

# 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

**SENATE**

---

Friday, January 28, 1949.

The Senate was called to order by the President.

Prayer by the Reverend George E. Millard of Hallowell.

Journal of yesterday read and approved.

**Order**

**(Out of Order)**

On motion by Mr. Haskell of Penobscot, out of order, and under suspension of the rules, it was

**ORDERED**, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, February 1, 1949, at 11.30 o'clock in the forenoon. (S. P. 184)

Sent down for concurrence.

Subsequently the foregoing order was returned from the House having been read and passed in concurrence.

**From the House**

Bill "An Act Relating to Bounty on Porcupines." (H. P. 352) (L. D. 148)

Which was referred to the Committee on Agriculture in concurrence.

"Resolve in Favor of the Town of Limestone." (H. P. 416) (L. D. 149)

Which was referred to the Committee on Appropriations and Financial Affairs in concurrence.

Bill "An Act Limiting Hunting of Wild Animals or Birds." (H. P. 463) (L. D. 150)

Bill "An Act Relative to Game Preserve on Monroe Island." (H. P. 464) (L. D. 169)

Bill "An Act Relative to Night Hunting." (H. P. 490) (L. D. 165)

Which were severally referred to the Committee on Inland Fisheries and Game in concurrence.

Bill "An Act Providing for the Study, Treatment and Care of Alcoholics." (H. P. 476) (L. D. 151)

Bill "An Act Permitting Certificates of State Tax Assessor to Be

Recorded Without Acknowledgement." (H. P. 477) (L. D. 152)

Bill "An Act Relating to the Inheritance Tax." (H. P. 478) (L. D. 153)

Bill "An Act Granting Powers to Portland University." (H. P. 479) (L. D. 154)

Bill "An Act Relating to the Deposit of Fish Waste in Waters of the State." (H. P. 480) (L. D. 155)

Bill "An Act Creating the Department of Public Safety." (H. P. 481) (L. D. 156)

Which were severally referred to the Committee on Judiciary in concurrence.

Bill "An Act Relating to Financing Community School Districts." (H. P. 482) (L. D. 157)

Bill "An Act to Incorporate the Town of Tremont School District." (H. P. 483) (L. D. 158)

Bill "An Act to Incorporate the Town of Southwest Harbor School District." (H. P. 484) (L. D. 159)

Bill "An Act to Incorporate the Mount Desert School District." (H. P. 485) (L. D. 160)

Bill "An Act to Incorporate the Town of South Thomaston School District." (H. P. 486) (L. D. 161)

Which were severally referred to the Committee on Legal Affairs in concurrence.

Bill "An Act Relating to Mining." (H. P. 487) (L. D. 162)

Which was referred to the Committee on Mines and Mining in concurrence.

Bill "An Act Relating to Registration of Motor Vehicles by Minors." (H. P. 488) (L. D. 163)

Bill "An Act Relating to Overtaking and Passing School Buses." (H. P. 489) (L. D. 164)

Which were severally referred to the Committee on Motor Vehicles in concurrence.

Bill "An Act Relating to Salaries and Clerk Hire for Certain Public Offices in Piscataquis County." (H. P. 497) (L. D. 166)

Bill "An Act Relating to Salaries of Judge and Recorder of the Town of Lincoln Municipal Court." (H. P. 498) (L. D. 167)

Which were severally referred to the Committee on Salaries and Fees in concurrence.

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

Which was referred to the Committee on State Lands and Forest Preservation in concurrence.

"Resolve in Favor of Caswell Plantation." (H. P. 541)

"Resolve in Favor of the Town of Chelsea." (H. P. 542)

"Resolve in Favor of Andrew Champeon." (H. P. 543)

"Resolve in Favor of Charles A. Dean Memorial Hospital, of Greenville Junction." (H. P. 544)

"Resolve in Favor of Asa Ogden, of Kingman." (H. P. 545)

"Resolve in Favor of Brooks Territory of Dover-Foxcroft." (H. P. 546)

"Resolve in Favor of Evan Leavitt of Flagstaff." (H. P. 547)

"Resolve in Favor of Harold Young, of Manchester." (H. P. 548)

"Resolve in Favor of Clinton E. Taylor, of Brunswick." (H. P. 549)

"Resolve in Favor of Harold E. Rogers of Brunswick." (H. P. 550)

"Resolve in Favor of Winfield Jordan, of Old Town." (H. P. 551)

"Resolve in Favor of Donald Beane, of Skowhegan." (H. P. 552)

"Resolve in Favor of Laura Doyle of Winthrop." (H. P. 553)

"Resolve in Favor of Michael Markowski, of Winthrop (H. P. 554)

"Resolve in Favor of Joseph E. Keith, of Winthrop." (H. P. 555)

"Resolve in Favor of Philip Warren of Kenduskeag." (H. P. 556)

"Resolve in Favor of Doria T. Nadeau, of Biddeford." (H. P. 557)

"Resolve in Favor of Donald E. Robbins, of Cedar Grove." (H. P. 558)

"Resolve in Favor of Irene Hemond, of Mechanic Falls." (H. P. 559)

"Resolve in Favor of Robert J. Fisher, of Turner." (H. P. 560)

"Resolve in Favor of Mrs. Olive Bradford, of Turner." (H. P. 561)

"Resolve in Favor of Maynard Marsh of Gorham." (H. P. 562)

"Resolve in Favor of Maynard F. Marsh, of Westbrook." (H. P. 563)

"Resolve in Favor of Kenneth H. Morse, of Gorham." (H. P. 564)

"Resolve in Favor of George N. Sferes, of South Windham." (H. P. 565)

"Resolve in Favor of William B. Forsyth of Ellsworth." (H. P. 475)

"Resolve in Favor of Walter Pottle, of Mattapan, Massachusetts." (H. P. 566)

"Resolve in Favor of Paul E. Fortin, of Lewiston." (H. P. 567)

"Resolve in Favor of Wilfred Raccot, of North Berwick." (H. P. 568)

Which were severally referred to the Committee on Claims in concurrence.

"Resolve in Favor of Erskine Academy." (H. P. 540)

Which was referred to the Committee on Appropriations and Financial Affairs in concurrence.

"Resolve Regulating Fishing in Long and Square Lakes, in the County of Aroostook." (H. P. 571)

"Resolve Extending the Open Season on Gull Pond." (H. P. 572)

"Resolve Regulating Fishing in Mayfield Pond, in the County of Somerset." (H. P. 573)

Which were severally referred to the Committee on Inland Fisheries and Game in concurrence.

"Resolve Providing for State Pension for Evan Sproul of Farmingdale." (H. P. 587)

"Resolve Providing for State Pension for Charles Smith of Caswell Plantation." (H. P. 588)

"Resolve Providing for State Pension for Blanche Poitras of Limestone." (H. P. 589)

"Resolve Providing for State Pension for Arnold Oakes, of Bradford." (H. P. 590)

"Resolve Providing for an Increase in State Pension for Percy Jakins, of Winslow." (H. P. 591)

"Resolve Providing for State Pension for Wilfred Turgeon, of Waterboro." (H. P. 592)

"Resolve Providing for an Increase in State Pension for Cecil Overlock, of Hallowell." (H. P. 593)

"Resolve Providing for State Pension for David S. Taylor, of Mechanic Falls." (H. P. 594)

"Resolve Providing for an Increase in State Pension for Elva L. Morton of Mechanic Falls." (H. P. 595)

"Resolve Providing for State Pension for Vesta M. Spinney, of Mechanic Falls." (H. P. 596)

"Resolve Providing for an Increase in State Pension for Berger H. Shorey, of Mechanic Falls." (H. P. 597)

"Resolve Providing for an Increase in State Pension for Roger Creamer, of Thomaston." (H. P. 598)

Which were severally referred to the Committee on Pensions in concurrence.

"Resolve Regulating Smelt Fishing in Union River, Hancock County." (H. P. 603)

(On motion by Mr. Noyes of Hancock, tabled pending reference to a committee.)

"Resolve in Favor of the Town of Farmingdale." (H. P. 605)

"Resolve in Favor of the Town of Limestone." (H. P. 607)

"Resolve in Favor of the Town of Howland." (H. P. 608)

"Resolve in Favor of the Town of Otisfield." (H. P. 609)

"Resolve in Favor of Prentiss Plantation." (H. P. 610)

"Resolve in Favor of the Town of Lee." (H. P. 611)

"Resolve in Favor of the Town of Winslow." (H. P. 612)

"Resolve in Favor of the Town of Vassalboro." (H. P. 613)

"Resolve in Favor of the Town of Machiasport." (H. P. 614)

"Resolve in Favor of the Town of Bingham." (H. P. 615)

"Resolve in Favor of the Town of Bingham." (H. P. 616)

"Resolve in Favor of the Town of Acton." (H. P. 617)

"Resolve in Favor of the Town of Newfield." (H. P. 618)

"Resolve in Favor of the Town of Shapleigh." (H. P. 619)

"Resolve in Favor of the Town of Brunswick." (H. P. 620)

"Resolve in Favor of the Town of Damariscotta." (H. P. 621)

"Resolve in Favor of the Town of Mechanic Falls." (H. P. 622)

"Resolve in Favor of the Town of Starks." (H. P. 623)

"Resolve in Favor of the Town of Norridgewock." (H. P. 624)

"Resolve in Favor of the Town of Embden." (H. P. 625)

"Resolve in Favor of the Town of Anson." (H. P. 626)

"Resolve in Favor of the Town of Mariaville." (H. P. 627)

"Resolve in Favor of the Town of South Thomaston." (H. P. 628)

"Resolve in Favor of the Town of North Berwick." (H. P. 629)

Which were severally referred to the Committee on Ways and Bridges in concurrence.

#### House Committee Reports

The Committee on Legal Affairs on Bill "An Act to Amend the Charter of the City of Bath," (H. P. 55) (L. D. 18) reported that the same ought to pass as amended by Committee Amendment "A".

Which report was accepted in concurrence, and the bill read once; Committee Amendment "A" was read and adopted in concurrence, and under suspension of the rules, on motion by Mr. Baker of Kennebec, the bill as amended was given a second reading and passed to be engrossed.

Sent down for concurrence.

#### Communication

#### STATE OF MAINE EXECUTIVE DEPARTMENT AUGUSTA

January 27, 1949.

The Honorable President of  
the Senate  
The Honorable Speaker  
of the House  
Ninety-fourth Legislature  
Gentlemen:

A cordial invitation is extended to the Members of this Honorable

Body for them to attend the Public Tax Conference to be held in the House of Representatives on Monday morning, January 31, 1949 at ten o'clock.

It is hoped that at the Tax Conference concrete ideas may be developed which will aid in formulating a practicable tax policy.

Sincerely yours,

FREDERICK G. PAYNE

Which was read and ordered placed on file.

#### Referred to Committees

The following bills and resolves were received and on recommendation by the Committee on Reference of Bills, were referred to the following committees

#### Appropriations and Financial Affairs

Mr. Hopkins of Kennebec presented

"Resolve Providing for Completion of Medical and Surgical Building at the Augusta State Hospital." (S. P. 157)

Mr. Larrabee of Sagadahoc presented

"Resolve Providing for Construction of an Employees Dormitory at the Augusta State Hospital." (S. P. 158)

The same Senator presented

"Resolve Providing for Completion of Dairy Barn at Augusta State Hospital." (S. P. 159)

(Each ordered printed.)

Sent down for concurrence.

#### Claims

Mr. Varney of Washington presented

"Resolve in Favor of Byard E. Libbey, of Shrewsbury, Massachusetts." (S. P. 160)

The same Senator presented

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

The same Senator presented

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

Mr. Allen of Cumberland presented

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

The same Senator presented  
"Resolve in Favor of New England Metal Culvert Company of Portland." (S. P. 164)

Mr. Smart of Hancock presented  
"Resolve in Favor of Hugh C. Leighton of Blue Hill." (S. P. 165)

The same Senator presented  
"Resolve in Favor of Alanson B. Thomas, of Surry." (S. P. 166)

The same Senator presented  
"Resolve in Favor of E. Robert Jordan, of Ellsworth." (S. P. 167)

Mr. Brewer of Aroostook presented

"Resolve in Favor of Donald McCrum, of Presque Isle." (S. P. 168)  
Sent down for concurrence.

#### Judiciary

Mr. Slocum of Cumberland presented

Bill "An Act Relating to Interest Rates of Small Loan Agencies." (S. P. 169)

The same Senator presented

Bill "An Act Relating to Service Retirement Benefits for Air-Plane Pilots of Maine Forestry District." (S. P. 170)

(Each ordered printed.)

Sent down for concurrence.

#### Library

Mr. Varney of Washington presented

Bill "An Act to Clarify the State Library Law." (S. P. 171)

(Ordered printed.)

Sent down for concurrence.

Mr. Ward of Penobscot presented  
Bill "An Act Relating to Sirens on Automobiles of Department of Inland Fisheries and Game." (S. P. 172)

#### Motor Vehicles

Mr. Allen of Cumberland presented

Bill "An Act Excluding Television for Use in Motor Vehicles." (S. P. 173)

(Ordered printed.)

Sent down for concurrence.

#### Pensions

Mr. Larrabee of Sagadahoc presented

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

Sent down for concurrence.

### Public Utilities

Mr. Barnes of Aroostook presented

Bill "An Act Amending the Charter of Maine Public Service Company." (S. P. 175)

Mr. Noyes of Hancock presented Bill "An Act Relating to Chief Inspector of Utilities." (S. P. 176)

The same Senator presented Bill "An Act Relating to Suspension of Public Utility Rates." (S. P. 177)

(Each ordered printed.)

Sent down for concurrence.

### Salaries and Fees

Mr. Sleeper of Knox presented Bill "An Act Relating to the Salary of the Clerk of Courts of Knox County." (S. P. 178)

(Ordered printed.)

Sent down for concurrence.

### Sea and Shore Fisheries

Mr. Larrabee of Sagadahoc presented

Bill "An Act Relating to Transportation of Clams." (S. P. 179)

(Ordered printed.)

Sent down for concurrence.

### Taxation

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

Mr. Slocum of Cumberland presented Bill "An Act Requiring the Portland Water District to Pay Taxes on Its Property in the Town of Standish." (S. P. 181)

(Ordered printed.)

The same Senator presented Bill "An Act Relating to Exemption from Taxation of Certain Dependents of Veterans." (S. P. 182)

(Ordered printed.)

Sent down for concurrence.

### University of Maine

Mr. Edwards of Oxford presented Bill "An Act Relating to Resident Auditor for University of Maine." (S. P. 183)

(Ordered printed.)

Sent down for concurrence.

### First Reading of a Printed Bill

Bill "An Act Relating to a Non-Resident Fishing License." (S. P. 126) (L. D. 147)

Which bill was read once and tomorrow assigned for second reading.

### Passed to Be Engrossed

Bill "An Act Relating to Cost of Maintaining Patients at Hospitals for the Insane." (S. P. 58) (L. D. 34)

(On motion by Mr. Ward of Penobscot, tabled pending reference to a committee.)

Bill "An Act Relating to Ballots in Elections." (S. P. 47) (L. D. 29)

(On motion by Mr. Haskell of Penobscot, tabled pending reference to a committee.)

### Orders of the Day

On motion by Mr. Baker of Kennebec, the Senate voted to recede from its former action taken earlier in today's session whereby bill An Act Relating to Mining (H. P. 487) (L. D. 162) was referred to the Committee on Mines and Mining in concurrence; and on further motion by the same Senator, the bill was laid upon the table pending reference to a committee.

On motion by Mr. Leavitt of Cumberland, the Senate voted to take from the table Resolve in Favor of Merlin C. Joy of Clinton (S. P. 139) tabled by that Senator on January 27 pending reference to a committee; and on further motion by the same Senator, the resolve was referred to the Committee on Pensions.

Sent down for concurrence.

On motion by Mr. Leavitt of Cumberland, the Senate voted to take from the table Resolve in favor of Milton A. Philbrook, of Westbrook (S. P. 140) tabled by that Senator on January 27 pending reference to a committee; and on further motion by the same Senator, the resolve was referred to the Committee on Pensions.

Sent down for concurrence.

On motion by Mr. Leavitt of Cumberland, the Senate voted to take from the table Resolve in Favor of Ralph L. Hunt of Thomaston (S. P. 141) tabled by that Senator on January 27 pending reference to a committee; and on further motion by the same Senator, the resolve was referred to the Committee on Pensions.

Sent down for concurrence.

On motion by Mr. Noyes of Hancock, the Senate voted to take from the table Resolve Regulating Smelt

Fishing in Union River, Hancock County (H. P. 603) tabled by that Senator earlier in today's session pending reference to a committee; and on further motion by the same Senator, the Resolve was referred to the Committee on Sea and Shore Fisheries and 500 copies ordered printed.

On motion by Mr. Haskell of Penobscot,

Adjourned until Tuesday next at 11.30 o'clock in the forenoon.