

# 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**

Tuesday, February 15, 1949

The Senate was called to order by the President.

Prayer by the Reverend Victor M. Regan of Augusta.

Journal of Friday, February 11, 1949, read and approved.

**From the House**

Bill "An Act Relative to Payment of Damage Caused by Collision Between Motor Vehicle and Deer." (H. P. 1271)

On motion by Mr. Bowker of Cumberland, tabled pending reference to a committee.)

"Resolve in Favor of the Inhabitants of the Town of Westfield for the Support of John Bennett and Family." (H. P. 1272)

"Resolve in Favor of Frederick Farnsworth of Rockland." (H. P. 1273)

"Resolve in Favor of Chester Roberts, of Augusta." (H. P. 1274)

"Resolve to Reimburse the Town of Clinton." (H. P. 1275)

"Resolve to Reimburse the Town of Clinton." (H. P. 1276)

"Resolve in Favor of Rene Le-Croix of Biddeford." (H. P. 1277)

"Resolve in Favor of Carl T. Moran, of Winterport." (H. P. 1278)

"Resolve in Favor of Myrtle A. Hammond, of Limerick." (H. P. 1279)

"Resolve in Favor of B. E. Blanchard, of East Corinth." (H. P. 1280)

"Resolve to Reimburse the Town of Oakland for Supplies Furnished William Stevens." (H. P. 1281)

"Resolve in Favor of Leslie W. Jones of West Minot." (H. P. 1282)

"Resolve in Favor of Luther Snell of Houlton." (H. P. 1283)

"Resolve in Favor of Gayland Redman of Bucksport." (H. P. 1284)

"Resolve in Favor of Marion Welles of Boothbay Harbor." (H. P. 1285)

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

"Resolve Providing for State Pension for Cora Bolduc of Augusta." (H. P. 1312)

"Resolve Providing for State Pension for John Henry McCullough of Hudson." (H. P. 1313)

"Resolve Providing for an Increase in State Pension for Geneva Gay of Clinton." (H. P. 1314)

"Resolve Providing for an Increase in State Pension for Eunice Brackett of Clinton." (H. P. 1315)

"Resolve Providing for State Pension for Mary Elizabeth Day of Augusta." (H. P. 1316)

"Resolve Providing for State Pension for Lucy Watson of Oakland." (H. P. 1317)

In House were severally referred to the Committee on Pensions.

"Resolve in Favor of the Town of Monroe." (H. P. 1328)

"Resolve in Favor of the Town of Lubec." (H. P. 1329)

"Resolve in Favor of the Town of Lagrange." (H. P. 1330)

"Resolve in Favor of the Town of Lagrange." (H. P. 1331)

"Resolve in Favor of the Town of Hudson." (H. P. 1332)

"Resolve in Favor of the Town of Montville." (H. P. 1333)

"Resolve in Favor of the Town of Wade." (H. P. 1334)

"Resolve in Favor of the Town of Bristol." (H. P. 1335)

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

"Resolve Regulating Fishing in East Pond Stream in Somerset County." (H. P. 1149)

Comes from the House, leave having been granted to withdraw the same.

In the Senate, leave was granted to withdraw in concurrence.

Bill "An Act Imposing a Tax on Apples for Promoting the Use of Maine Apples and Apple Products." (H. P. 1107) (L. D. 533)

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

Bill "An Act Relating to Meat of Calves Less Than Four Weeks Old." (H. P. 1109) (L. D. 535)

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

Bill "An Act to Appropriate Moneys for the Expenditures of the State Government for the Fiscal Year Ending June 30, 1949." (H. P. 1110) (L. D. 536)

Bill "An Act Appropriating Moneys for State General Relief." (H. P. 1111) (L. D. 537)

Bill "An Act Relating to Regional Library Service." (H. P. 1112) (L. D. 598)

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

Bill "An Act Relating to the Valuation of the Town of Dedham for the Apportionment of State School Funds." (H. P. 1131) (L. D. 539)

Bill "An Act to Provide Schooling in Brunswick for Tuition Pupils from Certain Other Towns." (H. P. 1255) (L. D. 538)

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

Bill "An Act Relating to Closed Season in Certain Waters in Oxford County." (H. P. 1132) (L. D. 540)

Bill "An Act Regulating Fishing in Big Magalloway River in Oxford County." (H. P. 1133) (L. D. 541)

Bill "An Act Relative to Crop and Orchard Damage." (H. P. 1134) (L. D. 542)

Bill "An Act Relative to Jefferson and Whitefield Game Preserve." (H. P. 1135) (L. D. 543)

Bill "An Act Relating to Free Fishing Licenses to Recipients of Old Age Assistance." (H. P. 1136) (L. D. 544)

Bill "An Act Relative to Closed Time on Deer in Oxford County." (H. P. 1137) (L. D. 599)

"Resolve Regulating Fishing in St. Croix River, in the County of Washington." (H. P. 1138) (L. D. 545)

"Resolve Regulating Fishing in Wilson Stream in the County of Piscataquis." (H. P. 1139) (L. D. 546)

"Resolve Regulating Fishing in Moosehead Lake, in the County of Piscataquis." (H. P. 1140) (L. D. 600)

"Resolve Regulating Fishing in Portage Lake, in the County of Aroostook." (H. P. 1141) (L. D. 601)

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

"Resolve Regulating Fishing in Big Fish Lake, in the County of Aroostook." (H. P. 1143) (L. D. 603)

"Resolve Regulating Fishing in Portage Lake, in the County of Aroostook." (H. P. 1144) (L. D. 604)

"Resolve Closing McIntire Brook in the Town of York to Trout Fishing." (H. P. 1145) (L. D. 547)

"Resolve Closing Junkins Brook in the Town of York to Trout Fishing." (H. P. 1146) (L. D. 548)

"Resolve Authorizing Commissioner of Inland Fisheries and Game to Sell Certain Buildings at Marshfield to Orris Bowker." (H. P. 1147) (L. D. 549)

"Resolve Regulating Fishing in Brassua Lake, in the County of Somerset." (H. P. 1148) (L. D. 605)

"Resolve Providing for a Fish Screen at Outlet of Upper Sabao Lake in County of Hancock." (H. P. 1150) (L. D. 550)

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

Bill "An Act Relating to the Pollution of Streams by Dumping Rubbish." (H. P. 1151) (L. D. 551)

Bill "An Act Relating to the Pollution of Streams." (H. P. 1152) (L. D. 552)

Which were severally referred to the Committee on Interior Waters in concurrence.

Bill "An Act Relating to Facsimile Signatures of Recorders and Clerks of Municipal Courts." (H. P. 1153) (L. D. 553)

Bill "An Act Relating to Money Held in Trust for Cemetery Purposes." (H. P. 1154) (L. D. 554)

Bill "An Act Relating to the Maine Turnpike Authority." (H. P. 1156) (L. D. 606)

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

Bill "An Act to Incorporate the Town of Monroe School District." (H. P. 1256) (L. D. 561)

Bill "An Act Amending the Charter of the York Water District." (H. P. 1257) (L. D. 560)

Bill "An Act to Incorporate the Town of Winthrop School District." (H. P. 1258) (L. D. 559)

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

Bill "An Act Relating to Running Horse Racing." (H. P. 1260) (L. D. 562)

Bill "An Act Repealing the Incorporation of the Town of Orono School District." (H. P. 1167) (L. D. 594)

Bill "An Act to Provide for the Surrender by Kingsbury Plantation of Its Organization." (H. P. 1168) (L. D. 595)

(On motion by Mr. McKusick, tabled pending reference to a committee.)

Bill "An Act Relating to Park and Recreation Commission of City of South Portland." (H. P. 1176) (L. D. 596)

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

Bill "An Act Relating to the Salary of the Judge of the Bangor Municipal Court." (H. P. 1194) (L. D. 597)

Bill "An Act Relating to the Salary of the Sheriff of Lincoln County." (H. P. 1196) (L. D. 590)

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

Bill "An Act Repealing Law Relating to Taking of Herring." (H. P. 1197) (L. D. 591)

Bill "An Act Relating to the Digging of Clams in the Town of Isle au Haut." (H. P. 1198) (L. D. 592)

Which were severally referred to the Committee on Sea and Shore Fisheries in concurrence.

Resolve Authorizing the Forest Commissioner to Convey Land in Plantation of Molunkus." (H. P. 1199) (L. D. 593)

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

Bill "An Act Repealing the Gasoline Road Tax." (H. P. 1200) (L. D. 532)

Which was referred to the Committee on Taxation in concurrence.

### House Committee Reports

The Committee on Claims on "Resolve in Favor of Mary E. Turner, of Mapleton," (H. P. 251) reported that leave be granted to withdraw the same.

The Committee on Judiciary on Bill "An Act Relating to the Deposits of Fish Waste in Waters of the State," (H. P. 480) (L. D. 155) reported that leave be granted to withdraw the same.

The Committee on Temperance on Bill "An Act Relating to Sale of Liquor on Sundays," (H. P. 604) (L. D. 186) reported that leave be granted to withdraw the same.

Which reports were severally read and accepted in concurrence.

The Committee on Legal Affairs on Bills "An Act Relating to Financing Community School Districts," (H. P. 482) (L. D. 157) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to the Water Supply of Boothbay Harbor," (H. P. 659) (L. D. 213) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to the Rockland School District," (H. P. 709) (L. D. 255) reported that the same ought to pass.

The Committee on Salaries and Fees on Bill "An Act Relating to Fees of Secretary of State," (H. P. 601) (L. D. 184) 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.

The Committee on Legal Affairs on Bill "An Act to Incorporate the Town of South Thomaston School District," (H. P. 486) (L. D. 161) reported that the same ought to pass as amended by Committee Amendment "A".

The same Committee on Bill "An Act to Incorporate the Town of Bingham School District," (H. P. 657) (L. D. 211) reported that the same ought to pass as amended by Committee Amendment "A".

Which reports were severally read and accepted in concurrence, and the bills read once; Committee Amendments "A" were severally read and adopted in concurrence, and the bills as amended were tomorrow assigned for second reading.

The Committee on Legal Affairs on Bill "An Act to Incorporate the Town of Exeter School District," (H. P. 363) (L. D. 126) reported that the same ought to pass as amended by Committee Amendment "A".

Comes from the House, passed to be engrossed as amended by Committee Amendment "A" and by House Amendment "A".

In the Senate, the report was read and accepted in concurrence and the bill was given its first reading; House Amendment A and Committee Amendment A were read and adopted in concurrence and the bill as so amended was 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:

#### Banks and Banking

Mr. Baker of Kennebec presented Bill "An Act Permitting the Declaration of Graduated Dividends by Savings Banks." (S. P. 389)

(Ordered printed.)

Sent down for concurrence.

#### Claims

The same Senator presented "Resolve in Favor of Samuel Dorrance, of Augusta." (S. P. 390)

Sent down for concurrence.

#### Legal Affairs

Mr. Brewer of Aroostook presented Bill "An Act Relating to Investigation of Fire Hazards and Causes of Fires." (S. P. 391)

(Ordered printed.)

Sent down for concurrence.

#### Ways and Bridges

Mr. Smart of Hancock presented Bill "An Act Relating to Deer Isle-Sedgwick Bridge District." (S. P. 392)

Mr. Cobb of Oxford presented Bill "An Act Relating to Maintenance of Bridges on State Aid and Third Class Roads." (S. P. 393)

Mr. Brewer of Aroostook presented "Resolve in Favor of a Bridge Across the St. John River in Allagash Plantation." (S. P. 394)

(Each ordered printed.)

Sent down for concurrence.

#### First Reading of a Printed Bill

Bill "An Act Relating to the West Gardiner School District." (S. P. 371) (L. D. 587)

Which was read once and tomorrow assigned for second reading.

#### Senate Committee Reports

Mr. Bowker from the Committee on Inland Fisheries and Game on Bill "An Act Relating to Fishing and Hunting Licenses," (S. P. 132) (L. D. 194) reported that the same ought not to pass.

Which report was read and accepted.

Sent down for concurrence.

Mr. Ward from the Committee on Judiciary on "Resolve Proposing an Amendment to the Constitution Changing the Tenure of Office of the Governor to Four-Year Terms," (S. P. 35) (L. D. 8) reported that the same ought not to pass.

(On motion by Mr. Bowker of Cumberland, tabled pending acceptance of the report.)

Mr. Haskell from the Committee on Taxation on Bill "An Act Relating to Excise Tax on Bicycles with Motor Attached," (S. P. 195) (L. D. 248) reported that the same ought to pass.

Which report was read and accepted, the bill read once and tomorrow assigned for second reading.

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Bill "An Act to Incorporate the Town of Burnham School District," (H. P. 810) (L. D. 263)

Which was read a second time and passed to be engrossed as amended, in concurrence.

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Bill "An Act to Provide for Authorization of Issues of Stocks, Bonds or Notes by Public Utilities and Railroads." (S. P. 59) (L. D. 35)

Bill "An Act Relating to Fares Between the Westerly End of Peaks Island and Portland." (S. P. 119) (L. D. 140)

Bill "An Act Relating to Chief Inspector of Utilities." (S. P. 176) (L. D. 234)

Bill "An Act Relating to Suspension of Public Utility Rates." (S. P. 177) (L. D. 233)

Bill "An Act Relating to Caboose-cars Used by Railroads." (S. P. 192) (L. D. 245)

Which were severally read a second time and passed to be engrossed.

Sent down for concurrence.

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#### Orders of the Day

The PRESIDENT: Under Orders of the Day, the Chair will appoint the Senate committee members of the joint select committee to study the revision of Joint Rule, No. 1, S. P. 373.

Thereupon, the President appointed as members of such committee on the part of the Senate, Senators: Ward of Penobscot, Denny of Lincoln, Boucher of Androscoggin.

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On motion by Mr. Collins of Aroostook

Adjourned until tomorrow morning at ten o'clock.