

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

LEGISLATIVE RECORD

OF THE

Ninety-Fourth Legislature

OF THE

STATE OF MAINE

1949

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

SENATE

Friday, April 22, 1949

The Senate was called to order by the President.

Prayer by the Rev. Robert Brackley 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 Monday, April 25th, 1949 at 2:00 o'clock in the afternoon, Daylight Saving Time. (S. P. 680)

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 Certain Procedures in Inheritance Tax Law." (S. P. 273) (L. D. 443)

(In the Senate, on March 29th, the Minority Report "Ought Not to Pass" was read and accepted.)

Comes from the House, the Majority Report, "Ought to Pass in a new draft (S. P. 625) (L. D. 1368) and under the same title," read and accepted and the bill in new draft passed to be engrossed, in non-concurrence.

In the Senate:

Mr. ELA of Somerset: Mr. President, I move that the Senate adhere.

Mr. COBB of Oxford: Mr. President and members of the Senate, I promised the able Senator from Somerset that I would not debate this bill, and I am not going to debate it, but I would like to point out one or two things about it.

One of my early lessons in the Senate was to avoid at all costs trying to debate anything with the Senator from Somerset, Senator Ela. He commands great respect from

both the Senate and from myself, and it was for that reason that I suggested that I would not debate. I thought that anything I would say would be futile.

I would like to remind the Senate that this bill came out of the Judiciary Committee with an eight to two favorable report ought to pass. I talked with the gentleman from Auburn, Mr. Williams, after the bill had been tabled in committee, and he said that he didn't feel very strongly about it one way or the other. He felt that perhaps the lawyer who had handled this particular case had been in error and was trying to protect himself. But he didn't feel very strongly about it one way or the other, and probably he would let it go. Subsequently, he did not, and Senator Ela joined him, and a minority report of the committee ought not to pass came to the Senate, and I think it was discussed fully here. I learned at that time that it was rather futile for a novice Senator with little experience to get up and debate with as able a gentleman as the Senator from Somerset. But I wish to say that I think I doubted at that point if the bill was voted on its merits. I rather felt that my inadequacy in presenting my point of view which the majority recommended was not very well done, and that whatever merits the bill had were lost by my failure to make it as definite and perhaps clear as I should have to the Senate.

The bill then went to the House. It was tabled in the House by Judge McGlauffin, a member of the majority committee. Finally, it was taken off the table, started through, and had its three readings in the House.

Now, it seems to me if the majority of the committee have reported in favor, that there is something worthwhile in the bill. It went through the House with whatever consideration they may have given it, knowing at that time that the Senate had turned it down. It seems to me that possibly the bill may have some merit.

With that brief history of this bill which I suspect no one feels is a very important bill—it is a very minor bill—with that background, I place it in the hands of the Senate and hope that we may concur with the House.

Mr. BARNES of Aroostook: There was a part of this bill that definitely, to my mind, is worth saving. This, to bring it to the attention of the Senators, was the bill on which our floor leader sent up to a department head, and he told them to vote a certain way on it. Half of the bill is worth saving, I think. So, I move that we insist and ask for a Committee of Conference.

Mr. ELA of Somerset: Mr. President, I would go along with the motion to insist and ask for a Committee of Conference.

The PRESIDENT: The Senator from Aroostook, Senator Barnes, moves that the Senate insist and ask for a Committee of Conference. This motion takes precedence over the motion to adhere.

A viva voce vote being had, the Senate voted to insist and asked for a Committee of Conference.

Bill "An Act Relating to the Financial Responsibility Law." (H. P. 2027) (L. D. 1416)

(In the Senate, on April 20th, passed to be engrossed in non-concurrence.)

Comes from the House, indefinitely postponed in non-concurrence.

In the Senate, on motion by Mr. Barnes of Aroostook, the Senate voted to insist on its former action and ask for a Committee of Conference.

"Resolve Authorizing the State Plumbers' Examining Board to Issue a License to Philip M. Emmott of Southwest Harbor." (H. P. 1059) (L. D. 473)

(In Senate, on April 20th passed to be engrossed in non-concurrence.)

Comes from the House, indefinitely postponed in non-concurrence.

In the Senate, on motion by Mr. Haskell of Penobscot, the bill and accompanying papers were laid upon the table pending consideration.

Bill "An Act to Incorporate the Town of Cherryfield School District." (S. P. 353) (L. D. 588)

(In Senate, on April 19th passed to be engrossed as amended by Committee Amendment "A".)

Comes from the House passed to be engrossed as amended by Committee Amendment "A" as amended by House Amendment "A" thereto, in non-concurrence.

In the Senate, on motion by Mr. Batchelder of York, the rules were suspended and the Senate voted to reconsider its former action whereby the bill was passed to be engrossed, and to further reconsider its action whereby Committee Amendment "A" was adopted; and on further motion by the same Senator, House Amendment "A" to Committee Amendment "A" was read and adopted in concurrence, Committee Amendment "A" as amended by House Amendment "A" was read and adopted in concurrence, and the bill as amended by Committee Amendment "A" as amended by House Amendment "A" thereto, was passed to be engrossed in concurrence.

Bill "An Act Relating to Hours of Sale of Liquor." (S. P. 529) (L. D. 1062)

(In Senate, on April 20th, recommitted to the Committee on Temperance.)

Comes from the House, indefinitely postponed in non-concurrence.

In the Senate, on motion by Mr. Bowker of Cumberland, the Senate voted to insist on its former action and ask for a Committee of Conference.

The Committee on Legal Affairs on Bill "An Act to Create the Gardiner School District," (H. P. 1841) (L. D. 1200) 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" was read and adopted in concurrence, Committee Amendment "A" was read and adopted in concurrence; and the bill as amended by House Amendment "A" and by Committee Amendment "A" was tomorrow assigned for second reading.

The Committee on Temperance on Bill "An Act Relating to Retail Sale of Malt Liquor," (H. P. 1422) (L. D. 755) reported that the same ought not to pass.

Which report was read and accepted in concurrence.

The Committee on Federal Relations on Joint Resolution Relating to Federal Seizure of State Lands Beneath Navigable Waters, (H. P. 2036) reported that the same ought to be adopted.

Which report was read and accepted, and the resolution adopted in concurrence.

The Committee on Claims on "Resolve in Favor of John P. Clark, of Scarborough," (H. P. 974) (L. D. 1527) reported that the same ought to pass.

The same Committee on "Resolve in Favor of Susan M. Osgood, of Cumberland," (H. P. 649) (L. D. 1528) reported that the same ought to pass.

The same Committee on "Resolve in Favor of Frederick C. Osgood, of Cumberland," (H. P. 648) (L. D. 1525) reported that the same ought to pass.

The same Committee on "Resolve in Favor of Maynard Marsh of Gorham," (H. P. 562) (L. D. 1526) reported that the same ought to pass.

The Committee on Counties on Bill "An Act Permitting Tax Abatement for Certain Towns by County

Commissioners of York County," (H. P. 1624) (L. D. 935) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to Rental for the Bar Harbor Municipal Court," (H. P. 1623) (L. D. 934) reported that the same ought to pass.

The Committee on Inland Fisheries and Game on Bill "An Act Relative to Hatchery Employees in Classified Service," (H. P. 1627) (L. D. 938) reported that the same ought to pass.

The Committee on Labor on Bill "An Act Relating to the Workmen's Compensation Act," (H. P. 1502) (L. D. 805) reported that the same ought to pass.

The Committee on Salaries and Fees on Bill "An Act Relating to the Salary of Clerks in the Office of Recorder of the Portland Municipal Court," (H. P. 717) (L. D. 259) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to Clerical Assistance for Active Retired Justices of the Supreme Judicial Court," (H. P. 315) (L. D. 95) 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.

The Committee on Sea and Shore Fisheries to which was re-committed Bill "An Act Repealing Retail Dealers' Fish Licenses," (H. P. 1420) (L. D. 754) and new draft of same, (H. P. 2032) (L. D. 1439) reported the new draft under a new title, Bill "An Act Relating to Retail Dealers' Licenses," and that it ought to pass.

The Committee on Legal Affairs on Bill "An Act Creating the Bath School District," (H. P. 1055) (L. D. 470) reported the same in a new draft (H. P. 2074) (L. D. 1538) under the same title, and that it ought to pass.

The Committee on Public Health on Bill "An Act Relating to Funeral Directors and Embalmers," (H. P. 65) (L. D. 24) reported the same in

a new draft (H. P. 2075) (L. D. 1535) under the same title and that it ought to pass.

The same Committee on Bill "An Act Relating to the Use of Electrolysis in Beauty Culture," (H. P. 309) (L. D. 89) reported the same in a new draft (H. P. 2076) (L. D. 1529) under the same title, and that it ought to pass.

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

The same Committee on Salaries and Fees on Bill "An Act Relating to the Salary of the Judge of the Portland Municipal Court," (H. P. 715) (L. D. 257) reported the same in a new draft (H. P. 2077) (L. D. 1530) under the same title, and that it ought to pass.

The same Committee on Bill "An Act Relating to the Salary of the Recorder of the Portland Municipal Court," (H. P. 716) (L. D. 258) reported the same in a new draft (H. P. 2078) (L. D. 1531) under the same title, and that it ought to pass.

The Committee on Sea and Shore Fisheries on Bill "An Act Relating to Wholesale Lobster Dealer's License," (H. P. 764) (L. D. 300) reported the same in a new draft (H. P. 2079) (L. D. 1532) under the same title, and that it ought to pass.

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

The Committee on Claims on "Resolve in Favor of Eugene Jorgensen, of South Windham," (H. P. 737) (L. D. 1537) reported that the same ought to pass as amended by Committee Amendment "A" attached herein.

(On motion by Mr. Slocum of Cumberland, tabled pending assignment for second reading.)

The Committee on Labor on Bill "An Act Requiring Employer Assenting to Workmen's Compensation Law to File Written Assent and Insurance Policy," (H. P. 1723) (L. D. 1080) reported that the same

ought to pass as amended by Committee Amendment "A".

The Committee on Legal Affairs on Bill "An Act to Incorporate the Town of Yarmouth School District," (H. P. 1054) (L. D. 469) reported that the same ought to pass as amended by Committee Amendment "A".

The same Committee on Bill "An Act Amending the Charter of the City of Brewer High School District," (H. P. 1653) (L. D. 961) reported that the same ought to pass as amended by Committee Amendment "A".

The same Committee on Bill "An Act to Create the City of Bangor School District," (H. P. 1845) (L. D. 1203) reported that the same ought to pass as amended by Committee Amendment "A".

The same Committee on Bill "An Act to Incorporate the Old Orchard Beach School District," (H. P. 1839) (L. D. 1198) 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 same Committee to which was re-committed Bill "An Act to Incorporate the Town of Orono High School District," (H. P. 1166) (L. D. 624) and new draft of same under same title, (H. P. 1901) (L. D. 1224) reported that the bill in new draft ought to pass as amended by Committee Amendment "A".

The same Committee to which was re-committed Bill "An Act to Create the Town of Windsor School District," (H. P. 996) (L. D. 427) and new draft of same under same title, (H. P. 1675) (L. D. 929) reported that the bill in new draft ought to pass as amended by Committee Amendment "A".

Which reports were severally read and accepted in concurrence, and the bills in new draft read once;

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

The same Committee to which was recommitted Bill "An Act to Incorporate the Town of Corinth School District," (H. P. 1259) (L. D. 558) reported that the same ought to pass as amended by Committee Amendments "A" and "B".

The same Committee to which was re-committed Bill "An Act to Incorporate the Town of Monroe School District," (H. P. 1256) (L. D. 561) reported that the same ought to pass as amended by Committee Amendments "A" and "B".

The same Committee to which was re-committed Bill "An Act to Incorporate the Town of Hartland School District," (H. P. 1175) (L. D. 630) reported that the same ought to pass as amended by Committee Amendments "A" and "B".

The same Committee to which was re-committed Bill "An Act to Incorporate the Town of Whitefield School District," (H. P. 1173) (L. D. 629) reported that the same ought to pass as amended by Committee Amendments "A" and "B".

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

The Committee on Education on the Resolves enclosed herewith, reported the same in a Consolidated Resolve, (H. P. 2073) (L. D. 1534) under a new title, "Resolve in Favor of Several Academies, Institutes, and Seminaries," and that it ought to pass.

"Resolve in Favor of Foxcroft Academy." (H. P. 915)

"Resolve in Favor of Berwick Academy." (H. P. 916)

"Resolve in Favor of Parsonsfield Seminary." (H. P. 651)

"Resolve in Favor of Limington Academy." (H. P. 650)

"Resolve in Favor of Monson Academy." (S. P. 224)

"Resolve in Favor of Leavitt Institute." (H. P. 1342)

"Resolve in Favor of Corinna Union Academy." (H. P. 1341)

"Resolve in Favor of Robert Traip Academy." (H. P. 1772) (L. D. 1111)

Which report was read and accepted in concurrence, the resolve in new draft read once and tomorrow assigned for second reading.

First Reading of Printed Bills

Bill "An Act to Appropriate Moneys to Continue the Cost of Living Increases of State Employees." (S. P. 674) (L. D. 1545)

Bill "An Act Relating to Compensation for Specified Injuries Under the Workmen's Compensation Law." (S. P. 673) (L. D. 1544)

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

"Resolve in Favor of Myrtle Keefe, of Fryeburg." (S. P. 248) (L. D. 1548)

Which resolve was read once and the Secretary read Committee Amendment A:

"Committee Amendment A to L. D. 1548. Amend said resolve by striking out the figure in the second line thereof, '\$415.47' and inserting in place thereof the figure '\$323.65'"

Which amendment was adopted and the resolve as so amended was tomorrow assigned for second reading.

"Resolve in Favor of York Electrical Company." (S. P. 570) (L. D. 1545)

Which resolve was read once, Committee Amendment "A" was read:

"Committee Amendment A to L. D. 1545. Amend said resolve by striking out the following words after the word 'the' in the second line thereof and inserting the following words therein 'State Police appropriation'."

Which amendment was adopted and the resolve as so amended was

tomorrow assigned for second reading.

Senate Committee Reports

Mr. Batchelder from the Committee on Federal Relations on Memorial to Congress re Tidelands Decision (S. P. 482) (L. D. 946) reported that leave be granted to withdraw.

Which report was read and accepted.

Sent down for concurrence.

Mr. Bowker from the Committee on Appropriations and Financial Affairs on "Resolve Providing for Purchase and Installation of Auxiliary Heating Equipment at the Pownal State School," (S. P. 233) (L. D. 347) reported the same in new draft (S. P. 679) under a new title, "Resolve Appropriating Moneys for Certain Construction, Repairs and Equipment at Certain State Institutions," and that it ought to pass.

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

Mr. Batchelder from the Committee on Federal Relations on Bill "An Act to Effect Certain Changes in Procedure Under the Unemployment Compensation Law," (S. P. 515) (L. D. 1046) reported that the same ought to pass as amended by Committee Amendment "A".

Which report was read and accepted, and the bill read once; Committee Amendment "A" was read.

"Committee Amendment 'A' to S. P. 515, L. D. 1046, Bill 'An Act to Effect Certain Changes in Procedure Under the Unemployment Compensation Law.'

"Amend said Bill by inserting before the period at the end of section 1 the following underlined words:

' and whenever the decision of a deputy is predicated upon a claimant's knowingly accepting benefits to which he is not entitled, the appeal tribunal shall, after oppor-

tunity for fair hearing, affirm, modify or set aside the decision of the deputy, and if it is found that the claimant did in fact knowingly accept a benefit to which he was not entitled, the claimant shall be ineligible to receive any further benefits for a period not to exceed 1 year from the week for which he first knowingly received such benefit. Appeals from the decision of the appeal tribunal may be taken in the same manner as is provided in section 6 of chapter 24 of the revised statutes of 1944 as amended.'

Further amend said Bill by inserting after the underlined word 'subsequent', in the 14th line of section 8, the underlined word 'material'

Which amendment was adopted and the bill as so amended was tomorrow assigned for second reading.

The Majority of the Committee on Appropriations and Financial Affairs to which was recommended Bill "An Act to Appropriate Monies for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1950 and June 30, 1951," (S. P. 97) (L. D. 103) and the New Draft thereof (S. P. 624) (L. D. 1360) reported the same in a second new draft (S. P. 678) under the same title, and that it ought to pass.

(signed)

Senators:

BOWKER of Cumberland
SAVAGE of Somerset

Representatives:

BIRD of Rockland
DENNETT of Kittery
JALBERT of Lewiston
JACOBS of Auburn

The Minority of the same Committee on the same subject matter reported the same in a second new draft, (S. P. 678) under the same title, and that it ought to pass as amended by Committee Amendment "A" submitted herewith.

(signed)

Senator:

WILLIAMS of Penobscot

Representatives:

BROWN of Unity
 JOHNSTON of Jefferson
 WEBBER of Bangor

On motion by Mr. Savage of Somerset, the bill and accompanying papers were laid upon the table pending consideration of either report.

Passed to be Engrossed

"Resolve Providing for an Increase in Retirement Pension for Harry H. Watson of Prospect." (H. P. 304) (L. D. 1424)

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

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

Bill "An Act to Incorporate the Town of Searsport School District." (H. P. 1171) (L. D. 627)

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

Bill "An Act to Create the Town of Orland School District." (H. P. 1712) (L. D. 1014)

Bill "An Act to Incorporate the Town of Masardis School District." (H. P. 1875) (L. D. 1253)

Bill "An Act Relating to the Salary of the Judge of the South Portland Municipal Court." (H. P. 1941) (L. D. 1314)

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

Bill "An Act Relating to Clerk Hire in County Offices." (H. P. 362) (L. D. 579)

Bill "An Act to Incorporate the Skowhegan School District." (S. P. 672) (L. D. 1533)

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

Sent down for concurrence.

Bill "An Act Relating to the Minor Elements in Fertilizer." (S. P. 283) (L. D. 484)

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

Sent down for concurrence.

Enactors

Bill "An Act Relating to Qualification for Liquor Licenses." (S. P. 450) (L. D. 798)

Bill "An Act to Provide for Equal Pay for Equal Work." (S. P. 656) (L. D. 1466)

Bill "An Act Relating to Castle Hill - Chapman - Mapleton School District." (H. P. 658) (L. D. 212)

Bill "An Act Relating to Old Age Assistance." (H. P. 865) (L. D. 332)

Bill "An Act to Amend the Charter of the Yarmouth Water District." (H. P. 1068) (L. D. 474)

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

Bill "An Act Relating to Permits for Interstate Carriers." (H. P. 1527) (L. D. 858)

Bill "An Act to Dissolve Portland Bridge District and Transfer Property to State." (H. P. 1673) (L. D. 980)

Bill "An Act to Ratify and Make Valid the Incorporation of Second Congregational Society of Searsport Harbor, in Searsport, Maine." (H. P. 2050) (L. D. 1476)

(On motion by Mr. Haskell of Penobscot, tabled pending passage to be enacted.)

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

Bill "An Act Relating to Applications for Liquor Licenses." (S. P. 449) (L. D. 799)

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)

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

"Resolve, to Establish Working Capital for Institutional Farms." (S. P. 477) (L. D. 941)

Which bills were severally passed to be enacted and resolves finally passed.

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

Mr. WILLIAMS of Penobscot: Mr. President, I ask for a division when the vote is taken on this bill.

Mr. HOPKINS of Kennebec: Mr. President, I request permission to be excused from voting. I feel very strongly against this bill, and if I vote I shall vote "No". Senator Allen who is absent has asked me to pair with him since if he were here, he would vote "Yes" on this bill.

If I thought that speaking on the bill would change any votes, I would debate it. I ask to be excused from voting.

The PRESIDENT: The Chair will rule that the Senate has no rule relating to pairing, and the only rule with relation to excusing Senators from voting, is that Senate rule which excuses or directs a Senator against voting in his own interests.

Therefore, the Chair cannot excuse the Senator from Kennebec from voting on this measure.

Thereupon, a division of the Senate was had.

Fifteen having voted in the affirmative and twelve opposed, the bill was passed to be enacted.

Orders of the Day

Mr. WARD of Penobscot: I should like to inquire if Legislative Document 187, an Act Providing for Bridges and Culverts on Certain Roads which was passed to be engrossed yesterday is in the possession of the Senate.

The PRESIDENT: The Chair will inform the Senator that the bill is in the possession of the Senate, having been held at his request.

Mr. WARD: Mr. President, for the purpose of offering an amendment to this bill, I would like to move at this time that we reconsider our action of yesterday where-

by the bill was passed to be engrossed.

The motion to reconsider prevailed.

Thereupon, the same Senator presented Senate Amendment A and moved its adoption.

"Senate Amendment A to H. P. 606, L. D. 187, bill, An Act Providing for Bridges and Culverts on Certain Roads. Amend said bill by striking out all of the 1st 4 lines thereof and inserting in place thereof, the following:

"The state highway commission is hereby authorized and directed to expend the sum of \$5,000 annually for the construction and repair of"

Senate Amendment A was adopted and the bill as so amended was passed to be engrossed in non-concurrence.

Sent down for concurrence.

On motion by Mr. Ward of Penobscot the Senate voted to take from the table bill, An Act Regulating Boats for Hire on Inland Waters (H. P. 2065) (L. D. 1501) tabled by that Senator on April 20 pending motion by the Senator from Cumberland, Senator Slocum that the Senate adopt Senate Amendment A; and on further motion by the same Senator, Senate Amendment A was adopted and the bill as so amended was tomorrow assigned for second reading.

On motion by Mr. Denny of Lincoln the Senate voted to take from the table Senate Report "Ought to Pass As Amended by Committee Amendment A" from the Committee on Agriculture on bill, An Act Relating to Harness Horse Racing Meets (S. P. 445) (L. D. 894) tabled by that Senator on April 8 pending consideration of the report.

Mr. DENNY of Lincoln: Mr. President and members of the Senate, I move the acceptance of the ought to pass report. This was a unanimous report of the committee, and as you are well aware,

we have three bills before us which have to do with racing; one, the running races, the other, the night racing, and this bill which has to do with pari mutuel fairs.

I think a good many of us agree that with all of this racing someone is going to be hurt, and I am afraid it is going to be the fairs. The fairs are somewhat of a tradition in Maine, and while there is a conflict between some of the provisions in this act and the night racing bill, it seems to me that this bill should be started on its way, and perhaps the three of them, or the two left now, might be brought together somehow. So I hope the motion to accept the ought to pass report will be prevail.

Mr. BARNES of Aroostook: Mr. President, it is my understanding that there are some inconsistencies in this bill with the night racing bill, so-called, and I feel that if this bill were to be passed, it should have an amendment put on it. I will therefore move to table the bill, and I would like to prepare that amendment and offer it.

The motion prevailed, and the bill and accompanying papers were laid upon the table pending motion by the Senator from Lincoln, Senator Denny, that the ought to pass report of the committee be accepted.

On motion by Mr. Ward of Penobscot, the Senate voted to take from the table Senate Report

"Ought to Pass As Amended by Committee Amendment A" from the Committee on Judiciary on bill, An Act Relating to Fees of and Examinations by Board of Dental Examiners (S. P. 87) (L. D. 114) tabled by that Senator on April 14 pending consideration of the report; and on further motion by the same Senator the ought to pass report of the Committee was accepted and the bill was given its first reading; Committee Amendment A was read and adopted and the bill as so amended was tomorrow assigned for second reading.

On motion by Mr. Barnes of Aroostook, the Senate voted to take from the table Resolve in Favor of Caswell Plantation (H. P. 541) (L. D. 1517) tabled by that Senator on April 21 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. Haskell of Penobscot, the Senate voted to recess.

After Recess

The Senate was called to order by the President.

On motion by Mr. Haskell of Penobscot

Adjourned until Monday afternoon, April 25, at two o'clock daylight saving time.