relating to Transfer of Certain Records to State Employees' Retirement System (H. P. 706) (L. D. 252)

Resolve Closing Kennebago Stream to All Fishing (H. P. 746) (L. D. 288)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, Bills passed to be enacted, Resolves finally passed, all signed by the Speaker and sent to the Senate.

Orders of the Day

The following additional paper from the Senate was received out of order and under suspension of the rules:

Senate Report of the Committee on Salaries and Fees on Resolve Appropriating Moneys to Maintain Present Salary Scale for State Em-

ployees, (S. P. 383) (L. D. 648), reporting that the Resolve "Ought to pass" as amended by Committee Amendment "A" submitted with the Report.

The Report was accepted and the Resolve was given its first reading.

Thereupon, the matter was tabled temporarily for the purpose of having Committee Amendment "A" mimeographed.

The SPEAKER: The House will proceed under Orders of the Day.

The Chair at this time lays before the House the first tabled and today assigned matter, Senate Report "Ought not to pass" of the Committee on Judiciary on Resolve Proposing An Amendment to the Constitution Changing the Tenure of Office of the Governor to Four-year Terms (S. P. 35) (L. D. 8) tabled on February 24th by the gentlewoman from Portland, Mrs. Fay, pending acceptance of report. (In the Senate the Resolve was substituted for the Report and passed to be engrossed.) The Chair recognizes the gentlewoman from Portland, Mrs. Fay.

Mrs. FAY: Mr. Speaker, I move that the House concur with the Senate in substituting the resolve for the report. The reason that I wish to do this is, I believe, this constitutional resolve is one that is needed at this time.

The administrative duties of the Governor have more than tripled in the last seventy years. It was only thirty years ago that he would come down here for only two or three days to attend to administrative duties, but now he has much more than a full-time job. The minute he takes office he is politically conscious of two years hence and the next election.

Now, sixty years after the Constitution was adopted, this House felt it had the legislative prerogative of changing that Constitution to double the term of the Governor from one year to two. I feel that seventy years later it is now time to double that term again to four years.

The legislation has the support of several organizations. It had the full support of the Convention of the Business and Professional Women's Clubs of Maine; it had the support of the League of Women Voters and of the State Grange.

I therefore hope that you members will support me in this constitutional resolve.

The SPEAKER: The gentlewoman from Portland, Mrs. Fay, moves that this resolve be substituted for the "Ought not to pass" report of the committee.

The Chair recognizes the gentleman from Portland, Mr. McGlaufflin.

Mr. McGLAUFFLIN: Mr. Speaker and Members of the House: This measure has been before this House many times before. This is the third time in recent years that I have opposed the four-year term for Governor.

In the United States, twenty-one states have a two-year term, twenty-five states have a four-year term. What are those states? I find that among the four-year states are Alabama, Florida, Georgia, Kentucky, Louisiana, Maryland, Mississippi, North Carolina, South Carolina and Virginia, all southern states. Every state in New England has a two-year term. Massachusetts has a two-year term; Louisiana has a four-year term. Is Louisiana more progressive than Massachusetts? In Louisiana the bank deposits per capita were \$700; in Massachusetts \$3100. Are they more progressive than Maine? I note the bank deposits in North Carolina are about \$650 per capita, while in Maine they exceed \$800 per capita.

Louisiana had its Huey Long, but Massachusetts had its Saltonstall. True, Massachusetts also had its Curley; but remember that Massachusetts had its Coolidge and its Fuller and its Russell, all honorable men. In the State of Maine we have had in recent years Hill, Cobb, Milliken, Baxter, Brewster, Gardiner, Brann, Barrows, Sewall and Hildreth. They were all good Governors. I say "all".

Now if you are not going to get any better men by this change—and you are not—and if you are not going to get any better government by the change—and you are not—why should we upset the state of affairs as they have been for so many years? It is not that a four-year term is better or worse, particularly, than a two-year term, but you are trying to change the Constitution by piecemeal.

I have opposed more constitutional amendments than any other man in this Legislature. And why? Because you are just monkeying with something that is established, something that we have learned to depend upon, just for the sake of a change.

No good argument is put up for this change. The argument I have heard put up is that it saves the Governor the trouble of getting himself re-elected. Who cares whether he is re-elected or not? Perhaps a better man is waiting to take his job. That is a very poor excuse for upsetting the whole system of government that we have in the State of Maine.

This year we have had more proposed constitutional amendments than I have fingers—and I almost said fingers and toes. They want to change the date of the election; they want to change it and have an annual session of the Legislature; they want to change it and get rid of the Governor's Council. They want to change it and get a four-year term for the Senate; and next it will be a four-year term for the House. They have already had bills in here for a four-year term for Sheriff. As I said a moment ago, it is not that it makes so much difference whether it is two years, three years or four years, but these different systems are all tied in together.

Another thing that I want to call your attention to is that there is a great deal of complaint these days that you cannot get out the vote. If you take away the incentive by having the Governor elected for four years, do you think you are

going to improve the situation? The Governor ought to get out every two years and let the people know what he has done, so they can find out whether he is worth keeping.

We have changed Governors after one term on quite a number of occasions. As I look over the record, I find at least nineteen or twenty times in the history of Maine Governors had only one term. Since 1879, Garcelon, Davis, Harris Plaisted, Bodwell, Fernald, Frederick Plaisted, William T. Haines and Oakley C. Curtis all served but one term. Apparently those two years were all the people wanted them to serve.

If you have a two-year term and you get a Governor and you find you do not want him you can change him in two years. Two years is long enough for an incompetent Governor. We want the privilege of changing him if he does not show that he is qualified for the job. It is educational to have the Governor go out and discuss these topics once in two years.

Another point: Where is there any demand whatsoever for this change except when we come up to this Legislature once in two years somebody who wants to streamline this Legislature, whatever that is, gets up and proposes another move?

This bill was killed two years ago. It will be killed this time. It came into this House by just one vote to spare. It requires a two-thirds vote. I expect you will kill it, but let us kill it so dead that it won't come up for at least four more years. I vote against the motion.

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

Mr. McCLURE: Mr. Speaker and Colleagues: I, too, am opposed to any change in the two-year office for Governor. I do not believe it will be in the best interests of our people. Our citizens are very lax now in their voting habits, and a four-year term would hinder rather than aid in securing a better expression from them.

Any person elevated to the office of Governor need not waste any time in seeking re-election if he has given the people a good administration. The fourth estate will not allow him to hide his light under any bushel.

As representatives of the people, it is our duty to guard against any measure not in their interests. I feel this measure is not in the best interests of the people of Maine. When you vote, I trust you will vote to accept the "Ought not to pass" report of the committee, and when we vote I ask for a division.

The SPEAKER: The Chair recognizes the gentleman from Blaine, Mr. Bubar.

Mr. BUBAR: Mr. Speaker and Members of the House: I want to stand with this old warrior down here, this old constitutional warrior from Portland, who has succeeded for a great many years in keeping the old Ship of State on an even keel and in keeping her off the rocks of constitutional errors. I want to stand firmly with him.

I wish to simply emphasize this phase of the bill: It will destroy one of the greatest educational systems that we have in Maine, the privilege and the advantage of instructing our people every two years in the science of government. **Now then, this is our common home in the State of Maine, my home and your home.** The Governor is our father, if you please, and I believe we ought to get a look at our father and talk with him and shake hands with him and have personal contact with him more than once in four years. I believe that we ought to meet with him and talk with him every two years.

The people of Maine do not all read the daily papers. They should, but they do not. They cannot come to this State House and study government. But the Governor goes out every two years and he meets them in the small villages and in the countryside and he tells them what he has done and what he has attempted to do; he tells them he has lived up to his campaign promises. They look at him and they

shake hands with him and they become acquainted with him, and that is what we want.

Less than one-half of the voters went to the polls at the last election. Why? Because they did not understand the value and the power of the vote and that every two years we are educated in the power of the ballot. And, because of that reason, I am vitally opposed to this measure. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Nobleboro, Mr. Palmer.

Mr. PALMER: Mr. Speaker and Members of the House: Two years ago this bill for a four-year term for Governor came before this House and this House passed it. It was defeated in the Senate. This year the sponsor of the bill is a member of the Senate. The bill has already passed the Senate. It now comes to us for approval. I do not feel that it is the dead duck which some of our colleagues have expressed it to be this morning. I think now is the time to make a change which is needed in State government.

I think in considering these matters concerning our set-up in State government we should not proceed on the old adage that everything which is old is good and that ev-has lived up to his campaign prom-erything which is new is bad. Likewise, we should not feel that everything which is new is good. But we should study carefully the situation as it exists and from that situation try to arrive at some suggestion which will be of benefit to the State of Maine.

This measure is a measure for good government in our State. A four-year term for the office of Governor unbroken by campaigns gives a man an opportunity to serve the people of Maine without fear or favor.

Under our present system, a Governor taking office as our Governor did this year has to prepare one year from now for another campaign, and the decisions he makes depend to a great extent on what is

going to happen the following June and the following September.

I can see no danger in giving one of our Governors a four-year term. Most of our Governors have been given two-year terms. The President of the United States is given a four-year term, a job which certainly is of a great deal of importance. I can see nothing in the argument that because Louisiana has four years and Maine has two or Massachusetts has two years, that that is a reason why Massachusetts is more progressive than Louisiana. There are social and economic aspects which enter into the picture in regard to Louisiana and Massachusetts which make that situation more to the advantage of Louisiana in having a four-year term and Massachusetts only two. But, if you want to carry the argument through, the State of New York has a four-year term; and I think by comparing its educational system, its highway system and other things, we can perhaps arrive at the conclusion that New York is more progressive than Maine. You can use the argument both ways. I think the economic and social factors are of more importance.

I want to say that I do not think that just because we make a change that we are being radical. I think that changes oftentimes have to come. Changing times mean changing conditions, changing conditions mean that oftentimes we should change the Constitution to meet those conditions. It was provided in the Constitution that we should be able to make changes. If our forefathers had not thought that changes would have been needed they would not have made that provision for us.

So that I feel that we are here facing a problem which has been long-standing in Maine and we can make a change to the benefit of the people of the State of Maine.

And I would conclude by saying the age-old argument of "Where is all the agitation for this change?" does not stand. By virtue of the fact that one man introduces a

bill for it, is indication that there is agitation for a change just as much as if one man stands up and says he does not believe it should be passed. So, ladies and gentlemen of the House, I wish to support this bill, and I hope the motion of the gentleman from Portland, Mrs. Fay, prevails.

The SPEAKER: The question before the House is on the motion of the gentleman from Portland, Mrs. Fay, to substitute the resolve for the "Ought not to pass" report of the committee.

The gentleman from Bath, Mr. McClure, has asked for a division.

The chair recognizes the gentleman from Baileyville, Mr. Brown.

Mr. BROWN: Mr. Speaker, I want to stand in favor of this change that is before this House, today. I believe the time has come when we must, if we want to see Democracy survive in this country, take some moves that are going to make our political set-up such that the people will have confidence in it. We must begin to recognize that Democracy in this world, today, is on the spot. When we see our nation surrounded on all sides by different isms such as we see today, we must begin to make Democracy in America work. Because we have gotten along under our present set-up isn't any reason why we should continue with that present set-up. If we believe some changes are going to make our government more efficient, then, let's start in making those changes.

The idea we should have a revision of our entire constitution in order to make these changes is a small argument. We have been waiting for years in the State of Maine for some of these constitutional amendments but every time they have come up, the same old story comes along: Our grandfathers lived under this system then why make the change today? The time is here when we should start making some of these changes and I believe this bill should be passed in the House, send it back to the people and let them make the final decision.

Anyone who follows the political set-up in our State and in other states knows that the reason why the people are not getting out and voting today is because they are disgusted with the political set-up that we see around about us. We have got to start in educating our people and make them realize that our government is trying to serve them. We must attract to these high political offices the best blood in our State and no one is going to leave his business and run for Governor of this State if he thinks he is only going to be in there for two years. If there is offered an opportunity to serve for four years, we are going to attract some of the best talent that we have in the State.

Now, let's pass this bill in the House today and let's send this amendment back to the people and let them make the final decision and I think we will be making a progressive move for the State of Maine.

The SPEAKER: The Chair recognizes the gentleman from Blaine, Mr. Bubar.

Mr. BUBAR: Mr. Speaker, I wish to say in regard to Democracy being on the spot, the reason it is on the spot is because the New Deal came into power and attempted to junk our constitution and did in many respects and for that reason, Democracy is on the spot. I believe that changing the constitution in this respect is going to work injury to the State of Maine. Why did not the New Deal changes in the constitution bring out the voters to the polls?

Now, let us keep this educational value and virtue to our people in the constitution and let's not monkey with it any more. Thank you.

The SPEAKER: The question before the House is on the motion of the gentlewoman from Portland, Mrs. Fay, to substitute the resolve for the "Ought not to pass" report of the committee.

The gentleman from Bath, Mr. McClure, has requested that when the vote is taken it be by division.

The Chair recognizes the gentleman from Fairfield, Mr. Woodworth.

Mr. WOODWORTH: Mr. Speaker and Members of the House: I rise as a member of your Judiciary Committee in opposition to the motion to substitute the resolve for the report.

In considering this resolve, your committee inquired as to what might be the wishes of the people as they understood them, and what might be the wishes of the members of the Legislature as we could discover them.

As you know, the constitution can be amended in only one way and that is by the proposition of the members of the Legislature expressed by two-thirds of the membership of each branch.

As to the resolve itself, it was much like other bills. The only two points that might deserve special mention are, first, the fact that the election would come every four years, concurrent with the presidential election. I have understood that most of the people who wanted the election every four years desired to have that election come on the off-year in order that we might thresh out our own problems as distinct from those connected with the presidential campaign. That can, of course, be cured by an amendment.

The other point that I might mention is the fact that under this proposal a Governor is elected for one four-year term. He may not be a candidate for re-election, but after a four-year gap he may be returned to office. That is, under this proposed amendment the Governor would have four years on and then four years off.

New York has been mentioned as a progressive state, and that is of course true. New York does, of course, elect its Governor for four years, but I do not believe that four years is a four years off and a four years on proposal. I believe the City of Boston does have that proposal in its mayoralty election. The City of Boston has approximately the same population as the

State of Maine, and they have four years on and four years off.

I think the Hon. James M. Curley has made quite a career in the City of Boston, and the question might present itself whether or not under such a proposal as we have here the governorship might not become a political football and, in the hands of a powerful political machine, would be practically a closed office, a closed corporation.

I mention these points because they are not what we might expect, as a rule, in such a bill. But I believe the primary objection of your committee in regard to this bill was that we believed it did not meet the demand of the people and that there was in fact no such demand. We can discover no reason to believe that two-thirds of the members of the Legislature want it changed. We do not see any guarantee of better government. For those reasons, we did render an unfavorable report. If the members of the House think that your committee did not understand the facts properly, that is perfectly satisfactory to the members of your committee, and we hope that every member of the House will vote his personal conviction. If your committee has misjudged the temper of the House, we are very sorry, and we will abide by your judgment.

The SPEAKER: Is the House ready for the question?

The Chair recognizes the gentleman from Lisbon, Mr. Plummer.

Mr. PLUMMER: Mr. Speaker and Members of the House: It seems to me that this question boils down to the simple fact that if we elect a Governor and he turns out to be a good man for two years there is no question but what we would re-elect him for another term; but, on the other hand, if we elect a Governor who does not turn out to be so good, I do not believe we should be obliged to keep him for another term of two years. So why give him a four-year term? I think we are better off to keep our fingers on matters as they are and have the opportunity of choosing a new man if we get a man

who does not prove so good. Therefore I am opposed to this resolve.

The SPEAKER: The question before the House is on the motion of the gentlewoman from Portland, Mrs. Fay, to substitute the resolve for the "Ought not to pass" report of the committee.

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

Mr. DOW: Mr. Speaker and Members of the House: Should this amendment be adopted, then we would have three classes ineligible for Governor: aliens, criminals, and the present Governor. (Laughter)

The SPEAKER: The question before the House is on the motion of the gentlewoman from Portland, Mrs. Fay, to substitute the resolve for the "Ought not to pass" report of the committee and the gentleman from Bath, Mr. McClure, has requested a division.

All those in favor of the motion of the gentlewoman from Portland, Mrs. Fay, to substitute the resolve for the "Ought not to pass" report of the committee will rise and stand in their places until counted and the monitors have made and returned the count.

A division of the House was had.

The SPEAKER: Twenty-six having voted in the affirmative and one hundred and two in the negative, the motion does not prevail.

Thereupon, the "Ought not to pass" report of the Committee was accepted in non-concurrence and sent up for concurrence.

The House voted to take from the table Resolve Appropriating Moneys to Maintain Present Salary Scale for State Employees, S. P. 383, L. D. 648, tabled earlier in today's session.

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

COMMITTEE AMENDMENT "A" to S. P. 383, L. D. 648, "Resolve Appropriating Moneys to Maintain Present Salary Scale for State Employees."

Amend said Resolve by striking out the figures "\$95,000" in the 4th line before the "Emergency clause"

thereof and inserting in place thereof the figures '\$110,000'

Thereupon, Committee Amendment "A" was adopted, and under suspension of the rules the Resolve was given its second reading and passed to be engrossed as amended in concurrence.

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

The Chair recognizes the gentleman from Augusta, Mr. Campbell.

On motion by Mr. Campbell, the House voted to take from the table the twenty-first tabled and unassigned matter, Bill "An Act Enlarging the Territory of the York Water District" (H. P. 1711) (L. D. 1013) tabled by that gentleman on February 25th pending first reading.

Mr. CAMPBELL: Mr. Speaker and Members of the House: This is a private and special law, and, as its title implies, it seeks to enlarge the territory of the York Water District. Your Committee on Legal Affairs had some misgivings as to whether or not there was local support for the bill, and so it was reported in a redraft changing the title to indicate its purpose and including a referendum clause so that the people would have a chance to vote on it. Now as a result of that action it now appears that there are not a substantial number of people in the town who do want it. The trustees of the district are opposed to it, and so is the sponsor of the bill, the gentleman from Old Orchard Beach (Mr. Gerrish). I therefore move its indefinite postponement.

The SPEAKER: The gentleman from Augusta, Mr. Campbell, moves the indefinite postponement of Bill "An Act Enlarging the Territory of the York Water District" (H. P. 1711) (L. D. 1013). Is this the pleasure of the House?

The motion prevailed and the bill was indefinitely postponed and was sent up for concurrence.

On motion by Mr. Plummer of Lisbon, the House voted to take

from the table the nineteenth tabled and unassigned matter, An Act relating to Registration of Motor Vehicles by Minors (H. P. 1336) (L. D. 661) tabled by that gentleman on February 24th, pending passage to be enacted; and on further motion by the same gentleman the bill was passed to be enacted, signed by the Speaker and sent to the Senate.

On motion by Mr. Stanley of Porter, the House voted to take from the table the thirteenth tabled and unassigned matter, Bill "An Act relative to Careless Shooting of Human Being" (H. P. 1476) (L. D. 887) tabled on February 24th by that gentleman pending motion by the gentleman from Aurora, Mr. Silsby, that the House recede and concur with the Senate in the reference of the bill to the Committee on Judiciary.

Thereupon, the House voted to recede and concur with the Senate in the reference of the bill to the Committee on Judiciary.

On motion by Mr. Woodworth of Fairfield, the House voted to take from the table the third tabled and unassigned matter, Resolve Proposing an Amendment to the Constitution to Codify the Constitution (S. P. 48) (L. D. 30) tabled on February 9th by that gentleman pending assignment for second reading.

The SPEAKER: The Chair recognizes the gentleman from Fairfield, Mr. Woodworth.

Mr. WOODWORTH: Mr. Speaker, I move that Committee Amendment "A" be indefinitely postponed.

At the present time we have a Constitutional provision, being Section 3 of Article X, which gives to the Chief Justice of the Supreme Court power to arrange the Constitution as amended, under appropriate titles, and forth—

The SPEAKER: The Chair regrets the necessity of calling the attention of the gentleman to the fact that Committee Amendment "A" has already been adopted in the House,

and therefore a motion to indefinitely postpone is not in order.

Does the gentleman care to move suspension of the rules for the purpose of reconsideration of the adoption of Committee Amendment "A"?

Mr. WOODWORTH: Mr. Speaker, I would like to move that the rules be suspended in order that I may move reconsideration of adoption of Committee Amendment "A".

The SPEAKER: Is it the pleasure of the House to suspend the rules?

The motion prevailed.

The SPEAKER: The gentleman from Fairfield, Mr. Woodworth, moves reconsideration of the action of the House on February 9th whereby it adopted Committee Amendment "A". Is it the pleasure of the House to reconsider its action?

The motion prevailed.

The SPEAKER: The gentleman may proceed.

Mr. WOODWORTH: However, Mr. Speaker, as I have said, the Constitution does contain the provision that the Chief Justice may edit the Constitution and that thereafter the Constitution as edited shall be approved by the Legislature and printed on parchment and deposited in the office of the Secretary of State.

Now the amendment to the bill itself proposes that such arrangement of the Constitution shall be made and submitted whenever a new revision of the Public Laws of the State is authorized. That would mean that every time we have a revision of our statutes the Chief Justice would do that job again, and when the new edition of the Revised Statutes was published that new revision by the Chief Justice would be in the new edition.

I was not present at the hearing, but I understood that the sponsor of the bill was the Senator from Penobscot, Senator Haskell, who reported that he had had a talk with one of the Justices of the Supreme Court and the Justice had stated his opinion that it was not wise to leave such extended power in the hands of the Chief Justice. I be-

lieve the expression was used that "we should not leave a knife lying around."

However, I am informed that since the hearing the sponsor of the bill has again talked with that Justice and the Justice has receded somewhat from his position and thought there might be some merits in the bill as it was submitted.

My motion simply asks that the bill be submitted as it is printed in L. D. 30. If we accept the amendment which is proposed, that means that every time the statutes are revised, if we want the Chief Justice to edit this Constitution over again we must again amend the Constitution, which would call for a new amendment in exactly the same terms every twelve years or more. I do not believe the people want a Constitution in which the same provision has to be amended every twelve years, particularly when after the amendment it reads just the same as it did before. If it is a good idea to have that done every time the statutes are revised, it is a good idea; if it is not a good idea, the bill is no good anyway.

I think if the amendment is not adopted we will have a better opportunity to vote on the merits of the proposition as to whether the Chief Justice should edit the Constitution every twelve years or at the time the statutes are revised.

I would say to the House that the Chief Justice has no power to make any changes in the Constitution any more than any other man, and my only purpose is to get the question fairly before the House on its merits. I thank you.

The SPEAKER: The question before the House is on the adoption of Committee Amendment "A". The Chair understands that the gentleman from Fairfield, Mr. Woodworth, moves to indefinitely postpone Committee Amendment "A". As many as are in favor of the motion of the gentleman from Fairfield, Mr. Woodworth, will say aye; those opposed no.

A viva voce vote being taken, the motion prevailed and Committee Amendment "A" was indefinitely postponed in non-concurrence and the resolve was tomorrow assigned for second reading.

On motion by Mr. Jewett of Manchester, the House voted to reconsider its action taken earlier in today's session, whereby Bill "An Act Creating a State Lottery Commission" (H. P. 1843) was referred to the Committee on Legal

Affairs, and on further motion by the same gentleman the bill was tabled pending reference to a committee.

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

On motion by Mr. Labbe of Brunswick,
Adjourned until 10:00 o'clock tomorrow morning.