

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

Friday, March 4, 1949.

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

Prayer by the Rev. Kathleen I. Weed of Friendship.

The journal of the previous session was read and approved.

Papers from the Senate

From the Senate:

Resolve in Favor of York Electrical Company (S. P. 570)

Resolve in Favor of Stephen J. Chamberlin, of Nahant, Massachusetts (S. P. 571)

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 Sunday Hunting in Aroostook County" (S. P. 544) (L. D. 1165)

Bill "An Act to Reduce Hunting Fatalities and Firearm Accidents in the Woods and Fields of Maine" (S. P. 540) (L. D. 1180)

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 Punishment of Violations of Public Utility Laws" (S. P. 545) (L. D. 1166)

Bill "An Act Relating to Responsibility of Parents and Guardians for Torts of Minors" (S. P. 546) (L. D. 1168)

Bill "An Act Relating to Responsibility of Parents and Guardians for Crimes of Minors" (S. P. 547) (L. D. 1167)

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 State Owned Cars" (S. P. 489) (L. D. 1173)

Bill "An Act relating to Removal of Town Managers" (S. P. 548) (L. D. 1169)

Came from the Senate referred to the Committee on Legal Affairs.

In the House, referred to the Committee on Legal Affairs in concurrence.

From the Senate:

Bill "An Act relating to Optometry" (S. P. 549) (L. D. 1171)

Bill "An Act relating to the Manufacture and Sale of Bedding and Upholstered Furniture" (S. P. 550) (L. D. 1170)

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

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

From the Senate:

Bill "An Act Pertaining to the Definition of a Contract Carrier" (S. P. 551) (L. D. 1176)

Bill "An Act relating to Contract Carriers" (S. P. 552) (L. D. 1175)

Bill "An Act relating to Advice by Public Utilities Commission to Towns Concerning Water and Sewage Systems" (S. P. 553) (L. D. 1172)

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 the Salary of the Register of Probate and Clerk Hire in Office of Register of Probate in Androscoggin County" (S. P. 554) (L. D. 1177)

Came from the Senate referred to the Committee on Salaries and Fees.

In the House, referred to the Committee on Salaries and Fees in concurrence.

From the Senate:

Bill "An Act relating to the Shipment of Shellfish" (S. P. 555) (L. D.

1178) 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 to Aid Small Woodland Owners" (S. P. 542) (L. D. 1182)

Bill "An Act relating to Forest Fighter Pay and Aid to Towns in Controlling Forest Fires" (S. P. 556) (L. D. 1179)

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 Limiting the Apportionment of State Funds for State Aid Roads" (S. P. 557) (L. D. 1181)

Resolve in favor of the town of West Bath (S. P. 590)

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

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

Senate Reports of Committees Ought to Pass

Report of the Committee on Pensions reporting "Ought to pass" on Resolve to Repeal State Pension for Myrtle Ingalls of Anson (S. P. 229) (L. D. 1065)

Report of same Committee reporting same on Resolve to Repeal State Pension for Joseph Duperry of Fairfield (S. P. 230) (L. D. 1064)

Report of same Committee reporting same on Resolve to Repeal State Pension for Fred Jacques of Van Buren (S. P. 231) (L. D. 1063)

Report of the Committee on Salaries and Fees reporting same on Bill "An Act Relating to Compensation for Members of the Racing Commission" (S. P. 409) (L. D. 746)

Report of the Committee on Ways and Bridges reporting same on Re-

solve in Favor of the Town of Freeman (S. P. 196) (L. D. 1066)

Came from the Senate with the Reports read and accepted and the Bill and Resolves passed to be engrossed.

In the House, Reports were read and accepted in concurrence and the Bill read twice, Resolves read once, and assigned for the next legislative day.

Ought to Pass in New Draft

Report of the Committee on Salaries and Fees on Bill "An Act Relating to Boards of Registration" (S. P. 145) (L. D. 202) reporting same in a new draft (S. P. 536) (L. D. 1067) under same title and that it "Ought to pass"

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

In the House, Report was read and accepted in concurrence, the Bill read twice, and assigned for third reading the next legislative day.

Recommitted

Report of the Committee on Taxation reported "Ought not to pass" on Bill "An Act Relating to Taxation of Musical Instruments" (S. P. 254) (L. D. 353)

Came from the Senate recommitted to the Committee on Taxation.

In the House, recommitted to the Committee on Taxation in concurrence.

From the Senate: The following Order:

ORDERED, the House concurring, that Joint Rule No. 1 be amended by striking out after the words, "of the session, viz:—" all of the list of Committees up to and including the Committee on Welfare, and inserting in place thereof, the following:

- "On Agriculture
- On Appropriations and Financial Affairs
- On Business Legislation
- On Claims
- On Correctional Institutions
- On Education

On Highways
 On Inland Fisheries and Game
 On Judiciary
 On Labor
 On Legal Affairs
 On Liquor Control
 On Natural Resources
 On Public Health
 On Public Buildings and Parks
 On Public Utilities
 On Reference of Bills
 On Sea and Shore Fisheries
 On Taxation
 On Towns & Counties
 On Transportation
 On Veterans & Military Affairs
 On Welfare"

This amendment shall become effective December 31, 1950 (S. P. 558)

Came from the Senate read and passed.

The SPEAKER: The Chair recognizes the gentleman from Addison, Mr. Lackee.

Mr. LACKEE: Mr. Speaker, this order was introduced primarily for the purpose of accomplishing a more constructive system in the committee set-up of the Legislature. With this thought in view, your committee has submitted recommendations. These have been placed upon your desks for consideration. You will notice that the number of committees has been reduced to twenty-two. By this method, it will be possible for each member of the House to receive an appointment upon at least one major committee. Also, by combining some of the minor committees with the major committees, a more equal distribution of the work will be accomplished.

We do not attempt to convince you that this recommendation is an ideal set-up, but we believe that it is a step in advancement. By the application of this system, we feel that future legislatures will be able to apply constructive measures which will result in more constructive legislation.

If there are any members of the House who wish to ask questions or who have any constructive ideas to offer, the committee has

no objection to tabling or any other method, but, otherwise than that, Mr. Speaker, I move that the order have passage.

The SPEAKER: The gentleman from Addison, Mr. Lackee, moves that the order receive passage. Is this the pleasure of the House?

The motion prevailed and the order received passage in concurrence.

The following additional papers from the Senate, not appearing on the calendar, were taken up at this time:

From the Senate: The following Order:

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, March 8, 1949, at eleven o'clock in the forenoon. (S. P. 597)

Came from the Senate read and passed.

In the House, read and passed in concurrence.

From the Senate: The following Order:

ORDERED, the House concurring, that there be prepared under the direction of the Clerk of the House a register of all bills and resolves introduced into both branches of the Legislature, and such as may be introduced pursuant to Joint Orders S. P. 332 and S. P. 452, showing titles, paper numbers, document numbers, if printed, names of members introducing the same, and the committees to which referred, and the status of all bills and resolves; and that there be printed 500 copies of the same. The Clerk of the House is hereby authorized to employ the necessary clerical assistance to prepare such register. (S. P. 598)

Came from the Senate read and passed.

In the House, read and passed in concurrence.

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:

Agriculture

Bill "An Act Relating to the Tax on Commercial Fertilizer" (H. P. 1903) (Presented by Mr. Jamieson of Presque Isle)

(Ordered Printed)

Sent up for concurrence.

Appropriations and Financial Affairs

Bill "An Act Appropriating Moneys for Anticipated Overdrafts in the Department of Forestry Due to Insufficient Appropriations" (H. P. 1904) (Presented by Mr. Webber of Bangor)

(Ordered Printed)

Sent up for concurrence.

Claims

Resolve in Favor of the Town of Bowdoin (H. P. 1905) (Presented by Mr. Jones of Bowdoinham)

(Ordered Printed)

Sent up for concurrence.

Resolve in Favor of Violet Dysart of Augusta (H. P. 1906) (Presented by Mr. Martin of Augusta)

Resolve in Favor of John Graves, of Etna (H. P. 1907) (Presented by Mr. McGown of Carmel)

Sent up for concurrence.

Inland Fisheries and Game

Resolve Providing for a Fish Screen at Outlet of Taylor Pond in the City of Auburn, in the County of Androscoggin (H. P. 1908) (Presented by Mr. Jalbert of Lewiston)

(Ordered Printed)

Sent up for concurrence.

Judiciary

Tabled

Bill "An Act Relating to Inheritance Tax Exemptions in Class A" (H. P. 1909) (Presented by Mr. Chapman of Portland)

(On motion by Mr. Chapman of Portland, tabled pending reference

to a committee and ordered printed.)

Bill "An Act Relating to Welfare Claims Against Estates" (H. P. 1910) (Presented by Mr. Silsby of Aurora)

(Ordered Printed)

Sent up for concurrence.

Legal Affairs

Bill "An Act to Create the Mount Desert Island Secondary Community School District" (H. P. 1911) (Presented by Mr. Dufresne of Bar Harbor)

(Ordered Printed)

Sent up for concurrence.

Pensions

Resolve Providing for State Pension for Frank M. Gilmore of Bangor (H. P. 1912) (Presented by Mr. Brown of Bangor)

Sent up for concurrence.

Public Utilities

Bill "An Act to Incorporate the Boothbay Harbor Sewer District" (H. P. 1913) (Presented by Mr. Stevens of Boothbay)

(Ordered Printed)

Bill "An Act to Incorporate the Boothbay Harbor Water and Sewer District" (H. P. 1914) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

Sea and Shore Fisheries

Bill "An Act Relating to Protection of Weirs" (H. P. 1915) (Presented by Mr. Burgess of Rockland)

(1000 Copies Ordered Printed.)

Sent up for concurrence.

State Lands and Forest Preservation

Bill "An Act Relating to Extinguishing Forest Fires by Back-firing" (H. P. 1916) (Presented by Mr. Leavitt of Parsonsfield)

(Ordered Printed.)

Sent up for concurrence.

Taxation

Bill "An Act to Create the Maine Highway District and Maine School

District" (H. P. 1917) (Presented by Mr. Gates of Millinocket) (1000 Copies Ordered Printed.) Sent up for concurrence.

Temperance

Bill "An Act to Provide for a One-Man State Liquor Commissioner" (H. P. 1918) (Presented by Mr. Albee of South Portland) (Ordered Printed.)

Bill "An Act to Regulate the Sale of Wine" (H. P. 1919) (Presented by Mr. DeSanctis of Madison) (Ordered Printed)

Bill "An Act Relating to Eligibility of Certain Fraternal Organizations for Liquor Licenses" (H. P. 1920) (Presented by Mr. Lacharite of Brunswick) (Ordered Printed)

Sent up for concurrence.

Ways and Bridges

Resolve to Continue Construction of International Highway (H. P. 1921) (Presented by Mr. Carville of Stratton)

(Ordered Printed.) Sent up for concurrence.

Orders

Tabled and Assigned

Mr. Brown of Unity presented the following Order:

ORDERED, that notwithstanding rules of the House, all Bills and Resolves carrying or requiring an appropriation that are in order to be passed to be engrossed or to be passed to be enacted, or finally passed, shall, at the request of a member of the Committee on Appropriations and Financial Affairs, be placed on a special calendar to be called up for consideration only by a member of that committee.

This Order will continue in effect until the end of this regular session.

(On motion by Mr. Brown, the Order was tabled pending passage, and specially assigned for Tuesday, March 8th.)

On motion by Mr. Brown of Unity, it was

ORDERED, that there be printed 1,000 additional copies of Bill

"An Act Amending the Unemployment Compensation Law as to Disqualification of Benefits" (H. P. 1390) (L. D. 723)

House Reports of Committees

Ought to Pass in New Draft

Mr. Payson from the Committee on Judiciary on Bill "An Act Permitting Public Library Corporations to Participate in State Employees' Retirement System" (H. P. 1304) (L. D. 684) reported same in a new draft (H. P. 1923) under title of "An Act Permitting Public Library Corporations and Maine Municipal Association to Participate in State Employees' Retirement System and that it "Ought to pass"

Mr. Silsby from same Committee on Bill "An Act Assigning Counsel in Cases Punishable by Imprisonment" (H. P. 1158) (L. D. 610) reported same in a new draft (H. P. 1922) under same title and that it "Ought to pass"

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

Ought to Pass

Mr. Jacobs from the Committee on Appropriations and Financial Affairs reported "Ought to pass" on Resolve in favor of Knox Memorial Association, Inc. for Support and Maintenance of "Montpelier" (H. P. 1338)

Same gentleman from same Committee reported same on Resolve in favor of Procuring Testimonials for the Purpose of Marking the Unmarked Graves of Soldiers of the Revolutionary War (H. P. 18)

Mr. Jalbert from the same Committee reported same on Resolve in favor of the Maine Historical Society (H. P. 811)

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

**Ought to Pass
Printed Bills**

Mr. Dennett from the Committee on Appropriations and Financial Affairs reported "Ought to pass" on

Bill "An Act relating to Funds of the Examining Board of Chiropractic Examination and Registration" (H. P. 1573) (L. D. 896)

Report was read and accepted, and the Bill having already been printed, was read twice under suspension of the rules and assigned for the next legislative day.

Tabled

Mr. Dennett from the Committee on Appropriations and Financial Affairs reported "Ought to pass" on Bill "An Act relating to Investment of Sinking Funds" (H. P. 1363) (L. D. 716)

(On motion by Mr. Chase of Cape Elizabeth, tabled pending acceptance of the committee report.)

Mr. Brown from the Committee on Appropriations and Financial Affairs reported "Ought to pass" on Resolve in favor of the University of Maine for Buildings (H. P. 1027) (L. D. 459)

Mr. McGlaulin from the Committee on Judiciary reported same on Bill "An Act relating to the Care of Cemetery Lots" (H. P. 1155) (L. D. 608)

Mr. Campbell from the Committee on Legal Affairs reported same on Bill "An Act relating to the Licenses of Buildings for Dancing Purposes" (H. P. 1402) (L. D. 762)

Mr. Sargent from the Committee on Mercantile Affairs and Insurance reported same on Bill "An Act relating to the Powers of Insurance Companies" (H. P. 1405) (L. D. 752)

Mr. White from same Committee reported same on Bill "An Act Liberalizing the Beneficiary Limitation on Fraternal Insurance" (H. P. 582) (L. D. 180)

Mr. Dorsey from the Committee on Taxation reported same on Bill "An Act relating to Payments to Maine Forestry District in lieu of Taxes for Lands Within Indian Township" (H. P. 1585) (L. D. 907)

Mr. Bird from the Committee on Temperance reported same on Bill "An Act relating to Liquor License Fees" (H. P. 1325) (L. D. 639)

Reports were read and accepted, and the Bills and Resolve having already been printed, the Bills were read twice, the Resolve read once, under suspension of the rules, and assigned for the next legislative day.

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

Ought to Pass with Committee Amendment

Mr. Campbell from the Committee on Legal Affairs on Bill "An Act to Incorporate the Town of Searsport School District" (H. P. 1171) (L. D. 627) 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. 1171, L. D. 627, Bill "An Act to Incorporate the Town of Searsport School District."

Amend said Bill by adding after section 6 thereof the following additional section:

'Sec. 7. Authority to receive property from the town of Searsport. The said district is hereby authorized to receive from the town of Searsport and the said town is hereby authorized to transfer and convey to the said district any property, real, personal or mixed, now or hereafter owned or held by the said town for school purposes, and any sums of money or other assets which the said town has raised or may raise, either by taxation, borrowing or otherwise, for school purposes. Before transferring and conveying any of said property or turning over any of said funds or assets, the municipal officers of said town shall be duly authorized to do so by a majority vote of the legal voters present at any annual meeting of said town

or any special meeting thereof called for the purpose.

Further amend said Bill by re-numbering "Sec. 7" to read "Sec. 8."

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

Mr. Brown from the Committee on Salaries and Fees on Bill "An Act relating to Licenses Issued by Boxing Commission" (H. P. 758) (L. D. 295) 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. 758, L. D. 295, Bill "An Act Relating to Licenses Issued by Boxing Commission."

Amend said Bill by striking out after the word "boxers," in the 5th line of the 2nd paragraph thereof the deleted figure "2" and the underlined figure "\$10" and inserting in place thereof the figure "\$6".

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

First Reading of Printed Bills

Bill "An Act to Incorporate the Town of Machias School District" (H. P. 1900) (L. D. 1225)

Bill "An Act to Incorporate the Town of Orono School District" (H. P. 1901) (L. D. 1224)

Were read twice and assigned for next legislative day.

Passed to be Engrossed

Bill "An Act relative to Closed Season on Pheasant in the county of Aroostook" (S. P. 272) (L. D. 445)

Bill "An Act Granting Additional Powers to the Ogunquit Village Corporation" (H. P. 1000) (L. D. 431)

Bill "An Act Repealing the Incorporation of the Town of Orono

School District" (H. P. 1167) (L. D. 594)

Bill "An Act to Incorporate the Town of Otisfield School District" (H. P. 1169) (L. D. 625)

Bill "An Act relating to Duties of the State Auditor" (H. P. 1403) (L. D. 763)

Bill "An Act relating to Scope of Purchasing Authority" (H. P. 1504) (L. D. 809)

Resolve Closing Mantle Lake in the City of Presque Isle, Aroostook County, to all Fishing by Persons Over 17 Years of Age (S. P. 281) (L. D. 453)

Resolve Appropriating Money to Improve the Approach to the Fish Way at Aroostook Falls (S. P. 348) (L. D. 574)

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

Amended Bill

Bill "An Act to Incorporate the Town of Corinth School District" (H. P. 1259) (L. D. 558)

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

On motion by Mr. Campbell of Garland, the House voted to take from the table the 19th tabled and unassigned matter, 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. 1760) (L. D. 1032) tabled on March 1st by that gentleman pending first reading; and on further motion by the same gentleman, the bill and accompanying papers were recommended to the Committee on Salaries and Fees and sent up for concurrence.

The SPEAKER: The Chair recognizes the gentleman from Garland, Mr. Campbell.

Mr. CAMPBELL: Mr. Speaker, at the request of the gentleman from Portland, Mr. Paine, who is unable to be here, I move that we take from the table the 21st tabled and unassigned matter.

The SPEAKER: The gentleman from Garland, Mr. Campbell, moves that the House take from the table the 21st tabled and unassigned matter; House Report "Ought not to pass" of the Committee on Salaries and Fees on Bill "An Act relating to the Salary of the Register of Deeds in Cumberland County" (H. P. 190) (L. D. 62) tabled on March 2nd, by the gentleman from Portland, Mr. Paine, pending acceptance. Is this the pleasure of the House?

The motion prevailed; and on further motion by Mr. Campbell, the bill was recommitted to the Committee on Salaries and Fees and sent up for concurrence.

On motion by Mr. Bubar of Blaine, the House voted to take from the table the 12th tabled and unassigned matter, Majority Report "Ought not to pass" and Minority Report "Ought to pass" of the Committee on Welfare on Bill "An Act relating to Old Age Assistance (H. P. 767) (L. D. 303) tabled by that gentleman on February 24th pending acceptance of either report; and on further motion by the same gentleman, the matter was retabled and specially assigned for Wednesday, March 9th.

On motion by Mr. Chapman of Portland, the House voted to take from the table the 15th tabled and unassigned matter, Bill "An Act relating to Motor Vehicle Licenses for Amputee Veterans" (H. P. 929) (L. D. 402) tabled on February 24th by that gentleman pending passage to be engrossed.

The same gentleman presented House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to H. P. 929, L. D. 402, Bill "An Act Re-

lating to Motor Vehicle Licenses for Amputee Veterans."

Amend said Bill by inserting after the title and before the enacting clause the following emergency preamble:

'Emergency preamble. Whereas, public law 663, 79th congress, as amended, authorized the veterans administration to supply free automobiles to certain amputee veterans of World War II; and

Whereas, automobiles have been given free, under said law, to 142 amputee veterans of Maine, who now must under existing legislation assume the personal expense of paying the fee for a motor vehicle operator's license before they may enjoy the use of such automobiles; and

Whereas, said fee must be paid prior to January 1st in order to enable the issuance of such operator's license for the current year; and

Whereas, the people of Maine recognize the fact that all they own and all the privileges which they continue to enjoy, they owe to those who have defended them on the field of battle; and that these amputee veterans should not, by state law, be put to any expense in enjoying the use of free automobiles given to them by a grateful federal government; and

Whereas, in the judgment of the legislature, these facts create an emergency within the meaning of the constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,'

Further amend said Bill by inserting at the beginning of the 1st paragraph thereof after the enacting clause the following:

'Sec. 1.'

Further amend said Bill by striking out all of the underlined 2nd paragraph and inserting in place thereof the following underlined paragraph:

'Provided, however that the secretary of state, on application of any amputee veteran who has been the recipient of an automobile from the United States government un-

der authority of P. L. 663, 79th congress, as amended, or any amputee veteran receiving compensation from the Veterans Administration for service connected disability who shall have a specially designed motor vehicle, and who is otherwise qualified to operate a motor vehicle in this state, shall receive a license to operate such automobile without the requirement of the payment of any fee.'

Further amend said Bill by adding at the end thereof the following paragraphs:

'Sec. 2. Effective date; refunds. The provisions of this act shall be retroactive to January 1, 1949. The secretary of state is authorized and directed to make such refunds as may be appropriate to give effect to the provisions of this act.

Emergency clause. In view of the emergency cited in the preamble, this act shall take effect when approved.'

House Amendment "A" was adopted, and the bill was passed to be engrossed as amended in non-concurrence and sent up for concurrence.

On motion by Mr. Chapman of Portland, the House voted to take from the table the 16th tabled and unassigned matter, House Amendment "A" to H. P. 862, L. D. 338, Bill "An Act relating to Motor Vehicle Excise Tax for Amputee Veterans" tabled on February 25th by that gentleman pending adoption.

On further motion by the same gentleman, House Amendment "A" was indefinitely postponed.

Mr. Chapman then offered House Amendment "B" and moved its adoption.

House Amendment "B" was read by the Clerk as follows:

HOUSE AMENDMENT "B" to H. P. 862, L. D. 338, Bill "An Act Relating to Motor Vehicle Excise Tax for Amputee Veterans."

Amend said Bill by inserting before the 1st paragraph thereof after the enacting clause the following:

'Sec. 1.'

Further amend said Bill by striking out all of the underlined

2nd paragraph thereof after the enacting clause and inserting in place thereof the following underlined paragraph:

'Provided, however, that no amputee veteran who has been the recipient of an automobile from the United States government under authority of P. L. 663, 79th Congress, as amended, or any amputee veteran receiving compensation from the Veterans Administration for service connected disability who shall have a specially designed motor vehicle, and who is otherwise qualified to operate a motor vehicle in this state, shall not be required to pay the annual excise tax or be otherwise in any way taxed for any one such automobile so owned by him.'

Further amend said Bill by inserting before the Emergency clause thereof the following paragraph:

'Sec. 2 Effective date; refunds. The provisions of this act shall be retroactive to January 1, 1949. Appropriate officers of cities and towns are hereby authorized and directed to make such refunds as may be necessary to give effect to the provisions of this act.'

House Amendment "B" was adopted, and the bill was passed to be engrossed as amended in non-concurrence and sent up for concurrence.

On motion by Mr. Jewett of Manchester, the House voted to take from the table the 24th tabled and unassigned matter, Bill "An Act Creating a State Lottery Commission" (H. P. 1843) (L. D. 1164) tabled by that gentleman on March 2nd, pending reference.

Mr. JEWETT: Mr. Speaker, due to the fact that there are bills of the same primary intent, L. D. 215 and L. D. 216, which have been previously heard by the Committee on Military Affairs, I now move that L. D. 1164 be referred to the Committee on Military Affairs.

The SPEAKER: The gentleman from Manchester, Mr. Jewett, moves that the bill be referred to the

Committee on Military Affairs. Is this the pleasure of the House?

The motion prevailed, and the bill was referred to the Committee on Military Affairs and sent up for concurrence.

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

If there are no further items of business to come before the House, the Clerk will read the notices.

On motion by Mr. Gray of Orrington,

Adjourned until Tuesday, March 8th, at 11:00 o'clock in the forenoon.