

# 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

Monday, April 11, 1949.

The Senate was called to order by the President.

Prayer by the Reverend Rodney Roundy of Portland.

Journal of Friday, April 8th, 1949, read and approved.

### From the House

Joint Resolution Relating to Federal Seizure of State Lands Beneath Navigable Waters. (H. P. 2036)

Which was read and referred to the Committee on Federal Relations in concurrence.

### House Committee Reports

The Committee on Appropriations and Financial Affairs on "Resolve Providing for Certain Repairs and Construction at the Bangor State Hospital," (H. P. 630) (L. D. 1443) reported that the same ought to pass as amended by Committee Amendment "A".

Which report was read and accepted in concurrence and the resolve read once; Committee Amendment "A" was read and adopted in concurrence, and the resolve as amended was tomorrow assigned for second reading.

The Committee on Appropriations and Financial Affairs on "Resolve in Favor of Erskine Academy," (H. P. 540) (L. D. 1442) reported that the same ought to pass.

(On motion by Mr. Savage of Somerset, tabled pending consideration of the report.)

The Committee on Claims on "Resolve in Favor of Alfred M. Joyce, of Brooklin," (H. P. 2022) (L. D. 1446) reported that the same ought to pass.

The Committee on Public Health on Bill "An Act Relating to the Examination of Applicants for the Practice of Chiropractic," (H. P. 1582) (L. D. 904) reported that the same ought to pass.

The Committee on Ways and Bridges on "Resolve in Favor of the Town of Athens," (H. P. 1815)

(L. D. 1445) reported that the same ought to pass.

The Committee on Ways and Bridges on "Resolve in Favor of the Town of New Portland," (H. P. 400) (L. D. 1441) reported that the same ought to pass.

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

### First Reading of Printed Bills

Bill "An Act Providing for a Standard of Electrical Installations." (S. P. 652) (L. D. 1451)

"Resolve for Development of State Park Facilities." (S. P. 653) (L. D. 1450)

Which were severally read once, and tomorrow assigned for second reading.

### Order

Mr. Allen of Cumberland presented the following order and moved its passage:

ORDERED, the House concurring, that the Legislative Research Committee be and hereby is directed to study the general desirability of legislation seeking information in building codes, the results of which study shall be reported to the 95th Legislature.

Mr. ALLEN of Cumberland: Mr. President and members of the Senate, various states, all forty-eight to be exact, are concerned at the present time with legislation regarding permits for buildings and a department of buildings, and such legislation as building codes in general—state building codes and municipal building codes.

We feel that the State of Maine is no exception, and that we should be making some kind of an investigation over the next year or two as to the desirability of a State Building Code, and possibly a Department of Buildings. That is why this order is introduced, because it seems proper that the Legislative Research Committee is the Committee to investigate this matter; and if it has any merit, to make suggestions to the next Legislature.

That is why I present this order this afternoon; and naturally I hope that Maine, along with her sister States, will consider for a long-range program the study and advisability of building codes on a state level.

A viva voce vote being had  
The order received a passage.

### Senate Committee Reports

Mr. Varney from the Committee on Claims on "Resolve in Favor of Francis J. Byrne, of Cambridge, Mass.," (S. P. 187) reported that the same ought not to pass.

The same Senator from the same Committee on "Resolve in Favor of Louise Staff Totman, of Linthicum Heights, Maryland," (S. P. 291) reported that the same ought not to pass.

The same Senator from the same Committee on "Resolve in Favor of Winslow S. Lobdell, of Bartlett, New Hampshire," (S. P. 339) reported that the same ought not to pass.

The same Senator from the same Committee on "Resolve in Favor of Stephen J. Chamberlin, of Nahant, Massachusetts," (S. P. 571) reported that the same ought not to pass.

The same Senator from the same Committee on "Resolve in Favor of Independent Lithograph Co., of New York City, New York," (S. P. 479) reported that the same ought not to pass.

Mr. Sleeper from the Committee on Salaries and Fees on Bill "An Act Relating to Clerk Hire in Office of Clerk of Courts, Androscoggin County," (S. P. 508) (L. D. 1007) reported that the same ought not to pass.

(On motion by Mr. Turgeon of Androscoggin, tabled pending consideration of the report.)

The same Senator from the same Committee 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. 544) (L. D. 1177) reported that the same ought not to pass.

(On motion by Mr. Turgeon of Androscoggin, tabled pending consideration of the report.)

Mr. Bowker from the Committee on Inland Fisheries and Game on "Resolve Regulating Fishing in Fish Pond in the County of Knox," (S. P. 627) (L. D. 1369) reported that leave be granted to withdraw the same.

Mr. Ela from the same Committee on Bill "An Act Regulating Wearing of Hunting and Fishing Licenses in Metal Cases," (S. P. 457) (L. D. 893) reported that leave be granted to withdraw the same.

Which reports were severally read and accepted.

Sent down for concurrence.

Mr. Batchelder from the Committee on Legal Affairs on Bill "An Act Relating to the Approved Listing of Certain Appliances, Compounds, Powders and Liquids," (S. P. 581) (L. D. 1252) reported the same in a new draft (S. P. 657) under the same title, and that it ought to pass.

Which report was read and accepted, and the bill in new draft laid upon the table for printing under the joint rules.

Mr. Bowker from the Committee on Inland Fisheries and Game on "Resolve Regulating Fishing in Certain Ponds in Somerset County," (S. P. 516) (L. D. 1047) reported that the same ought to pass.

Mr. Collins from the Committee on Salaries and Fees on Bill "An Act Relating to the Salary of the Forest Commissioner," (S. P. 215) (L. D. 277) reported that the same ought to pass.

The same Senator from the same Committee on Bill "An Act Relating to the Salary of the Sheriff of York County," (S. P. 265) (L. D. 395) reported that the same ought to pass.

Mr. Haskell from the same Committee on Bill "An Act Relating to the Salary of the Register of Deeds of Waldo County," (S. P. 534) (L. D. 1055) reported that the same ought to pass.

Mr. Haskell from the same Committee on Bill "An Act to Increase the Salaries of Members of the State Police," (S. P. 75) (L. D. 51) reported that the same ought to pass.

The same Senator from the same Committee on Bill "An Act Relating to the Salary of Clerk of Courts, Hancock County," (S. P. 442) (L. D. 794) reported that the same ought to pass.

The same Senator from the same Committee on Bill "An Act Relating to Salary of Register of Deeds and Clerks in the Office of Register of Deeds, Hancock County," (S. P. 439) (L. D. 792) reported that the same ought to pass.

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

#### Passed to be Engrossed

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)

Bill "An Act Relating to the Definition of the Term 'Sardine'." (H. P. 1349) (L. D. 699)

Bill "An Act Relating to the Taking of Clams in Scarborough." (H. P. 1421) (L. D. 769)

Bill "An Act Relative to Powers of Coastal Wardens and Inland Fish and Game Wardens." (H. P. 1537) (L. D. 866)

Bill "An Act to Provide a Town Manager Form of Government for the Town of Bar Harbor." (H. P. 1644) (L. D. 999)

Bill "An Act Relating to the Taking of Smelts from Cobscook River, Cobscook Bay, Orange River, Denny's River and Their Tributaries." (H. P. 1665) (L. D. 973)

Bill "An Act Regulating the Digging of Clams for Commercial Purposes in the Town of Roque Bluffs, Washington County." (H. P. 1666) (L. D. 974)

Bill "An Act Regulating the Digging of Clams in the Town of

Southport, Lincoln County." (H. P. 1706) (L. D. 1026)

Bill "An Act to Incorporate the Lincoln Water District." (H. P. 1929) (L. D. 1288)

Bill "An Act Relating to the Sale or Packing of Herring." (H. P. 2033) (L. D. 1440)

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

Bill "An Act Relating to the Packing of Sardines." (H. P. 1536) (L. D. 811)

Bill "An Act Relating to the Digging of Clams and Worms in the Town of West Bath." (H. P. 1667) (L. D. 975)

Bill "An Act Permitting the Digging of Clams in Kennebunk River for Bait Only." (H. P. 1800) (L. D. 1142)

Bill "An Act to Incorporate the Boothbay Harbor Sewer District." (H. P. 1913) (L. D. 1275)

Bill "An Act to Incorporate the Boothbay Harbor Water and Sewer District." (H. P. 1914) (L. D. 1276)

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

Bill "An Act Relating to Illegal Importation and Transportation of Malt Liquor." (H. P. 1546) (L. D. 823)

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

Sent down for concurrence.

Bill "An Act Relating to an Institutional Farm Supervisor." (S. P. 219) (L. D. 339)

Bill "An Act Relating to Pasteurized Milk." (S. P. 333) (L. D. 564)

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

Sent down for concurrence.

Bill "An Act Regulating Industrial Homework." (S. P. 190) (L. D. 243)

Bill "An Act Defining Homogenized Milk." (S. P. 334) (L. D. 565)

Bill "An Act Relating to School Attendance." (S. P. 647) (L. D. 1429)

Which were severally read a second time and passed to be engrossed, as amended

Sent down for concurrence.

#### Orders of the Day

On motion by Mr. Haskell of Penobscot, the Senate voted to take from the table Senate Report "Ought Not to Pass" from the Committee on Ways and Bridges on bill, "An Act to Provide for Better Patrol of Highways (S. P. 451) (L. D. 801) tabled by that Senator on April 8 pending consideration of the report; and on further motion by the same Senator, the "Ought Not to Pass" report was accepted.

Sent down for concurrence.

On motion by Mr. Denny of Lincoln, the Senate voted to reconsider its former action taken earlier in today's session whereby it assigned for second reading bill, An Act Providing for a Standard of Electrical Installations (S. P. 652) (L. D. 145); and on further motion by the same Senator, the bill was laid upon the table pending assignment for second reading.

On motion by Mr. Larrabee of Sagadahoc, the Senate voted to take from the table House Report "Ought to Pass" in a New Draft under the same title (H. P. 2032) (L. D. 1439) from the Committee on Sea and Shore Fisheries on bill, An Act Repealing Retail Dealers' Fish Licenses (H. P. 1420) (L. D. 754) tabled by that Senator on April 8 pending consideration of the report; and on further motion by the same Senator, the bill was recommended to the Committee on Sea

and Shore Fisheries in non-concurrence.

Sent down for concurrence.

On motion by Mr. Collins of Aroostook, the Senate voted to take from the table bill, An Act Relating to Trucks Transporting Pulp, Slabs and Logs (S. P. 641) (L. D. 1415) tabled by that Senator on April 4 pending assignment for second reading; and on further motion by the same Senator, the rules were suspended and the bill was given its second reading.

The same Senator presented Senate Amendment A and moved its adoption:

"Senate Amendment A to S. P. 641, L. D. 1415. Amend said bill by striking out the underlined word 'reasonable' in the 6th line thereof.

"Further amend said bill by inserting after the underlined word 'danger' in the 6th line thereof, the following punctuation and words: ', reasonably to be anticipated.'"

Thereupon, on motion by Mr. Allen of Cumberland, the bill and accompanying papers were laid upon the table pending motion by the Senator from Aroostook, Senator Collins, that Senate Amendment A be adopted.

On motion by Mr. Denny of Lincoln, the Senate voted to take from the table bill, An Act Relating to Lobster Licenses (H. P. 720) (L. D. 262) tabled by that Senator on April 6 pending passage to be engrossed; and on further motion by the same Senator, the bill was passed to be engrossed in concurrence.

On motion by Mr. Cobb of Oxford,

Adjourned until tomorrow morning at ten o'clock.