

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

Wednesday, February 9, 1949

The Senate was called to order by the President.

Prayer by the Reverend Robert E. Rundlett of Augusta.

Journal of yesterday read and approved.

From the House

Bill "An Act Relating to Funds Collected by the Potato Tax." (H. P. 890) (L. D. 362)

Which was referred to the Committee on Agriculture in concurrence.

"Resolve Providing for Certain Construction at the Western Maine Sanatorium." (H. P. 892) (L. D. 399)

"Resolve in Favor of Lee Academy." (H. P. 891) (L. D. 363)

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

"Resolve in Favor of Carroll Plantation." (H. P. 893) (L. D. 364)

"Resolve in Favor of the City of Biddeford." (H. P. 894) (L. D. 365)

"Resolve to Reimburse the Town of Sanford for Fire Equipment Used During the Emergency Fires of 1947." (H. P. 895) (L. D. 366)

"Resolve in Favor of the Town of Machias." (H. P. 896) (L. D. 367)

"Resolve in Favor of the Town of Acton." (H. P. 897) (L. D. 368)

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

Bill "An Act Relating to Terms of Employment for Teachers." (H. P. 914) (L. D. 400)

Which was referred to the Committee on Education in concurrence.

"Resolve Regulating Fishing in Webb Lake, in the County of Franklin." (H. P. 917) (L. D. 369)

"Resolve Closing Embden Pond in the Town of Embden to Ice Fishing." (H. P. 918) (L. D. 370)

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

Bill "An Act Relating to Appeals by Male Minors." (H. P. 910) (L. D. 371)

Bill "An Act Relating to the County Law Library of Piscataquis County." (H. P. 920) (L. D. 372)

"Resolve Proposing an Amendment to the Constitution Providing for Annual Sessions of the Legislature." (H. P. 921) (L. D. 373)

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

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

Bill "An Act to Incorporate the Town of Shapleigh School District." (H. P. 923) (L. D. 375)

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

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

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

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

Bill "An Act Relating to Time of Lighting on Snow Removal or Sanding Equipment." (H. P. 928) (L. D. 378)

Bill "An Act Relating to Motor Vehicle Licenses for Amputee Veterans." (H. P. 929) (L. D. 402)

Bill "An Act Relating to Use of Identification Number in Motor Vehicle Registration." (H. P. 930) (L. D. 379)

Bill "An Act Relating to Motor Driven Cycles." (H. P. 931) (L. D. 380)

Bill "An Act Relating to Equipment in Official Inspection Garages." (H. P. 932) (L. D. 381)

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

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 Judge and Clerk Hire of the Municipal Court of Waterville." (H. P. 941) (L. D. 382)

Bill "An Act Relating to Salary of Register of Deeds and Clerks in the Office of Register of Deeds, Northern Registry, Aroostook County." (H. P. 942) (L. D. 383)

Bill "An Act Relating to the Salaries of the Judge of Probate and the Register of Probate in Piscataquis County." (H. P. 943) (L. D. 384)

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

"Resolve Appropriating Money for the Study and Control of the Spruce Budworm." (H. P. 944) (L. D. 385)

(On motion by Mr. Bowker of Cumberland, the resolve was laid upon the table pending reference to a committee.)

Bill "An Act Relating to Taxation of Goats." (H. P. 945) (L. D. 386)

Which was referred to the Committee on Taxation in concurrence.

Bill "An Act Relating to Selling Liquor Near National Soldiers' Home." (H. P. 946) (L. D. 387)

Which was referred to the Committee on Temperance in concurrence.

Bill "An Act Annexing Certain Land to Brighton Plantation in Somerset County." (H. P. 947) (L. D. 388)

Which was referred to the Committee on Towns in concurrence.

"Resolve in Favor of Paul Erickson, of Monson." (H. P. 973)

"Resolve in Favor of John P. Clark, of Scarborough." (H. P. 974)

Resolve in Favor of Clyde French, of Lincoln." (H. P. 975)

"Resolve in Favor of Horace Newcombe, of Addison." (H. P. 986)

"Resolve in Favor of Alcide M. Pelletier, Jr., of Addison." (H. P. 977)

"Resolve in Favor of Ernest Theis of Westbrook." (H. P. 978)

"Resolve in Favor of Gordon Millett of Wilton." (H. P. 979)

"Resolve in Favor of Charles R. Ginn of Brewer." (H. P. 980)

"Resolve in Favor of Arnold E. Adams, of Brewer." (H. P. 981)

"Resolve in Favor of Lester Stubbs, of Hampden Highlands." (H. P. 982)

"Resolve in Favor of Polly F. Pierce Leavitt, of Bangor." (H. P. 983)

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

"Resolve in Favor of the Town of Machiasport." (H. P. 1010)

"Resolve in Favor of Brighton Plantation." (H. P. 1011)

"Resolve in Favor of the Town of Bowdoinham." (H. P. 1012)

"Resolve in Favor of the Town of Bowdoinham." (H. P. 1013)

"Resolve in Favor of the Town of Columbia." (H. P. 1015)

"Resolve in Favor of the Town of Columbia." (H. P. 1016)

"Resolve in Favor of the Town of Jay." (H. P. 1017)

"Resolve in Favor of the Deorganized Town of Medford."

"Resolve in Favor of the Deorganized Town of Orneville." (H. P. 1019)

"Resolve in Favor of Lakeview Plantation." (H. P. 1020)

"Resolve in Favor of the Town of Hermon." (H. P. 1021)

"Resolve in Favor of the Town of Topsham." (H. P. 1022)

"Resolve in Favor of the Town of Lebanon." (H. P. 1023)

"Resolve in Favor of the Town of Lebanon." (H. P. 1024)

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

House Committee Reports

The Committee on Inland Fisheries and Game on "Resolve Closing Sandy Stream Pond in T.3, R.9, Piscataquis County to All Fishing."

(H. P. 289) reported that the same ought not to pass.

(On motion of Mr. Ward of Penobscot, tabled pending acceptance of the report.)

The Committee on Judiciary on Bill "An Act Relating to Special Guardians for Minors." (H. P. 295) (L. D. 83) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to Service on Foreign Corporations," (H. P. 298) (L. D. 86) reported that the same ought to pass.

The Committee on Taxation on Bill "An Act Relating to Expenses of Publishing Delinquent Corporate Franchise Taxes," (H. P. 372) (L. D. 132) reported that the same ought to pass.

Which reports were severally read and accepted in concurrence, the bills read once and tomorrow assigned for second reading.

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:

Agriculture

Mr. Brewer of Aroostook presented

Bill "An Act Relating to the Minor Elements in Fertilizer." (S. P. 233)

The same Senator presented

Bill "An Act Relating to the Tax on Commercial Fertilizer." (S. P. 234)

(Each ordered printed.)

Sent down for concurrence.

Appropriations and Financial Affairs

Mr. Barnes of Aroostook presented

"Resolve Providing for Certain Construction at the Northern Maine Sanatorium." (S. P. 285)

Mr. Williams of Penobscot presented

Bill "An Act Appropriating Monies for Child Welfare Services." (S. P. 286)

(Each ordered printed.)

Sent down for concurrence.

Claims

Mr. Hopkins of Kennebec presented

"Resolve in Favor of Chester Blake, of Oakland." (S. P. 287)

Mr. Slocum of Cumberland presented

"Resolve in Favor of Delmar C. Ellingwood, of North Windham." (S. P. 288)

Mr. Smart of Hancock presented "Resolve in Favor of Stephen J. Chamberlain, of Nahant, Massachusetts." (S. P. 289)

The same Senator presented

"Resolve in Favor of New England Automatic Sales Co., Inc., of Marshfield, Massachusetts." (S. P. 290)

The same Senator presented

"Resolve in Favor of Louise Staff Totman, of Linthicum Heights, Maryland." (S. P. 291)

Mr. Barnes of Aroostook presented

"Resolve in Favor of Merlin Hammond of Houlton." (S. P. 292)

Mr. Allen of Cumberland presented

"Resolve in Favor of Robert E. Cleaves, Portland." (S. P. 293)

Sent down for concurrence.

Education

Mr. Hopkins of Kennebec presented

Bill "An Act Creating the State Board of Education." (S. P. 294)

(Ordered printed.)

Sent down for concurrence.

Inland Fisheries and Game

Mr. Haskell of Penobscot presented

"Resolve Regulating Fishing in Snake and Carpenter Ponds in the County of Piscataquis." (S. P. 295)

Mr. Bowker of Cumberland presented

Bill "An Act Relating to Motor Vehicle Damage by Protected Wild Animals or Birds." (S. P. 296)

Mr. Ward of Penobscot presented

Bill "An Act Relative to Hunting and Fishing Licenses." (S. P. 297)

Mr. Noyes of Hancock presented "Resolve Regulating Fishing in Donnell's Pond in the County of Hancock." (S. P. 298)

The same Senator presented "Resolve Providing for a Fish Screen at Outlet of Donnell's Pond in the Town of Franklin in the County of Hancock." (S. P. 299)

Mr. Baker of Kennebec presented

Bill "An Act Relative to Extending Hunting Season on Deer." (S. P. 300)

(Each ordered printed.)

Sent down for concurrence.

Judiciary

Mr. Slocum of Cumberland presented Bill "An Act Relating to Probation in Sexual Crimes." (S. P. 301)

The same Senator presented Bill "An Act Relating to Duties of Attorney-General." (S. P. 302)

The same Senator presented Bill "An Act Relating to the Governor's Staff." (S. P. 303)

The same Senator presented Bill "An Act Relating to Suits for False Arrests." (S. P. 304)

The same Senator presented Bill "An Act Relating to Neglect of Children." (S. P. 305)

Mr. Hopkins of Kennebec presented "Resolve Proposing an Amendment to the Constitution to Limit the Indebtedness on Municipalities by Public or Quasi-Municipal Corporations to Fifteen Per Cent of the Last Regular Valuation of a City or Town." (S. P. 307)

Mr. Leavitt of Cumberland presented Bill "An Act Relating to Compulsory Voting." (S. P. 308)

Mr. Barnes of Aroostook presented Bill "An Act Relating to Duties of the Chief Justice of the Supreme Judicial Court in the Event of His Disability." (S. P. 309)

(Each ordered printed.)

Sent down for concurrence.

Legal Affairs

Mr. Larrabee of Sagadahoc presented Bill "An Act to Create the Phippsburg School District." (S. P. 310)

Mr. Edwards of Oxford presented Bill "An Act to Incorporate the Town of Norway School District." (S. P. 311)

(Each ordered printed.)

Sent down for concurrence.

Mercantile Affairs and Insurance

Mr. Bowker of Cumberland presented Bill "An Act Relating to Policies of Accident and Health Insurance." (S. P. 312)

(Ordered printed.)

Sent down for concurrence.

Public Health

Mr. Hopkins of Kennebec presented Bill "An Act Relating to Tuberculosis Control." (S. P. 313)

(Ordered printed.)

Sent down for concurrence.

Salaries and Fees

Mr. Sleeper of Knox presented Bill "An Act Relating to Salaries of State Department Heads Set by Statute." (S. P. 314)

Mr. Savage of Somerset presented Bill "An Act Relating to Salaries of Somerset County Officers." (S. P. 315)

The same Senator presented Bill "An Act Relating to the Salary of the Judge of Western Somerset Municipal Court." (S. P. 316)

The same Senator presented Bill "An Act Relating to Clerk Hire in County Offices in Somerset County." (S. P. 317)

Mr. Barnes of Aroostook presented Bill "An Act Increasing the Amount Available for Expenses of the Justices of the Supreme Judicial Court." (S. P. 318)

Mr. Crosby of Franklin presented Bill "An Act Relating to the Salary of the Judge of the Franklin Municipal Court." (S. P. 319)

The same Senator presented Bill "An Act Relating to the Salaries of the Judge of Probate, and Register of Probate, Franklin County." (S. P. 320)

The same Senator presented Bill "An Act Relating to the Salaries of Various County Officers of Franklin County." (S. P. 321)

(Each ordered printed.)

Sent down for concurrence.

Sea and Shore Fisheries

Mr. Sleeper of Knox presented "Resolve in Favor of Atlantic Sea Run Salmon Commission." (S. P. 322)

(On motion by Mr. Sleeper of Knox, tabled pending reference to a committee.)

Mr. Larrabee of Knox presented Bill "An Act Relating to the Taking of Clams in Town of Phippsburg." (S. P. 323)

(Each ordered printed.)
Sent down for concurrence.

Temperance

Mr. Baker of Kennebec presented Bill "An Act Relating to Advertising Signs for Liquor." (S. P. 324)

(Ordered printed.)
Sent down for concurrence.

Towns

Mr. Brewer of Aroostook presented Bill "An Act Relating to Use of Excise Tax on Motor Vehicles." (S. P. 325)

(Ordered printed.)
Sent down for concurrence

Ways and Bridges

The same Senator presented "Resolve in Favor of the Town of Houlton." (S. P. 326)

Mr. Smart of Hancock presented "Resolve in Favor of the Town of Mt. Desert." (S. P. 327)

Mr. Cobb of Oxford presented "Resolve in Favor of the Town of Brownfield." (S. P. 328)

The same Senator presented "Resolve in Favor of the Town of Denmark." (S. P. 329)

Sent down for concurrence
Mr. Slocum of Cumberland presented Bill "An Act Relating to Road Equipment on Private Ways." (S. P. 330)

(Ordered printed.)
Mr. Noyes of Hancock presented "Resolve to Reimburse the Town of Gouldsboro." (S. P. 331)

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

Order

On motion by Mr. Haskell of Penobscot, it was

ORDERED, the House concurring, that notwithstanding joint orders now in effect, all Private and Special Acts, actual and complete data for which shall be in the hands of the Director of Research on or before one o'clock on the afternoon of February 9th, 1949, shall be received in the same manner as if received before one o'clock on the afternoon of February 9th, 1949; and it was further **ORDERED**, that the said Director shall file a list of the titles of Private and Special Acts, the actual and complete data for which is in his hands at that time with the Secretary of the Senate, and the Clerk of the House. (S. P. 332)

Sent down for concurrence

Passed to be Engrossed

Bill "An Act to Create the Limestone School District." (H. P. 180) (L. D. 56)

Bill "An Act to Incorporate the Town of Troy School District." (H. P. 888) (L. D. 307)

"Resolve in Favor of the Town of Freeman." (S. P. 93) (L. D. 356)
Sent down for concurrence.

Orders of the Day

On motion by Mr. Slocum of Cumberland, the Senate voted to take from the table bill, An Act Relating to Motor Vehicle Registration for Amputee Veterans (H. P. 841) (L. D. 336) tabled by that Senator on February 8 pending reference to a committee.

Mr. SLOCUM of Cumberland: Mr. President, I now move that this bill be referred to the Committee on Motor Vehicles. They have another bill similar in intent, and I believe that in the interest of aiding any amputee citizens who might wish to appear, it would be helpful if the two bills could be heard at the same time, and that arrangements can be made between the chairman of that committee and the chairman of the Committee on Taxation to hold the hearings on the same afternoon. There is another bill on which I plan to suggest a reference to the

Taxation Committee, and if the hearings can be held on the same afternoon it will assist any disabled veterans who wish to appear.

The motion prevailed and the bill was referred to the Committee on Motor Vehicles in concurrence.

On motion by Mr. Slocum of Cumberland, the Senate voted to take from the table bill, An Act Relating to Motor Vehicle Excise Tax for Amputee Veterans (H. P. 862) (L. D. 338) tabled by that Senator on February 8 pending reference to a committee.

Mr. SLOCUM of Cumberland; Mr. President, I now move that this bill be referred to the Committee on Taxation. It is quite evident that this bill should very properly go to that committee.

The motion prevailed and the bill was referred to the Committee on Taxation in concurrence.

On motion by Mr. Bowker of Cumberland, the Senate voted to take from the table Resolve Appropriating Money for the Study and Control of the Spruce Budworm (H. P. 944) (L. D. 385) 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 State Lands and Forest Preservation in concurrence.

On motion by Mr. Boutin of Androscoggin

Adjourned until tomorrow morning at ten o'clock.