

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 31, 1951

The Senate was called to order by the President.

Prayer by the Reverend Royal Brown of Gardiner.

Journal of yesterday read and approved.

The PRESIDENT: At this time I will ask the Sergeant at Arms to escort the Senator from Piscataquis, Senator McKusick, who will escort the Governor of Boys' State to the rostrum.

Mr. McKusick escorted to the rostrum Marvin R. Karp, Governor of Dirigo Boys' State, together with The Hon. Frederick O'Connell, Commander of the American Legion in Maine.

The PRESIDENT: I will request the Sergeant at Arms to escort the family of the Boy Governor to the seats at the left of the rostrum.

The Sergeant at Arms escorted to seats at the left of the rostrum, Mr. and Mrs. Harry Karp and Miss Myrna Karp, the father, mother and sister respectively of Boy Governor Karp.

The PRESIDENT: It gives me great pleasure to introduce to the Senate at this time the Hon. Frederick O'Connell, Commander of the American Legion in Maine and to ask him to introduce the Governor of Boys' State.

HONORABLE FREDERICK O'CONNELL: Mr. President, ladies and gentlemen of the Senate, on behalf of the American Legion, Department of Maine, I wish to thank you for this opportunity to be with you here today and to present to you the Governor of Dirigo Boys' State.

Before introducing him, however, I think I would like to give you a brief outline of Boys' State. As you well know, the American Legion stands first and foremost for Americanism. There is no more practical way, in our judgment, of instilling Americanism in the minds of the youth of America than to give them some practical training in good government. In the schools, of course, they get the theory of government and they are told how it operates from the town meeting up to the national election of the

President. However, we know that all the books in the world cannot take the place of practical experience. With the thought in mind that the leaders of tomorrow are found in the youth of today, the American Legion believes it is necessary that our future leaders should be selected from those who show signs of leadership today and that they should receive some training so that when they are ready to take over the reins they will have some practical knowledge of American government.

So three years ago, under the guidance of the Commander of the Maine Department of the American Legion, who is now Attorney General of Maine, Alexander LaFleur, the Maine Department established at the University of Maine, Dirigo Boys' State, to which several of you here have generously given of your time. May I at this time, on behalf of the Department, extend to you our heartfelt thanks.

The boys who are sent to this school—and may I add parenthetically that the Ladies Auxiliary also runs a Girls' State at Farmington State Teachers' College—were selected from the first leaders of their class. It is not necessary that these boys and girls be the most brilliant in book learning, but it is necessary that they show signs of leadership in order to be eligible for this school.

Now, the Legion is so anxious to see that this school has as wide-spread a reach as possible, that they asked other groups such as the Lions, Rotary, Grange and private industries such as mills and banks, to sponsor these boys. I am happy to say that several of the organizations have taken advantage of this opportunity to see that American youth is trained in good government. The zenith of state government, of course, is governorship, and I think we all agree that our candidates for Governor must show the ability of leadership. The one who is successful is the one who has satisfied the majority of voters that he has the necessary qualifications of leadership and ability to do a good job.

This holds true of any elective office, and the man whom I am about to present to you, has shown exceptional ability in this line. In three days, he was able to show

the majority of some three hundred and fifty boys representing the entire state of Maine, most of them strangers to him, that he had the necessary qualifications to be selected as their leader. Those of you who have run for public office know that it is quite a job to persuade groups in a very small area that you have the necessary qualifications. This boy was able to convince groups from all over the state in a very short time.

It gives me great pleasure at this time to introduce to you the Governor of Dirigo Boys' State for 1950-1951, Marvin Karp of Milo.

MARVIN KARP, GOVERNOR OF BOYS' STATE: Mr. President, and members of the Senate, it is a great honor for me to be able to be here before you today, and in order to make what I am going to say sound less incongruous—I will repeat my Inaugural Address—I wish for a moment you would imagine yourselves as citizens of Boys' State during the month of July this past summer at the University of Maine, on the night after the legislature was organized in the afternoon.

We have had a long, interesting and certainly exciting day, but the campaigning is over and now is the time to do the job for which we were sent here, to organize a government of our own and set up a governmental system that we may be proud of.

What type of government do we want? Party lines were drawn up very sharply today, and party lines were still vividly evident in the meetings of the two legislative branches this afternoon. During the latter part of the meetings these lines began to fade. This is not a bad sign. In fact, it is the very best possible sign for only by dropping our party lines can we possibly hope to achieve a successful Boys' State. The Executive and Legislative branches have been pretty well balanced in regard to party affiliations. This makes it imperative that we work together.

Let us run our government for the benefit of those whom it serves, the citizens. Let us be honest not only with our fellow citizens, but let us be honest also with ourselves. We must join hands; we must

join minds. We must further progressive and necessary legislation. We must destroy all selfish and harmful policies. Our administration must be honest, it must be progressive. The American Legion has founded Boys' State for the youth of our state, its future citizens. We must never disgrace it. Therefore, our government must not be a group of selfish individuals working for their own personal gains. It must be a group of intelligent thinking citizens working side by side for the betterment of our state and the welfare of its citizens.

Nearly one hundred years ago, a little known man, who must have been a truly great man, wrote a poem. I would like to read you this sonnet by Josiah Gilbert Holland:

"God give us men! A time like this demands
Strong minds, great hearts, true faith, and ready hands,
Men whom the lust of office does not kill;
Men whom the spoils of office cannot buy;
Men who possess opinions and a will;
Men who have honor; men who will not lie;
Men who can stand before a demagogue
And damn his treacherous flat-teries without winking;
Tall men, sun-crowned, who live above the fog
In public duty and in private thinking;
For while the rabble with their thumb-worn creeds;
Their large profession and their little deeds
Mingle in selfish strife, lo! Freedom weeps,
Wrong rules the land, and waiting Justice sleeps

In Boys' State, in any state, Freedom must not weep, wrong must never rule the land, and waiting Justice must never sleep. It is not up to me alone, nor you, or you, or you. It is up to every single one of us working together. We must have unity, unity, and more unity. Only then shall we succeed. Let that be the lesson that we take home with us, for in a very short time we will be full citizens not

only of the State of Maine, but of the United States of America. The future of our country will be in our hands. There will be no room for error. We must be prepared to be intelligent citizens, for a well informed and well administrated America is a strong America.

Let our preparation begin here and let us continue it after we return to our own respective communities. There is not much time. Relations between nations are becoming more strained daily. Our democratic ideals must not die. If they do, we have lost all. It is up to us to do the job and do it right. It is our ball, fellows, let's not lose it. As Daniel Webster once said:

"Let our object be our country, our whole country, and nothing but our country. And, by the blessing of God, may that country itself become a vast and splendid monument, not of oppression and terror, but of wisdom, of peace, and of liberty, upon which the world may gaze with admiration forever."

I thank you.

The PRESIDENT: Speaking for the Senate, I am sure we have enjoyed immensely having you with us and we appreciate the sentiments you have expressed. I personally would like to say that it is to you and young men like you that this state will turn in the future. We need you and I am sure you will not let us down.

Now I would like to have you, if you would, take this gavel, and call up the Senate. The Sergeant-at-Arms will then escort you to the Hall of the House where I understand you are expected. Perhaps in future years you may use either a gavel such as this, or one similar to it.

Marvin Karp, Governor of Dirigo Boys' State, using the President's gavel, called up the Senate, and was escorted from the Senate Chamber by the Sergeant-at-Arms.

From the House

House Committee Reports

The Committee on Business Legislation on Bill "An Act Relating to the Registration of Business Names," (H. P. 16) (L. D. 5) reported that leave be granted to withdraw the same.

The same Committee on Bill "An Act Relating to Licensed Operators

of Cinematograph Apparatus," (H. P. 9) (L. D. 4) reported that the same ought not to pass.

The Committee on Taxation on Bill "An Act Creating a Tax Commission," (H. P. 63) (L. D. 29) reported that the same ought not to pass.

Which reports were severally read and accepted in concurrence.

Bill "An Act Creating the Maine Frozen Dairy Products Law." (H. P. 254) (L. D. 190)

Which was referred to the Committee on Agriculture in concurrence.

"Resolve Restoring Interest on Certain Trust Funds." (H. P. 372) (L. D. 215)

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

Bill "An Act Increasing Mill Tax for University of Maine." (H. P. 376) (L. D. 216)

Bill "An Act to Provide Training to Organized Fire Companies." (H. P. 377) (L. D. 217)

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

"Resolve in Favor of the Town of Denmark." (H. P. 381)

"Resolve in Favor of the Town of Corinth." (H. P. 403)

"Resolve in Favor of the Town of Dresden." (H. P. 407)

"Resolve in Favor of the Town of Marshfield." (H. P. 408)

"Resolve in Favor of the Town of Northfield." (H. P. 409)

"Resolve in Favor of the Town of Wesley." (H. P. 410)

"Resolve in Favor of the Town of Warren." (H. P. 411)

"Resolve in Favor of the Town of Rockport." (H. P. 412)

"Resolve in Favor of the City of Hallowell." (H. P. 413)

"Resolve in Favor of the Town of West Gardiner." (H. P. 414)

"Resolve in Favor of the City of Hallowell." (H. P. 415)

"Resolve in Favor of the Town of Manchester." (H. P. 416)

"Resolve in Favor of the Town of Plymouth." (H. P. 417)

"Resolve in Favor of the Town of Avon." (H. P. 418)

"Resolve in Favor of the Town of Greene." (H. P. 419)

"Resolve in Favor of the Town of Wales." (H. P. 420)

"Resolve in Favor of the Town of Poland." (H. P. 421)

"Resolve in Favor of the Town of Poland." (H. P. 422)

"Resolve in Favor of the Town of New Portland." (H. P. 423)

"Resolve in Favor of Brighton Plantation." (H. P. 424)

"Resolve in Favor of the Town of Bingham." (H. P. 425)

"Resolve in Favor of the Town of Bingham." (H. P. 426)

"Resolve in Favor of The Forks Plantation." (H. P. 427)

"Resolve in Favor of Caratunk Plantation." (H. P. 428)

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

Bill "An Act Relating to Permits to Hunt and Fish for Members of the Armed Services of the United States." (H. P. 382) (L. D. 218)

Bill "An Act Creating Placentia Island, Hancock County, as a Game Preserve." (H. P. 383) (L. D. 219)

Bill "An Act Creating Sutton Island, Hancock County, as a Game Preserve." (H. P. 384) (L. D. 220)

Bill "An Act Relating to Open Season for Salmon, Trout, Togue and White Perch." (H. P. 385) (L. D. 221)

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

Bill "An Act to Incorporate the Trustees of La Mennais College." (H. P. 318) (L. D. 183)

Bill "An Act to Incorporate Town Finance Corporation." (H. P. 319) (L. D. 185)

"Resolve Granting a Pension to Mildred S. Dow of Scarborough." (H. P. 386) (L. D. 222)

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

Bill "An Act Amending the Charter of the Sweetser Orphan Asylum." (H. P. 383) (L. D. 181)

Bill "An Act Incorporating the Brigham's Cove Corporation in the Town of West Bath." (H. P. 324) (L. D. 182)

Bill "An Act to Incorporate the Town of Perry School District." (H. P. 387) (L. D. 223)

Bill "An Act to Incorporate the Town of Swanville School District." (H. P. 388) (L. D. 224)

Bill "An Act Relating to Boilers, Air Tanks and Unfired Pressure Vessels." (H. P. 389) (L. D. 225)

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

Bill "An Act Prohibiting the Sale of Malt Liquor in Class Containers." (H. P. 325) (L. D. 184)

Bill "An Act Relating to Penalty for Sunday Sales of Liquor." (H. P. 326) (L. D. 186)

Which were severally referred to the Committee on Liquor Control in concurrence.

"Resolve Changing the Name of No Name Pond." (H. P. 390) (L. D. 226)

Which was referred to the Committee on Natural Resources in concurrence.

Bill "An Act Relating to the Importation of Poisonous Snakes." (H. P. 327) (L. D. 187)

Bill "An Act Relating to Employed Persons in Paper Mills." (H. P. 328) (L. D. 188)

Which were severally referred to the Committee on Public Health in concurrence.

Bill "An Act to Incorporate the Chelsea Water District." (H. P. 329) (L. D. 189)

Bill "An Act Creating the Richmond Utilities District." (H. P. 391) (L. D. 227)

Which were severally referred to the Committee on Public Utilities in concurrence.

Bill "An Act Relating to the Taking and Sale of Clams in the Town of Brunswick." (H. P. 392) (L. D. 228)

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

Bill "An Act Relative to Use Fuel Tax." (H. P. 332) (L. D. 191)

Bill "An Act Relating to Request for Tax Exemption." (H. P. 333) (L. D. 192)

Bill "An Act for the Assessment of a State Tax for the Year Nineteen Hundred Fifty-One and for the Year Nineteen Hundred Fifty-Two." (H. P. 334) (L. D. 201)

Bill "An Act Relating to Abatement of Taxes." (H. P. 335) (L. D. 193)

Bill "An Act Relating to Exemptions from Taxation." (H. P. 336) (L. D. 194)

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

Bill "An Act Relating to Exemption of Parsonages from Taxation." (H. P. 337) (L. D. 195)

Bill "An Act Relating to Inheritance Taxes on Class B." (H. P. 393) (L. D. 229)

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

Bill "An Act Relating to Powers and Duties of County Commissioners Regarding Civil Defense." (H. P. 338) (L. D. 196)

Bill "An Act Relating to the Salary of the Judge of Probate of Kennebec County." (H. P. 339) (L. D. 197)

Bill "An Act Relating to Boards of Registration in Towns Under Three Thousand Five Hundred Inhabitants." (H. P. 340) (L. D. 202)

"Resolve in Favor of the Town of St. Agatha." (H. P. 341) (L. D. 198)

Bill "An Act to Provide Fire Protection for Connor Township." (H. P. 394) (L. D. 230)

Bill "An Act to Provide for the Surrender by Dead River Plantation of Its Organization." (H. P. 395) (L. D. 231)

Bill "An Act to Provide for the Surrender by Flagstaff Plantation of Its Organization." (H. P. 396) (L. D. 232)

Which were severally referred to the Committee on Towns and Counties in concurrence.

Bill "An Act Relating to Turning Vehicles at Intersections." (H. P. 342) (L. D. 199)

Bill "An Act Relating to Opaque Substances for Windows in Motor Vehicles." (H. P. 343) (L. D. 200)

Bill "An Act Relating to Licenses to Operate Motor Driven Cycles." (H. P. 397) (L. D. 233)

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

Bill "An Act Relating to the Military Law." (H. P. 344) (L. D. 203)

Which was referred to the Committee on Veterans and Military Affairs in concurrence.

Referred to Committees

The following bills and resolves were received, and on recommendation of the Committee on Reference of Bills, were referred to the following committees:

Appropriations and Financial Affairs

Mr. Wight of Penobscot presented

"Resolve in Favor of Corinna Academy for Construction of an Agricultural Workshop." (S. P. 140)

The same Senator presented "Resolve in Favor of Corinna Academy for Construction of Fireproof Room." (S. P. 141)

(Each ordered printed.)

Sent down for concurrence.

Claims

Mr. Brewer of Aroostook presented

"Resolve in Favor of Julius Moskowitz, of Presque Isle." (S. P. 142)

Mr. Weeks of Cumberland presented

"Resolve in Favor of Robert George Llewellyn, of South Portland." (S. P. 143)

Mr. Savage of Somerset presented "Resolve in Favor of Howard P. Fairfield, of Skowhegan." (S. P. 144)

Sent down for concurrence.

Education

Mr. Leavitt of Cumberland presented by request

Bill "An Act Relating to School Tuition for Children Living in Charitable Institutions." (S. P. 145)

(Ordered printed.)

Sent down for concurrence.

Highways

Mr. Palmer of Lincoln presented, by request

"Resolve in Favor of Joseph T. Sewall, of Wiscasset (S. P. 146)

Sent down for concurrence.

Inland Fisheries and Game

Mr. Savage of Somerset presented Bill "An Act Relating to Closed Season on Partridge." (S. P. 147)

(Ordered printed.)

Sent down for concurrence.

Judiciary

Mr. Haskell of Cumberland presented

Bill "An Act Relating to Joint Tenancies In Corporate Securities." (S. P. 148)

The same Senator presented Bill "An Act Relating to Recording of Judgments of Writs of Error." (S. P. 149)

(Each ordered printed.)

Sent down for concurrence.

Natural Resources

Mr. Brewer of Aroostook presented "Resolve Authorizing the Forest Commissioner to Grant Permits for Poles and Wires on Public Lots in Aroostook County." (S. P. 150)

(Ordered printed.)

Sent down for concurrence.

Sea and Shore Fisheries

Mr. Weeks of Cumberland presented Bill "An Act Relating to Sea and Shore Fisheries Licenses." (S. P. 151)

(Ordered printed.)

Sent down for concurrence.

Welfare

Mr. Collins of Aroostook presented "Resolve Providing for State Pension for Louis Sirois, of Caribou." (S. P. 152)

Sent down for concurrence.

Joint Order

On motion by Mr. McKusick of Piscataquis, it was

ORDERED, the House concurring, that there be paid to John S. Nelson, Representative of the Penobscot Tribe of Indians, the sum of fifty dollars (\$50.00), as a partial payment on account of compensation as an Indian Representative to the 95th Legislature. (S. P. 139)

On motion by the same Senator, sent forthwith to the House for concurrence.

Passed to be Engrossed

Bill "An Act Relating to Fees of Disclosure Commissioners." (H. P. 59) (L. D. 25)

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

Bill "An Act Relating to Corporate Donations to Charity." (S. P. 31) (L. D. 16)

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

Sent down for concurrence.

Order of the Day

Mr. Sleeper of Knox was granted unanimous consent to address the Senate.

Mr. SLEEPER: Mr. President and members of the Senate, some few days ago two bills were handed to me to present, more or less by request. The bills had to do with the sales of wine in taverns and some other places of like nature. They came to me from a decent source and I was very glad to attach my name to the bills and introduce them. I feel that if there is a demand for such legislation it should be heard and given a fair hearing.

Yesterday afternoon I attended the hearing of the Alcohol Control Committee. I did not deny the bills. I said I was neither a proponent nor an opponent. I stated the case, and I distinctly said in one particular case that I did not agree with the bills in parity especially in the sale of hard liquor in taverns. I distinctly said that because I do not believe in the sale of hard liquor in taverns.

I don't really care what the newspapers say because I realize that with anything that is news they like to make headlines, but I do object to having it headlined and not being quoted properly. I might not have too much respect for myself but I do want the Senate to have a little respect for me. That is the reason I want you Senators to know that I do not favor the sale of hard liquor in taverns, as the papers said I did. I have the good fortune to have a family, and a mother still living, and I don't know that I am particularly happy to have them read that in the paper. It doesn't really bother me too much because I realize some things are taken for just what they are worth and I know some papers like to make glaring statements whether there is any justification for them or not.

I am merely rising to state before the Senate that I would like at least to have the respect and good judgment of the Senate and I did not say that I favor the sale of hard liquor in taverns. That was stated

in one of our leading papers, the reason for which I do not know. I thank them for their effort to give me the publicity but whether that would help or not is a question. I just wanted to state that point, Mr. President, and I wanted the

Senators to know how I felt about it.

On motion by Mr. McKusick of Piscataquis

Adjourned until tomorrow morning at ten o'clock.