

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Ninety-Fifth Legislature

OF THE

STATE OF MAINE

1951

**DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE**

SENATE

Wednesday, January 3, 1951

Pursuant to the provisions of the Constitution and the laws of the State of Maine, the Senators-elect to the Ninety-fifth Legislature convened in the Senate Chamber and were called to order by Chester T. Winslow, Secretary of the Senate of the Ninety-fourth Legislature.

Prayer was offered by the Rev. Wesley U. Riedel of Augusta.

Communication

STATE OF MAINE
OFFICE OF THE
SECRETARY OF STATE

To Chester T. Winslow, Secretary of the Senate of the Ninety-fourth Legislature:

In compliance with Section 1 of Chapter 9 of the Revised Statutes, I hereby certify that the following are the names and residences of the Senators-elect to the Ninety-fifth Legislature, as appears by the report of the Governor and Council under date of October 5, 1950:

First Senatorial District—Carl J. Broggi of Sanford, William E. Dennett of Kittery, Fred W. Marshall of York.

Second Senatorial District: Frederick N. Allen of Portland, Nathaniel M. Haskell of Portland, Ralph A. Leavitt of Portland, George W. Weeks of South Portland.

Third Senatorial District: Henry W. Bowker of Bethel, Carleton S. Fuller of Buckfield.

Fourth Senatorial District: Jean Charles Boucher of Lewiston, Mary L. Kavanagh of Lewiston, Daniel Turgeon of Lewiston.

Fifth Senatorial District: Clarence S. Crosby of Farmington.

Sixth Senatorial District: Joseph W. Larrabee of West Bath.

Seventh Senatorial District: Burton M. Cross of Augusta, James L. Reid of Hallowell, Foster F. Tabb of Gardiner.

Eighth Senatorial District: Arthur E. Ela of Anson, Brooks Savage of Skowhegan.

Ninth Senatorial District: Carroll L. McKusick of Parkman.

Tenth Senatorial District: Robert N. Haskell of Bangor, John F. Ward of Millinocket, Freeman L. Wight of Bangor.

Eleventh Senatorial District: Linwood E. Palmer, Jr., of Nobleboro.

Twelfth Senatorial District: Cleveland Sleeper, Jr. of Rockland.

Thirteenth Senatorial District: Edwin H. Greeley of Morrill.

Fourteenth Senatorial District: Malcom P. Noyes of Franklin, Wendell T. Smart of Ellsworth.

Fifteenth Senatorial District: Oscar H. Brown of Eastport, Peter J. Christensen of Calais.

Sixteenth Senatorial District: George B. Barnes of Houlton, Albert C. Brewer of Presque Isle, Samuel W. Collins of Caribou.

IN TESTIMONY WHEREOF
I have caused the seal of the State to be herewith affixed at Augusta this third day of (Seal) January, A. D. 1951, and of the Independence of the United States of America the one hundred and seventy-fifth.

HAROLD I. GOSS,
Secretary of State

Which was read and placed on file.

The Secretary called the roll and the roll being called, the following Senators-elect responded to their names:

Allen, Barnes, Boucher, Bowker, Brewer, Broggi, Brown, Christensen, Collins, Crosby, Cross, Dennett, Ela, Fuller, Greeley, Haskell (Nathaniel), Haskell (Robert), Kavanagh, Larrabee, Leavitt, Marshall, McKusick, Noyes, Palmer, Reid, Savage, Sleeper, Smart, Tabb, Turgeon, Ward, Weeks, Wight.

Thirty-three Senators-elect having answered to the roll-call, the Secretary declared that a quorum was present.

On motion by Mr. Ward of Penobscot that Senator-elect was charged with a message to the Governor and Council informing them that a quorum of the Senators-elect was present in the Senate Chamber

ready to take and subscribe to the oaths of office required by the Constitution to qualify them to enter upon the discharge of their official duties.

Subsequently Mr. Ward reported that he had delivered the message with which he was charged and the Governor was pleased to reply that he would attend upon the Senators-elect forthwith for the purpose of administering to them the oaths of office required by the Constitution.

Thereupon, the Governor, the Honorable Frederick G. Payne, attended by the Executive Council, came in, before whom the Senators-elect took and subscribed the oaths of office required by the Constitution.

The Governor, the Honorable Frederick G. Payne, then addressed the Senate as follows:

"Ladies and Gentlemen, I am very happy to be here this morning to administer to you the oath of office. I will not give any further remarks because tomorrow is the day for that, but I do want to extend a welcome to you to Augusta, our State Capital, and assure you of full cooperation from my office at all times, to each and every one of you."

Thereupon, the Governor and Council withdrew.

The Secretary appointed the following committee to receive, sort and count ballots for the office of President of the Senate:

Senators: CROSBY of Franklin
HASKELL of Penobscot
TURGEON of Androscoggin

Subsequently the committee reported as follows:

Total number of votes cast	33
Mr. CROSS	31
Mr. JEAN CHARLES BOUCHER		2

Which report was accepted, and Burton M. Cross having received a majority of all the votes cast was declared elected President of the Senate for the political years 1951 and 1952.

Mr. BOUCHER of Androscoggin: Mr. President and members of the Senate, at this time, now that I have done my duty to my party in presenting my name against that of Mr. Cross, I now wish as an individual, to make the election of

the Honorable Burton M. Cross unanimous, and I so move.

The motion prevailed and the election was made unanimous.

Whereupon, Mr. Cross was escorted to the Chair by Mr. Boucher of Androscoggin and addressed the Senate as follows:

The PRESIDENT: Members of the 95th Legislature:

It is with a deep appreciation of the very high honor you have conferred upon me that I assume the office to which you have just elected me.

I know we all stood here a few moments ago with a deep sense of humility as we raised our hands and took the oath of office to work for our people and our state. I firmly believe that the next two years will be years of crisis to this state, this nation and the war-torn world. If we solve the problems facing us it will be only by our united efforts. May we have the courage and foresight to do so.

To those older members who have served with me in the past, and to you new Senators facing me in this half circle, it shall be my determined purpose to act as your presiding officer in an absolutely fair and impartial manner, making every effort to administer this office with the dignity and fairness you would want of me. I assure you of my utmost cooperation and will expect yours in return.

I assure you that I shall welcome advice and constructive criticism from any member of the Senate, and my office and my time shall always be at your disposal. Please feel free to come to me at any time.

I am sure you will agree that the problems facing us this session surpass those that have faced every Senate in the past, and it will be only with a sincere united effort that we will solve this, I hope in a manner that shall be in the best interests of the people of our State of Maine. Again I thank you all.

The Chair now awaits the pleasure of the Senate.

On motion by Mr. Haskell of Penobscot, Mr. Collins of Aroostook was authorized to cast one ballot on the part of the Senate in favor of Chester T. Winslow for Secretary of the Senate. This was done, and

Chester T. Winslow of Raymond was declared duly elected Secretary of the Senate for the political years 1951 and 1952.

At the request of the President, Mr. Collins of Aroostook escorted the Secretary-elect to the Council Chamber for the purpose of taking and subscribing to the necessary oaths of office to qualify him to enter upon the discharge of the duties of the Secretary of the Senate.

Subsequently Mr. Collins reported to the Senate that he had attended to the duty assigned to him, and that Chester T. Winslow had, before the Governor and Council, taken and subscribed the oaths of office required to qualify him for the discharge of the duties of the Secretary of the Senate.

On motion by Mr. Palmer of Lincoln Mr. Larrabee of Sagadahoc was authorized to cast one ballot on the part of the Senate in favor of Waldo H. Clark for Assistant Secretary of the Senate. This was done, and Waldo H. Clark of Jefferson was declared duly elected Assistant Secretary of the Senate for the political years 1951 and 1952.

On motion by Mr. Ela of Somerset Mr. Savage of Somerset was authorized to cast one ballot on the part of the Senate in favor of Leland S. King for Sergeant-at-Arms of the Senate.

This was done, and Leland S. King of Jefferson was declared elected Sergeant-at-Arms of the Senate for the political years 1951 and 1952.

On motion by Mr. Leavitt of Cumberland Mr. Noyes of Hancock was authorized to cast one ballot on the part of the Senate in favor of

John S. Parker for Assistant Sergeant-at-Arms.

Howard W. Kimball for Post-master.

Leland F. King, Jr., for Door-keeper.

Ruth P. Foster for Page.

Lois E. Beauchaine for Page.

On motion by Mr. Crosby of Franklin that Senator was charged with a message to the House of Representatives, informing that body that the Senate had organized by the choice of the Honorable Burton M. Cross as President, the

Honorable Chester T. Winslow as Secretary, and Waldo H. Clark as Assistant Secretary.

That Senator retired to the House of Representatives and subsequently reported that he had delivered the message with which he was charged.

Communication from the Department of State, transmitting the Senatorial vote:

STATE OF MAINE
OFFICE OF
SECRETARY OF STATE

Augusta, Maine
January 3, 1951

To the President of the Senate:

In compliance with the Constitution and laws of the State of Maine, I have the honor to herewith transmit the returns of the votes cast for State Senators in the several cities, towns and plantations in the State of Maine at the general election held on September 11, A. D. 1950.

Respectfully
HAROLD I. GOSS
Secretary of State

Which communication was read, and on motion by Mr. Barnes of Aroostook was tabled pending reference of a Committee.

Orders

On motion by Mr. Ward of Penobscot, it was

ORDERED, that a committee of seven be appointed by the President to whom the returns of votes for Senators for the political years of 1951 and 1952 shall be referred for examination and report.

The President appointed:

Senators:

WARD of Penobscot
SLEEPER of Knox
TABB of Kennebec
LEAVITT of Cumberland
LARRABEE of Sagadahoc
TURGEON of Androscoggin
BOUCHER of Androscoggin

On motion by Mr. Barnes of Aroostook the Senate voted to take from the table the communication from the Secretary of State, tabled earlier in today's session pending reference to a committee, and on further motion by the same Sena-

tor, the communication was referred to the Committee on Senatorial Vote.

On motion by Mr. Reid of Kennebec, it was

ORDERED, that the Secretary of the Senate be directed to invite clergymen of Augusta, Hallowell and Gardiner to officiate as Chaplains of the Senate.

On motion by Mr. Brewer of Aroostook, it was

ORDERED, that Charles P. Lyford of Augusta be appointed Official Reporter of the Senate.

On motion by Mr. Brown of Washington, it was

ORDERED, that the Official Reporter of the Senate be authorized to procure the services of a typewriter operator during the present session; also an assistant reporter for the preparation and completion of the Legislative Record.

On motion by Mr. Haskell of Cumberland, it was

ORDERED, that the following subordinate officers of the Senate be appointed as follows: By the President, a Secretary to the President; by the Secretary, a Secretary to the Secretary, a Secretary to the Assistant Secretary, and a Journal Copy Clerk.

On motion by Mr. Bowker of Oxford, it was

ORDERED, that the Secretary of the Senate be directed to secure uniforms for the subordinate officers of the Senate.

On motion by Mr. Christensen of Washington, it was

ORDERED, that the Secretary of the Senate prepare and have printed one hundred and fifty diagrams of the Senate Chamber for the use of the Senate.

On motion by Mr. Weeks of Cumberland, it was

ORDERED, that the rules of the Senate of the Ninety-fourth Legislature be the rules of this Senate.

On motion by Mr. Sleeper of Knox, it was

ORDERED, that the Senate hold one session a day commencing at ten o'clock in the forenoon until otherwise ordered.

On motion by Mr. Boucher of Androscoggin, it was

ORDERED, the House concurring, that the Joint Rules of the Ninety-fourth Legislature be the Joint Rules of this Legislature, except Joint Rule No. 1 relating to Joint Standing Committees, and this shall stand as amended by the 94th Legislature. (S. P. 1)

Sent down for concurrence.

On motion by Mr. Allen of Cumberland, it was

ORDERED, the House concurring, that all printing and binding authorized by the Legislature shall be under the direction of the Secretary of the Senate and Clerk of the House. (S. P. 2)

Sent down for concurrence.

On motion by Mr. Savage of Somerset, it was

ORDERED, the House Concurring, that three hundred and twenty-five (325) copies of the Legislative Record for the session of 1951 be printed and bound, one copy for each of the members of the Senate, House of Representatives, and the Secretary of the Senate and Clerk of the House, and the remainder to be deposited in the State Library for exchange and library use; and it was further

ORDERED, that four hundred (400) copies of the Legislative Record be printed in pamphlet form for distribution from day to day to members of the Legislature and the departments, under the direction of the Document Clerk, and it was further

ORDERED, that suitable index be prepared for such Legislative Record under the direction of the Secretary of the Senate and Clerk of the House. (S. P. 3)

Sent down for concurrence.

Communication from the Secretary of State:

STATE OF MAINE
DEPARTMENT OF STATE

Augusta
January 3, 1951

To the President of the Senate and to the Speaker of the House of Representatives of the Ninety-fifth Legislature of the State of Maine:

In compliance with the Constitution and laws of the State of Maine, I have the honor to herewith transmit the returns of the votes cast for Governor in the several cities, towns and plantations in the State of Maine at the general election held on September 11, 1950.

Respectfully,

HAROLD I. GOSS
Secretary of State.
(S. P. 4)

Which communication was read and on motion by Mr. Noyes of Hancock was laid upon the table pending reference to a committee.

Orders

On motion by Mr. Marshall of York, it was

ORDERED, the House concurring, that the returns of votes for Governor, given in the several cities, towns, and plantations of the state for the political years 1951 and 1952 be referred to a joint select committee of seven on the part of the Senate, with such as the House may join (S. P. 5)

The President appointed as Senate members of such committee, Senators Brewer of Aroostook, Allen of Cumberland, Greeley of Waldo, Ela of Somerset, Broggi of York, Fuller of Oxford and Wight of Penobscot.

The Order was sent down for concurrence.

On motion by Mr. Noyes of Hancock, the Senate voted to take from the table the Communication from Secretary of State, tabled by that Senator earlier in today's session, and on further motion by the same Senator it was referred to the Committee on Gubernatorial Vote.

On motion by Mr. Tabb of Kennebec, it was

ORDERED, the House concurring, that A. G. Robinson be State House

Investigator during the present session of the Legislature at the same rate of compensation paid Mr. Robinson during the last session. (S. P. 6)

Sent down for concurrence.

A message was received from the House of Representatives by Mr. Edward Chase, announcing that the House of Representatives had organized by the election of William S. Silsby as Speaker, Harvey R. Pease as Clerk and Mrs. Mae Chapman as Assistant Clerk.

On motion by Mr. Smart of Hancock, it was

ORDERED, the House concurring, that the Superintendent of Public Buildings is hereby given charge of all assignments of rooms for hearings in the Capitol Building, and that all applications for rooms for hearings must be made to him in writing, forty-eight hours previous to the time when said rooms are to be used for that purpose. (S. P. 7)

Sent down for concurrence.

On motion by Mr. McKusick of Piscataquis, it was

ORDERED, that a message be sent to the House of Representatives proposing a convention of the two branches of the Legislature at 2:00 this afternoon in the Hall of the House for the purpose of electing Secretary of State, State Treasurer, Attorney General, State Auditor, Commissioner of Agriculture and seven Executive Councilors.

The Secretary delivered the message.

Subsequently a message was received from the House of Representatives by Mr. Pease, its Clerk, announcing that that branch concurred in the proposition of the Senate for a Joint Convention for the purpose of electing a Secretary of State, State Treasurer, Attorney General, Commissioner of Agriculture and seven Executive Councilors.

On motion by Mr. Crosby of Franklin

Recessed until two o'clock this afternoon.

After Recess

The Senate was called to order by the President.

The Senate then proceeded to the hall of the House where a Joint Convention was formed.

(For proceedings of Joint Convention, see House Report.)

IN THE SENATE

The Senate was called to order by the President.

Communication from the Governor:

**STATE OF MAINE
EXECUTIVE CHAMBER**

Augusta, Maine

January 3, 1951

To the Honorable Senate and House of Representatives:

In compliance with the Constitution of the State I herewith communicate to the Legislature each case of reprieve, remission of penalty, commutation or pardon granted during the years, 1949 and 1950, stating the name of the convict, the crime of which he was convicted, the sentence and its date, the date of the reprieve, remission, commutation of sentence, and the condition, if any, upon which the same was granted.

FREDERICK G. PAYNE

Governor.

(S. P. 8)

Which was read and placed on file.

Sent to the House.

Committee Report

Mr. Brewer from the Joint Select Committee of the Ninety-fifth Legislature on returns of votes for Governor given in the several cities, towns and plantations of this State for the political years 1951 and 1952, reports that the committee has attended to its duty and asks leave to report that the whole number of votes returned for Governor was 241,177; and that Frederick G. Payne of Waldoboro had 145,823 votes; Earl S. Grant of Portland had 94,304 votes; and that Leland B. Currier of Litchfield had 1,050 votes.

Which report was read and accepted.

Sent to the House.

The PRESIDENT: The Chair will state that tomorrow, as you all know, we will probably be operating on a close schedule to meet radio time for the Governor's address. The Chair feels that the members of the Senate should be here promptly at ten o'clock so that we may proceed with the necessary preliminaries.

On motion by Mr. Ela of Somerset

Adjourned until tomorrow morning at ten o'clock.