

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, February 21, 1951

The Senate was called to order by the President.

Prayer by the Reverend David W. Flower of Augusta.

Journal of yesterday read and approved.

From the House

The Committee on Highways on "Resolve in Favor of the Plantation of Moose River," (H. P. 307) (L. D. 747) reported that the same ought to pass.

The Committee on Legal Affairs on Bill "An Act to Incorporate the Town of Jackson School District," (H. P. 749) (L. D. 432) reported that the same ought to pass.

The same Committee on Bill "An Act to Incorporate the Town of Swanville School District," (H. P. 388) (L. D. 224) reported that the same ought to pass.

The Committee on Public Health on Bill "An Act Relating to Copies of Report of State Registrar of Vital Statistics," (H. P. 163) (L. D. 94) 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.

The same Committee on Bill "An Act Relating to Employed Persons in Paper Mills," (H. P. 328) (L. D. 188) reported that the same ought to pass.

(On motion by Mrs. Kavanagh of Androscoggin, tabled pending acceptance of the report.)

The Committee on Legal Affairs on Bill "An Act to Incorporate the Town of Surry School District," (H. P. 29) (L. D. 6) 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 Phillips School District," (H. P. 5) (L. D. 1) reported that the same ought to pass as amended by Committee Amendment "A".

The same Committee on Bill "An Act to Ratify and Confirm the Incorporation of the Hope Cemetery Corporation, of Kennebunk, in the County of York," (H. P. 539) (L. D. 307) reported that the same ought

to pass as amended by Committee Amendment "A".

The Committee on Liquor Control on Bill "An Act Prohibiting the Procuring of Liquor for Certain Persons," (H. P. 784) (L. D. 465) 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.

At this point, the Chair designated as President pro tem, the Senator from Cumberland, Senator Haskell who was escorted to the rostrum by the Sergeant-at-arms, President Cross retiring.

From the House

Bill "An Act Relating to State Owned Cars for State Fire Marshal and Inspectors." (H. P. 1193) (L. D. 758)

Bill "An Act Relating to Automobile Travel by State Fire Inspectors." (H. P. 1194) (L. D. 759)

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

"Resolve in Favor of Saco Hospital, Inc., for Hospitalization, Support and Care of Miss Anne Leggo." (H. P. 1195) (L. D. 760)

Which was referred to the Committee on Claims in concurrence.

Bill "An Act Relating to Method of Issuance of State Highway and Bridge Bonds." (H. P. 1197) (L. D. 761)

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

Bill "An Act Relating to Elections in the City of Biddeford." (H. P. 1204) (L. D. 762)

Bill "An Act Amending the Charter of the City of Saco Relative to Voting." (H. P. 1205) (L. D. 763)

Bill "An Act to Establish a Civil Service Commission for the Town of Old Orchard Beach." (H. P. 1206) (L. D. 764)

Bill "An Act Creating the Old Town High School District." (H. P. 1207) (L. D. 765)

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

Bill "An Act to Create the Veazie Sewer District." (H. P. 1208) (L. D. 766)

Bill "An Act to Incorporate the Saco Sewerage District." (H. P. 1209) (L. D. 767)

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

Bill "An Act to Impose an Excise Tax Upon Charges for Meals." (H. P. 1210) (L. D. 768)

Bill "An Act Relating to Exemption from Taxation of Certain Charitable Corporations." (H. P. 1212) (L. D. 769)

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

Bill "An Act Relating to Tax Lien Fees." (H. P. 1213) (L. D. 770)

Bill "An Act Relating to the Hire of Professional Appraisers by Cities and Towns." (H. P. 1214) (L. D. 771)

Bill "An Act to Authorize the Treasurer and County Commissioner of Knox County to Procure a Loan to Remodel the Court House." (H. P. 1215) (L. D. 772)

Bill "An Act Increasing the Salary of the Judge of Probate for Somerset County." (H. P. 1216) (L. D. 773)

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

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:

Agriculture

Mr. Tabb of Kennebec presented Bill "An Act Creating the Maine Economic Poisons Law." (S. P. 342) (Ordered printed)

Sent down for concurrence.

Judiciary

Mr. Reid of Kennebec presented Bill "An Act Relating to Operat-

ing a Motor Vehicle Negligently." (S. P. 343)

Mr. Ward of Penobscot presented Bill "An Act Relating to Change of Purposes of Corporations Without Capital Stock." (S. P. 344)

Mr. Haskell of Cumberland presented Bill "An Act Relating to the Taking of Certain Property by the Town of Naples by Right of Eminent Domain." (S. P. 345)

(Each ordered printed)

Sent down for concurrence.

Legal Affairs

Mr. Boucher of Androscoggin presented Bill "An Act Creating a Zoning Board for the City of Lewiston." (S. P. 346)

Mr. Sleeper of Knox presented Bill "An Act Creating the Rockland Port District." (S. P. 347)

(Each ordered printed)

Sent down for concurrence.

Towns and Counties

Mr. McKusick of Piscataquis presented Bill "An Act Changing the Town of Blanchard, Piscataquis County, to a Plantation." (S. P. 348)

(Ordered printed)

Sent down for concurrence.

Welfare

Mr. Reid of Kennebec presented "Resolve Providing for State Pension for Julia E. Burt, of Augusta." (S. P. 349)

Sent down for concurrence.

Order

On motion by Mr. McKusick of Piscataquis, it was

ORDERED, the House concurring that there be paid to Joseph Nicolas, representative of the Passamaquoddy Tribe of Indians the sum of \$200 on account of compensation and also mileage the same as received by the Indian representative to the 94th legislature.

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

Senate Committee Reports

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. 34) (L. D. 17) reported that the same ought not to pass.

On motion by Mr. Allen of Cumberland, tabled pending acceptance of the report.

The same Senator from the same Committee on Bill "An Act Relating to Voters in Unincorporated Places," (S. P. 99) (L. D. 158) reported that the same ought to pass.

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

Mr. Haskell of Cumberland from the Committee on Judiciary on Bill "An Act Relating to Filing of Liens on Buildings and Lots, Wharves and Piers," (S. P. 132) (L. D. 237) 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 L. D. 237. "Amend said bill by inserting after the word 'county' in the 9th line thereof the underlined words 'or registry district; further amend said bill by inserting after the word 'county' in the 15th line thereof the underlined words 'or registry district'."

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

The majority of the Committee on Judiciary on Bill: "An Act Relating to Liens on Insurance Policies for Hospitals," (S. P. 33) (L. D. 18) reported that the same ought not to pass.

(signed) Senator:
 Barnes of Aroostook
 Representatives:
 Harding of Rockland
 Fay of Portland
 McGlauffin of Portland
 Woodworth of Fairfield
 Hayes of Dover-Foxcroft

The Minority of the same Committee on the same subject matter reported the same in a new draft (S. P. 350) under the same title and that it ought to pass.

(signed) Senators:
 Ward of Penobscot
 Haskell of Cumberland
 Representative: Fuller of Bangor.

On motion of Mr. Tabb of Kennebec, the bill and accompanying papers were laid upon the table pending acceptance of either report.

(New draft ordered printed.)

Bill "An Act Relating to the Provident Loan Company." (H. P. 101) (L. D. 49)

Bill "An Act to Regulate Trust Investments." (H. P. 102) (L. D. 50)

Bill "An Act Relating to Pauper Relief." (H. P. 174) (L. D. 105)

Bill "An Act Regulating Shooting Seals in Certain Waters of York County." (H. P. 244) (L. D. 140)

"Resolve Relating to Digging Clams in the Town of Harrington." (H. P. 331) (L. D. 177)

Bill "An Act Relating to Propagation and Cultivation of Clams, Quahogs and Mussels in Deorganized Towns." (H. P. 437) (L. D. 261)

Bill "An Act Relating to the Taking of Clams in Cobscook River in the Township of Edmunds." (H. P. 438) (L. D. 257)

Bill "An Act Permitting the Digging of Clams, Quahogs and Mussels in Mousam River and Its Tributaries for Bait Only." (H. P. 550) (L. D. 311)

"Resolve Relating to Fishing in the Towns of Bucksport and Verona." (H. P. 551) (L. D. 299)

"Resolve Relating to the Taking of Alewives from Walkers' Brook." (H. P. 552) (L. D. 300)

Bill "An Act Relating to Revocation and Suspension of Sea and Shore Fisheries Licenses." (H. P. 653) (L. D. 372)

"Resolve Regulating the Taking of Clams in the Town of East Machias." (H. P. 654) (L. D. 365)

Bill "An Act Relating to Powers of Gorham Village Corporation." (H. P. 1191) (L. D. 665)

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

"Resolve Regulating Fishing in DeMeyers Brook, in the County of Hancock." (S. P. 158) (L. D. 334)

"Resolve Regulating Ice Fishing in Coffee Pond, Cumberland County." (S. P. 161) (L. D. 333)

Bill "An Act Relating to the Government Employees Credit

Union of Maine." (S. P. 330) (L. D. 715)

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

Sent down for concurrence.

At this point, President Cross resumed the chair, the Senator from Cumberland, Senator Haskell retiring amid the applause of the Senate.

Orders of the Day

On motion by Mrs. Kavanagh of Androscoggin, the Senate voted to take from the table bill, An Act Relating to Employed Persons in Paper Mills (H. P. 328) (L. D. 188) tabled by that Senator earlier in today's session pending acceptance of the report; and on further motion by the same Senator, the bill was recommitted to the Committee on Public Health.

Sent down for concurrence.

On motion by Mr. McKusick of Piscataquis, the Senate voted to take from the table Resolve Authorizing Forest Commissioner to Renew Lease to Passamaquoddy Lumber Company (S. P. 327) tabled

by that Senator on February 15 pending reference to a committee.

Mr. McKUSICK of Piscataquis: Mr. President, I now move that this be referred to the Committee on Welfare, and in support of that motion I would say that this refers to Indian owned land in Indian townships and the Committee on Indian Affairs was absorbed by the Committee on Welfare.

The motion prevailed and the resolve was referred to the Committee on Welfare and ordered printed.

Sent down for concurrence.

On motion by Mr. McKusick of Piscataquis, the Senate voted to take from the table bill, An Act Relating to Sale and Lease of Lands in Indian Township (S. P. 328) tabled by that Senator on February 15 pending reference to a committee; and on further motion by the same Senator, the resolve was referred to the Committee on Welfare and ordered printed.

Sent down for concurrence.

On motion by Mr. Haskell of Cumberland

Adjourned until tomorrow morning at ten o'clock.