

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

Monday, April 18, 1949

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

Prayer by the Rev. William I. Bull, D. D. of Waterford.

The Members stood at attention during the playing of the National Anthem.

The journal of the previous session was read and approved.

**Papers from the Senate
Senate Reports of Committees
Ought Not to Pass**

Report of the Committee on Salaries and Fees reporting "Ought not to pass" on Bill "An Act Relating to Clerk Hire in Office of Clerk of Courts, Androscoggin County" (S. P. 508) (L. D. 1007)

Report of same Committee reporting same on 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)

Report of the Committee on Sea and Shore Fisheries reporting same on Bill "An Act Relating to the Fee for Commercial Shellfish License" (S. P. 491) (L. D. 951)

Report of the Committee on State Lands and Forest Preservation reporting same on Resolve Authorizing the State Tax Assessor to Convey Certain Land in Washington County to A. G. Durgin, of Forest City (S. P. 411) (L. D. 748)

Came from the Senate read and accepted.

In the House, read and accepted in concurrence.

**Ought to Pass
Printed Bills**

Report of the Committee on Mercantile Affairs and Insurance reporting "Ought to pass" on Bill "An Act Relating to Pensions for Officers and Employees of Domestic Insurance Companies" (S. P. 582) (L. D. 1250)

Report of the Committee on Salaries and Fees reporting same on Bill "An Act Relating to Clerk Hire

in County Offices in Somerset County" (S. P. 317) (L. D. 510)

Report of same Committee reporting same on Bill "An Act Relating to the Salary of the Clerk of Courts of Knox County" (S. P. 178) (L. D. 236)

Report of the Committee on Sea and Shore Fisheries reporting same on Bill "An Act Amending the Atlantic States Marine Fisheries Compact" (S. P. 634) (L. D. 1391)

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 with Committee
Amendment**

Report of the Committee on Banks and Banking on Bill "An Act Relating to Investments of Savings Banks in Certain Mortgages" (S. P. 398) (L. D. 736) 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. 398, L. D. 736, Bill "An Act Relating to Investments of Savings Banks in Certain Mortgages."

Amend said Bill by adding at the end thereof, the following:

'XXV. In notes or other interest-bearing obligations issued by Development Credit Corporation of Maine in accordance with, and by virtue of, the charter and by-laws of said corporation, up to, but in no case exceeding, 2½% of the reserve funds of any such bank.'

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

Report of the Committee on Judiciary on Bill "An Act Eliminating Special Primary Elections in Certain Cases" (S. P. 539) (L. D. 1102) 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. 539, L. D. 1102, Bill "An Act Eliminating Special Primary Elections in Certain Cases."

Amend said Bill by striking out in the 2nd line of that part designated as Sec. 47 thereof, the underlined words "United States senator or"

Further amend said Bill by striking out in the 3rd line of that part designated as Sec. 47 thereof, the underlined words "or permitted"

Further amend said Bill by striking out in the 3rd line from the end thereof, the underlined words "United States senator or"

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

Report of the Committee on Legal Affairs on Bill "An Act Relating to Fire Escapes on Buildings" (S. P. 578) (L. D. 1241) 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. 578, L. D. 1241, Bill "An

Act Relating to Fire Escapes on Buildings."

Amend said Bill by striking out all after the enacting clause and inserting in place thereof the following:

"R. S., c. 85, § 46, amended. Section 46 of chapter 85 of the revised statutes, as repealed and replaced by chapter 271 of the public laws of 1947, is hereby amended by adding at the end thereof a new paragraph, to read as follows:

'Any person or corporation aggrieved by any order of the commissioner issued under the provisions of this section may appeal to a justice of the superior court by presenting to him within 30 days from the effective date of such order, a petition therefor in term time or vacation and he shall fix a time and place of hearing which may be in the chambers or in vacation and cause notice thereof to be given to the commissioner and after the hearing the justice may affirm or reverse in full or in part any such order of the commissioner and the decision of such justice shall be final. If the commissioner in the interest of public safety, because he deems there is immediate danger, forbids the use of such buildings for any public purpose until satisfactory compliance with his order, such order shall become immediately effective and the filing of a petition for review shall not operate as a stay thereof.'

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

Report of the Committee on Legal Affairs on Bill "An Act to Authorize the County Commissioners of Cumberland County to Issue Bonds for Bridge Repairs" (S. P. 640) (L. D. 1411) 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. 640, L. D. 1411, Bill "An Act to Authorize the County Commissioners of Cumberland County to Issue Bonds for Bridge Repairs."

Amend said Bill by adding after the word "determine" in the 6th line from the end thereof the following:

'; but none of which shall run for a longer period than 20 years from the date of original issue thereof'

Committee Amendment "A" was adopted in concurrence and the Bill assigned for third reading tomorrow morning:

Report of the Committee on Public Utilities on Bill "An Act to Promote the Topographic Mapping of Maine in Cooperation with the United States Geological Survey" (S. P. 235) (L. D. 349) 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. 235, L. D. 349, Bill "An Act to Promote the Topographic Mapping of Maine in Cooperation with the United States Geological Survey."

Amend said Bill by striking out in the 5th line of said Bill the figures "50,000" and inserting in place thereof the figures '25,000'

Further amend said Bill by striking out in the 10th line of said Bill the figures and words "5,000 shall become available" and inserting in

place thereof '25,000 is hereby appropriated from the general fund'

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

Report of the Committee on Public Utilities on Bill "An Act to Create the Waterville Sewerage District" (S. P. 584) (L. D. 1258) 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. 584, L. D. 1258, Bill "An Act to Create the Waterville Sewerage District."

Amend said Bill by adding at the end of Sec. 2 the following paragraph:

'Provided, however, nothing herein contained shall be construed as authorizing said sewer district to take by right of eminent domain any of the property or facilities of any other public service corporation or district used or acquired for future use by the owner thereof in the performance of a public duty, unless expressly authorized thereto herein or by subsequent acts of the legislature.'

Further amend said Bill by inserting after the semi-colon, in the 13th line of Sec. 4 the following:

'may enter into contract with persons, corporations or municipalities outside the boundaries of the district to care for sewage or drainage through the district's system;

Further amend said Bill by inserting before the period in the headnote of Sec. 9 the following:

'; distribution of surplus'

Further amend said Bill by adding at the end of Sec. 9 the following paragraph:

'Distribution of surplus shall be at the discretion of the trustees.'

Further amend said Bill by striking out in the 5th line of Sec. 10, the words "be uniform" and inserting in place thereof the words 'not be discriminatory'

Further amend said Bill by inserting after the word "and" in the 6th line of Sec. 10 the words 'shall be'

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

Report of the Committee on Salaries and Fees on Bill "An Act Relating to the Salary of the Judge of Western Somerset Municipal Court (S. P. 316) (L. D. 509) 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. 316, L. D. 509, Bill "An Act Relating to the Salary of the Judge of the Western Somerset Municipal Court".

Amend said Bill by striking out the underlined figures "\$3,000" in the 7th line thereof and inserting in place thereof the underlined figures '\$2,700'

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

Report of the Committee on Salaries and Fees on Bill "An Act Relating to the Salary of the Judge of the Lewiston Municipal Court" (S. P. 466) (L. D. 917) 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. 466, L. D. 917, Bill "An Act Relating to the Salary of the Judge of the Lewiston Municipal Court".

Amend said Bill by striking out the underlined figures "\$2,800" in the 11th line thereof and inserting in place thereof the underlined figures '\$2,600'

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

Report of the Committee on Salaries and Fees on Bill "An Act Relating to the Salary of the Clerk and Clerk Hire of the Lewiston Municipal Court" (S. P. 467) (L. D. 916) 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. 467, L. D. 916, Bill "An Act Relating to the Salary of the Clerk and Clerk Hire of the Lewiston Municipal Court."

Amend said Bill by striking out the underlined figures "\$2,400" in the 5th line thereof and inserting in place thereof the underlined figures '\$2,250'

Further amend said Bill by striking out the underlined figures "\$2,100" in the same line thereof and inserting in place thereof the underlined figures '\$1,950'

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

**Divided Report
Tabled and Assigned**

Majority Report of the Committee on Judiciary reporting "Ought to pass" on Bill "An Act Providing for Runoff Primary Elections" (S. P. 623) (L. D. 1359)

Report was signed by the following members:

Messrs. BARNES of Aroostook
WARD of Penobscot
ELA of Somerset
—of the Senate
WILLIAMS of Auburn
PAYSON of Union
SILSBY of Aurora
—of the House

Minority Report of same Committee reporting "Ought not to pass" on same Bill

Report was signed by the following members:

Messrs. McGLAUFILIN of Portland
BURGESS of Rockland
WOODWORTH of Fairfield
MUSKIE of Waterville
—of the House

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

(In the House, on motion by Mr. Woodworth of Fairfield, the two reports with accompanying papers were tabled pending acceptance of either report and specially assigned for Wednesday, April 20.)

Recommended

Report of the Committee on Ways and Bridges reporting "Ought to pass" on Bill "An Act Providing for the Construction, Maintenance and Improvement of Controlled Access Highways" (S. P. 588) (L. D. 1246)

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

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

Non-Concurrent Matter

Resolve to Establish Working Capital for Institutional Farms (S. P. 477) (L. D. 941) which was passed to be engrossed in the House on April 1st as amended by House Amendment "A".

Came from the Senate passed to be engrossed as amended by House Amendment "A" and Senate Amendment "A" in non-concurrence.

In the House: The House voted to reconsider its action taken on April 1st whereby the Resolve was passed to be engrossed.

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

SENATE AMENDMENT "A" to S. P. 477, L. D. 941, Resolve to Establish Working Capital for Institutional Farms.

Amend said Resolve by striking out in the 2nd line thereof the figures "\$25,000" and inserting in place thereof the figures "\$50,000"

Thereupon, Senate Amendment "A" was adopted in concurrence and the Resolve was passed to be engrossed as amended by House Amendment "A" and Senate Amendment "A" in concurrence.

Non-Concurrent Matter

Bill "An Act Relating to the Right of Eminent Domain for Municipalities for Recreational Purposes" (H. P. 1510) (L. D. 808) which was passed to be enacted in the House on April 6th and passed to be engrossed as amended by Committee Amendment "A" on March 23rd.

Came from the Senate passed to be engrossed as amended by Senate Amendment "A" in non-concurrence.

In the House: The House voted to reconsider its action of April 6th, whereby the Bill was passed to be enacted; and further voted to reconsider its action of March 23rd whereby the Bill was passed to be engrossed as amended by Committee Amendment "A"; and further voted to reconsider its action whereby Committee Amendment "A" was adopted. Thereupon, Committee

Amendment "A" was indefinitely postponed.

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

SENATE AMENDMENT "A" to H. P. 1510, L. D. 808, Bill "An Act Relating to the Right of Eminent Domain for Municipalities for Recreational Purposes."

Amend said Bill by adding after the words "Recreational Purposes" in the Title thereof, the words 'and Parking Facilities'.

Further amend said Bill by striking out after the enacting clause and before the headnote "Sec. 1"

Further amend said Bill by inserting in the 10th line thereof, after the word "squares", the underlined words

'for parking facilities for motor vehicles or other vehicles'.

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

'The right of eminent domain shall not extend to the taking of land for parking facilities for motor vehicles or other vehicles or for recreational purposes as provided in section 109-A of chapter 80, unless expressly authorized by subsequent acts of the legislature.'

Further amend said Bill by striking out all of section 2 thereof.

Senate Amendment "A" was adopted and the Bill was passed to be engrossed as amended by Senate Amendment "A" in concurrence.

Mr. CAMPBELL of Augusta: Mr. Speaker—

The SPEAKER: For what purpose does the gentleman rise?

Mr. CAMPBELL: Mr. Speaker, I rise to request unanimous consent to explain to the House a bill which I would like to offer.

The SPEAKER: The gentleman from Augusta, Mr. Campbell, requests unanimous consent to address the House. Is there objection? The Chair hears no objection and the gentleman may proceed.

Mr. CAMPBELL: Members of the House: I have had reproduced and distributed on your desks a copy of this bill. Briefly, the facts are

these: The Canaan School District was organized in 1945, the voters of that town accepted the charter and proceeded to the election of the three trustees. Meanwhile the term of office of these trustees has expired and there are no mechanics in the charter to provide for the calling of a meeting by which to elect successor trustees. The bill that I now wish to offer simply provides for the calling of a special meeting of the Canaan School District for the purpose of electing successor trustees.

The SPEAKER: The gentleman from Augusta, Mr. Campbell, presents a bill and requests unanimous consent for its introduction. The Clerk will read the title.

The title was read by the Clerk as follows:

Bill "An Act to Provide for the Election of Trustees of the Canaan School District" (H. P. 2071)

The SPEAKER: Is there objection to the reception of the bill? The Chair hears none and the bill has been received by unanimous consent.

On motion by Mr. Campbell, under suspension of the rules, the Bill was given its three several readings without printing and without reference to a committee, passed to be engrossed and sent up for concurrence.

Orders

On motion by Mr. Pullen of Oakland, it was

ORDERED, that Rev. Will A. Kelley of Oakland, be invited to officiate as Chaplain of the House on Friday, April 22, 1949.

House Reports of Committees Divided Report Tabled

Majority Report of the Committee on Sea and Shore Fisheries reporting "Ought not to pass" on Bill "An Act Regulating the Use of Trawls in Washington County" (H. P. 1852) (L. D. 1190)

Report was signed by the following members:

Messrs. SLEEPER of Knox
 LARRABEE of Sagadahoc
 —of the Senate
 STEVENS of Boothbay
 AMES of Vinalhaven
 PHILLIPS of Southwest
 Harbor
 PRINCE of Harpswell
 —of the House

Minority Report of same Committee reporting "Ought to pass" on same Bill.

Report was signed by the following members:

Messrs. BROWN of Washington
 —of the Senate
 BUCKNAM of Whiting
 HANSON of Machiasport
 LITTLEFIELD of Kenne-
 bunk
 —of the House

(On motion by Mr. Bucknam of Whiting, the two Reports with accompanying papers were tabled pending acceptance of either Report.)

Ought to Pass in New Draft

Mr. Dudley from the Committee on Interior Waters on Bill "An Act Regulating Boats for Hire on Inland Waters" (H. P. 828) (L. D. 313) reported same in a new draft (H. P. 2065) (L. D. 1501) under same title and that it "Ought to pass"

Mr. Woodworth from the Committee on Judiciary on Bill "An Act Permitting Continuance of Service of State Employees Reaching Seventy Years of Age" (H. P. 1925) (L. D. 1285) reported same in a new draft (H. P. 2067) (L. D. 1499) under same title and that it "Ought to pass"

Mr. Campbell from the Committee on Legal Affairs on Bill "An Act to Incorporate the Town of Gorham School District" (H. P. 1057) (L. D. 471) reported same in a new draft (H. P. 2070) (L. D. 1506) under same title and that it "Ought to pass"

Same gentleman from same Committee on Bill "An Act to Repeal the Charter of the Bay Point Village Corporation" (H. P. 1053) (L. D. 530) reported same in a new draft (H. P. 2069) (L. D. 1505) un-

der same title and that it "Ought to pass"

Reports were read and accepted and the Bills, having already been printed, were read twice under suspension of the rules and tomorrow assigned for third reading.

Tabled

Mr. Chapman from the Committee on Legal Affairs on Bill "An Act Amending the Charter of the City of Lewiston" (H. P. 838) (L. D. 321) reported same in a new draft (H. P. 2068) (L. D. 1504) under same title and that it "Ought to pass"

(On motion by Mr. Jalbert of Lewiston, tabled pending acceptance of the Committee Report.)

Tabled

Mr. White from the Committee on Mercantile Affairs and Insurance on Bill "An Act Relating to the Inspection of Buildings and the Approval of Certain Articles Containing Natural or Synthetic Components" (H. P. 1654) (L. D. 962) reported same in a new draft (H. P. 2066) (L. D. 1500) under same title and that it "Ought to pass"

(On motion by Mr. White of Auburn, tabled pending acceptance of the Committee Report.)

Ought to Pass Printed Bills and Resolves

Mr. DeSanctis from the Committee on Claims reported "Ought to pass" on Resolve in Favor of Leslie W. Jones of West Minot (H. P. 1282) (L. D. 1511)

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

(On motion by Miss Cormier of Rumford, House Rule 25 was suspended for the remainder of today's session in order to permit smoking.)

Mr. DeSanctis from the Committee on Claims reported "Ought to pass" on Resolve to Reimburse the

Town of Jefferson (H. P. 1458) (L. D. 1512)

Same gentleman from same Committee reported same on Resolve in Favor of Herman I. Ham of Madison (H. P. 636) (L. D. 1513)

Same gentleman from same Committee reported same on Resolve in Favor of Madelyn Ames, of East Poland (H. P. 105) (L. D. 1514)

Mr. Gray from same Committee reported same on Resolve in Favor of Prentiss Plantation (H. P. 733) (L. D. 1515)

Mr. Knapp from same Committee reported same on Resolve in Favor of Edward D. McKeon of Kennebunk (H. P. 1463) (L. D. 1516)

Mr. Martin from same Committee reported same on Resolve in Favor of Caswell Plantation (H. P. 541) (L. D. 1517)

Same gentleman from same Committee reported same on Resolve in Favor of Caswell Plantation (H. P. 334) (L. D. 1510)

Mr. Cook from the Committee on Interior Waters reported same on Bill "An Act Relative to Restricting the Use of Power Boats on Portage Lake in the County of Arcostook" (H. P. 1299) (L. D. 681)

Mr. Paine from the Committee on Legal Affairs reported same on Bill "An Act Relating to Participation of Employees of the City of Lewiston in a Contributory Employees' Retirement System" (H. P. 1646) (L. D. 998)

Mr. Boulter from the Committee on Ways and Bridges reported same on Bill "An Act Providing for Bridges and Culverts on Certain Roads" (H. P. 606) (L. D. 187)

Mr. DeSanctis from the Committee on Claims reported same on Resolve in Favor of the Town of Dedham (H. P. 1467) (L. D. 1518)

Mr. Laughton from same Committee reported same on Resolve in Favor of the Town of Chelsea (H. P. 542) (L. D. 1519)

Mr. Spear from the Committee on Ways and Bridges reported same on Bill "An Act Crediting Certain Fees to the General Highway Fund" (H. P. 1894) (L. D. 1222)

Same gentleman from same Committee reported same on Bill "An Act Relating to Notice to State Highway Commission in re Highway Changes" (H. P. 1893) (L. D. 1221)

Reports were read and accepted and the Bills and Resolves, having already been printed, the Bills were read twice under suspension of the rules, the Resolves read once and tomorrow assigned.

Ought to Pass with Committee Amendment

Mr. DeSanctis from the Committee on Claims on Resolve in Favor of Christopher Hilton, of Anson (H. P. 1454) (L. D. 1509) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

COMMITTEE AMENDMENT "A" to H. P. 1454, L. D. 1509, Resolve in Favor of Christopher Hilton of Anson.

Amend said Resolve by striking out in the second line, the figures "\$175" and insert therein the figures '\$100.'

Committee Amendment "A" was adopted and the Resolve assigned for second reading tomorrow morning.

Mr. DeSanctis from the Committee on Claims on Resolve in Favor of Harold E. Rogers of Brunswick (H. P. 550) (L. D. 1508) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

COMMITTEE AMENDMENT "A" to H. P. 550, L. D. 1508, Resolve in Favor of Harold E. Rogers of Brunswick.

Amend said Resolve by striking out the figures in the second line "\$771.20" and inserting in place thereof the figures \$567.20'.

Committee Amendment "A" was adopted and the Resolve assigned for second reading tomorrow morning.

Mr. Knapp from the Committee on Claims on Resolve in Favor of Kenneth H. Morse, of Gorham (H. P. 564) (L. D. 1507) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

COMMITTEE AMENDMENT "A"
to H. P. 564, L. D. 1507, Resolve in Favor of Kenneth H. Morse of Gorham.

Amend said Resolve by striking out after the word "the" in the fifth line thereof and inserting therein from the "General Funds of the State".

Committee Amendment "A" was adopted and the Resolve assigned for second reading tomorrow morning.

Mr. Campbell from the Committee on Interior Waters on Bill "An Act Permitting the Building of a Wharf for Seaplane Landing at the Southerly End of Portage Lake" (H. P. 1696) (L. D. 1019) 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. 1696, L. D. 1019, Bill "An Act Permitting the Building of a Wharf for Seaplane Landing at the Southerly End of Portage Lake."

Amend said Bill by adding at the end thereof, the following words:

'and to appropriate money for the purpose.'

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

Mr. Campbell from the Committee on Legal Affairs on Bill "An Act to Incorporate the City of Westbrook School District" (H. P. 749) (L. D. 291) and New Draft of same under same title (H. P. 1758) (L. D. 1030) which were recommitted, reported that the New Draft "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. 1758, L. D. 1030, Bill "An Act to Incorporate the City of Westbrook School District."

Amend said Bill by inserting after the word "election" in the 4th from the last line of Sec. 9 thereof the following:

'; provided that the total number of votes cast for or against the acceptance of this act at said election equals or exceeds 20% of the total vote for all candidates for governor in said city at the next previous gubernatorial election'

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

Mr. Campbell from the Committee on Legal Affairs on Bill "An Act to Incorporate the Town of Sidney School District" (H. P. 1877) (L. D. 1255) 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. 1877, L. D. 1255, Bill "An

Act to Incorporate the Town of Sidney School District.”

Amend said Bill by striking out the 4th paragraph in the Emergency Preamble.

Further amend said Bill by striking out from Sec. 3 the 1st paragraph and inserting in place thereof:

‘As soon as may be after the acceptance of this act as hereinafter provided, the municipal officers of the town of Sidney shall appoint 1 trustee to hold office until the next annual town meeting, and 1 trustee to hold office until the annual town meeting 2 years following. Within 10 days after each annual town meeting of the town of Sidney, beginning with the town meeting following the acceptance of this act, the municipal officers of the town of Sidney shall appoint 1 trustee to hold office until the annual town meeting occurring 3 years thereafter. Removal from the town of Sidney by any trustee or disposal of all his taxable property located in said town shall ipso facto vacate his office. Any vacancy upon the board of trustees occurring because of removal from town, resignation, death or any cause except normal expiration of term of office shall be filled in the same manner in which the original board was chosen and for the unexpired portion of the term of the vacant office.’

Further amend said Bill by striking from Sec. 4 the 1st sentence 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 money and to issue bonds and notes of the district therefor to an amount to be determined by vote of the legal voters of the town of Sidney at a meeting called for such purpose, but shall not incur a total indebtedness exceeding the sum of \$35,000.’

Further amend said Bill by striking from Sec. 4 the last paragraph thereof.

Further amend said Bill by inserting after the word “meeting” in the 4th from the last line of Sec. 9 thereof the following:

‘; provided that the total number of votes cast for or against the acceptance of this act at said meeting equals or exceeds 20% of the total vote for all candidates for governor in said town at the next previous gubernatorial election’

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

Mr. Chapman from the Committee on Legal Affairs on Bill “An Act Amending the Charter of the City of Calais” (H. P. 1840) (L. D. 1199) 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. 1840, L. D. 1199, Bill “An Act Amending the Charter of the City of Calais.”

Amend said Bill by striking out all of Sec. 4 and 5 thereof.

Further amend said Bill by striking out in Sec. 7 thereof all after the single quotation mark and before the colon and inserting in place thereof the following:

‘The procedure to effect the removal of a member of the school board, a member of the city council, or the city manager, or both shall be as follows’

Further amend said Bill by renumbering Sec. 6 to 14 inclusive to be Sec. 4 to 12 inclusive.

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

Mr. Paine from the Committee on Legal Affairs on Bill “An Act to Incorporate the Town of Machias School District” (H. P. 362) (L. D. 125) and new draft of same under same title (H. P. 1900) (L. D. 1225) which were recommended,

reported that the new draft "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. 1900, L. D. 1225, Bill "An Act to Incorporate the Town of Machias School District."

Amend said Bill by adding at the end of Sec. 2 thereof a new paragraph to read as follows:

'The trustees of said district shall submit to the legal voters within said district, at a meeting called and notice given in the same manner as special meetings of the towns are required to be notified and held by the laws of this state, final plans, including cost and type of construction, location and equipment of any proposed construction, remodeling, rebuilding, renovating, grading or furnishing of any building or buildings in said district, which shall be approved by a majority of voters in said district present and voting, before any action of the trustees shall be binding on the district.'

Further amend said Bill by striking out in the 3rd line of Sec. 4 thereof the figures "\$150,000" and inserting in place thereof the figures '\$100,000'.

Further amend said Bill by inserting after the last word in Sec. 9 thereof the following:

': provided that the total number of votes cast for or against the acceptance of this act at said meeting equals or exceeds 20% of the total vote for all candidates for governor in said town at the next previous gubernatorial election'.

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

Mr. Paine from the Committee on Legal Affairs on Bill "An Act to Incorporate the Town of Otis-

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

Amend said Bill by striking out in the 5th line of Sec. 4 thereof the figure "\$50,000" and inserting in place thereof the figure '\$40,000'.

Further amend said Bill by inserting after the word "meeting" in the 4th from the last line of Sec. 9 thereof the following:

': provided that the total number of votes cast for or against the acceptance of this act at said meeting equals or exceeds 20% of the total vote for all candidates for governor in said town at the next previous gubernatorial election'.

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

Mr. Paine from the Committee on Legal Affairs on Bill "An Act Relating to Pensions for Members of the Police Department of the City of Lewiston" (H. P. 1998) (L. D. 1381) 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. 1998, L. D. 1381, Bill "An Act Relating to Pensions for Members of the Police Department of the City of Lewiston."

Amend said Bill by striking out the last underlined sentence thereof and inserting in place thereof the following underlined sentence:

'Any special patrolman of the department who has served continuously with pay until his regular appointment shall be given credit for such time served towards his retirement.'

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

Mr. Phillips from the Committee on Sea and Shore Fisheries on Bill "An Act Relating to Quantity in Purchasing Herring" (H. P. 1990) (L. D. 1372) 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. 1990, L. D. 1372, Bill "An Act Relating to Quantity in Purchasing Herring."

Amend said Bill by striking out all of the underlined 2nd paragraph of that part designated "Sec. 36" and inserting in place thereof, the following underlined paragraph:

'All holds of all boats transporting herring for processing purposes shall be measured and sealed by the state sealer of weights and measures, or his duly authorized agent, and the fees for measuring and sealing shall be paid by the owners of the boats. The measure shall be in 5 hogshead divisions, cut $\frac{3}{8}$ of an inch deep in the hold of the boat. The state sealer of weights and measures shall forthwith certify to the commissioner of sea and shore fisheries the name of the owner of each boat, the name of each boat and the capacity of each boat.'

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

Passed to be Engrossed

Bill "An Act Relating to the Use of the Prefix "Dr." by Dentists" (S. P. 85) (L. D. 73)

Was 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 Aid to Dependent Children" (S. P. 156) (L. D. 206)

Was reported by the Committee on Bills in the Third Reading and read the third time.

(On motion by Mr. Chase of Cape Elizabeth, tabled pending passage to be engrossed.)

Tabled

Bill "An Act Relating to Taxation of Various Corporations" (S. P. 446) (L. D. 828)

Was reported by the Committee on Bills in the Third Reading.

(On motion by Mr. Campbell of Guilford, tabled pending third reading.)

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)

Bill "An Act Relating to the Approved Listing of Certain Appliances, Compounds, Powders and Liquids" (S. P. 657) (L. D. 1469)

Bill "An Act Relating to Increase of Salaries of Certain County Officials of Knox County" (H. P. 759) (L. D. 361)

Bill "An Act Relating to Salary of the Judge of the Rockland Municipal Court" (H. P. 856) (L. D. 337)

Bill "An Act Relating to Grading of Apples" (H. P. 1108) (L. D. 534)

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 and Assigned

Bill "An Act Relating to Exhibits of Agricultural Fair Associations" (H. P. 1267) (L. D. 668)

Was reported by the Committee on Bills in the Third Reading.

(On motion by Mr. Jamieson of Presque Isle, tabled pending third reading and specially assigned for Tuesday, April 19.)

Bill "An Act Relating to Sale of Malt Liquor and Vinous Liquor in Restaurants" (H. P. 1547) (L. D. 824)

Bill "An Act Creating the South Berwick Sewer District" (H. P. 1659) (L. D. 967)

Bill "An Act Relating to Salary and Bond of Recorder of the Rockland Municipal Court" (H. P. 1704) (L. D. 1024)

Bill "An Act Relating to the Duties of the Insurance Commissioner and State Fire Inspectors" (H. P. 1788) (L. D. 1127)

Bill "An Act to Increase the Salary of the County Attorney of Knox County" (H. P. 1797) (L. D. 1139)

Bill "An Act Relating to Rules and Regulations of the State Liquor Commission" (H. P. 1857) (L. D. 1194)

Bill "An Act Relating to the Tax on Commercial Fertilizer" (H. P. 1903) (L. D. 1268)

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 to Increase Death Benefits Payable to Children by Fraternal Beneficiary Societies" (H. P. 1985) (L. D. 1367)

Was reported by the Committee on Bills in the Third Reading and read the third time.

(On motion by Mr. Williams of Auburn, tabled pending passage to be engrossed)

Bill "An Act Relating to Elderly Teachers' Pensions" (H. P. 2045) (L. D. 1471)

Bill "An Act Relating to Group Life Insurance" (H. P. 2064) (L. D. 1497)

Resolve in Favor of the Town of Sangerville (S. P. 242) (L. D. 1467)

Resolve for the Purchase of Two Hundred Copies of "The Length

and Breadth of Maine" (H. P. 927) (L. D. 1375)

Resolve Relating to Construction of Airports (H. P. 1444) (L. D. 802)

Resolve Relating to the Use of Seines in Medomak River, Lincoln County (H. P. 1803) (L. D. 1145)

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 Bills

Bill "An Act Relating to the Inspection and Regulation of Dog Kennels" (H. P. 1441) (L. D. 832)

Bill "An Act to Regulate Live-stock Community or Commission Auctions" (H. P. 1443) (L. D. 877)

Bill "An Act Relating to Aid to Dependent Children" (H. P. 1551) (L. D. 869)

Bill "An Act Relating to Unfair Methods of Competition and Practices in the Business of Insurance" (H. P. 1937) (L. D. 1317)

Bill "An Act Relating to the Military Law" (H. P. 1513) (L. D. 891)

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

Orders of the Day

On motion by Mr. Woodworth of Fairfield, the House voted to take from the table the 33rd tabled and unassigned matter, Senate Report "Ought to pass" of the Committee on Education on Bill "An Act Relating to State Aid for Academies" (S. P. 345) (L. D. 571) tabled on April 5th by that gentleman pending acceptance of report in concurrence; and on further motion by the same gentleman, the "Ought to pass" report of the committee was accepted in concurrence.

This being a printed Bill, under suspension of the rules, it was given its two several readings and tomorrow assigned for third reading.

On motion by Mr. Woodworth of Fairfield, the House voted to take

from the table the 28th tabled and unassigned matter, Bill "An Act Relating to Rental for the Western Somerset Municipal Court" (H. P. 1161) (L. D. 613) tabled on April 1st by that gentleman pending assignment for third reading; and on further motion by the same gentleman the Bill was tomorrow assigned for third reading.

On motion by Mr. Eastman of South Paris, the House voted to take from the table the 73rd tabled and unassigned matter, House Report "Ought to pass in Second New Draft" (H. P. 2049) (L. D. 1475) of the Committee on Ways and Bridges on Bill "An Act Relating to Use of Wires or Cables on State Highways" (H. P. 1754) (L. D. 1098) tabled by that gentleman on April 13th pending acceptance of report; and on further motion by the same gentleman, the "Ought to pass in Second New Draft" report of the committee was accepted.

The second new draft having been printed, under suspension of the rules, the Bill was given its two several readings and tomorrow assigned for third reading.

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

Mr. BROWN: Mr. Speaker and Members of the House: Fully realizing that our table is loaded pretty heavily here and that unless we unload some of it we won't be able to go home very soon, at this time I move that the 9th tabled and unassigned matter, House Report "Ought not to pass" of the Committee on Public Utilities on Bill "An Act Authorizing Municipalities to Construct, Operate and Maintain Sewerage Facilities" (H. P. 1731) (L. D. 1085) be taken from the table and that the "Ought not to pass" report of the committee be accepted.

The SPEAKER: The gentleman from Baileyville, Mr. Brown, moves that the 9th tabled and unassigned matter, House Report "Ought not to pass" of the Committee on Public Utilities on Bill "An Act Authoriz-

ing Municipalities to Construct, Operate and Maintain Sewerage Facilities" (H. P. 1731) (L. D. 1085) tabled on March 16th by that gentleman pending acceptance of report, be taken from the table. Is it the pleasure of the House that the matter be taken from the table?

The motion prevailed.

On further motion by the same gentleman the "Ought not to pass" report of the committee was accepted and sent up for concurrence.

On motion by Mr. Gates of Millinocket, the House voted to take from the table the 3rd tabled and unassigned matter, House Report "Ought not to pass" of the Committee on Inland Fisheries and Game on Resolve to Open First Debsconeg Lake in T. 2, 10, Piscataquis County to Ice Fishing (H. P. 287) tabled by that gentleman on February 16 pending acceptance of report.

Mr. GATES: Mr. Speaker, I now move that the Resolve be substituted for the "Ought not to pass" report of the committee.

The SPEAKER: The gentleman from Millinocket, Mr. Gates, now moves that the Resolve be substituted for the "Ought not to pass" report of the committee.

The Chair recognizes the gentleman from Bangor, Mr. Wight.

Mr. WIGHT: Mr. Speaker and Members of the House: I have no personal feeling in regard to this resolve. I simply want to state what the committee felt about it. I think it is the feeling of the Fish and Game Committee that as few lakes should be open to ice fishing as possible. In this immediate vicinity of Debsconeg Lake there are five other large lakes that are open to ice fishing: Pemadumcook Lake, Millinocket Lake, Nahmakanta Lake, Third Debsconeg Lake, at least those four. That was the reason why the committee decided that this resolve should not pass.

The SPEAKER: The question before the House is on the motion of the gentleman from Millinocket, Mr. Gates, that the Resolve be sub-

stituted for the "Ought not to pass" report of the committee.

The Chair recognizes the gentleman from Millinocket, Mr. Gates.

Mr. GATES: Mr. Speaker, I do not care particularly what happens to this bill. At the time I was in the committee there was no opposition of any kind and the report was brought in "Ought not to pass." I was very anxious to find out why that report was brought in. This seems to be the only way I have of finding out. I have received some information now that I could not get before. It makes no difference to me what is done with the bill, but I do want to know why this report was brought in.

The SPEAKER: The question before the House is on the motion of the gentleman from Millinocket, Mr. Gates, that the Resolve be substituted for the "Ought not to pass" report of the committee.

As many as are in favor of the motion of the gentleman from Millinocket, Mr. Gates, that the Resolve be substituted for the "Ought not to pass" report of the committee will say aye; those opposed will say no.

A viva voce vote being taken, the motion did not prevail.

The SPEAKER: The Chair recognizes the gentleman from Millinocket, Mr. Gates.

Mr. GATES: Mr. Speaker, if I am in order, I make the motion that

the House accept the "Ought not to pass" report.

The SPEAKER: The gentleman from Millinocket, Mr. Gates moves that the House do accept the "Ought not to pass" report of the committee. Is this the pleasure of the House?

The motion prevailed, and the "Ought not to pass" report of the committee was accepted and sent up for concurrence.

The SPEAKER: The Chair recognizes the gentleman from Limestone, Mr. Burgess.

Mr. BURGESS: Mr. Speaker, I move that the House do now adjourn until 10:00 A. M., April 19th.

The SPEAKER: The Clerk will read the notices.

Before presenting to the House the motion for adjournment, the Chair would like to state to the members here, and wishes that they would convey it to those who are not here at this particular hour, that, so far as is known tonight, it is the intention to hold an afternoon session tomorrow afternoon. This notice is given in advance so that the members can plan upon it.

The gentleman from Limestone, Mr. Burgess, moves that the House do now adjourn until 10:00 o'clock A. M. Tuesday, April 19th. Is this the pleasure of the House?

The motion prevailed and the House so adjourned.