

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

Friday, February 23, 1951.

The Senate was called to order by the President.

Prayer by the Reverend Arthur B. Squires of Hallowell.

Journal of yesterday read and approved.

Joint Order

Out of order and under suspension of the rules:

On motion by Mr. Crosby of Franklin, it was

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, February 27th, 1951, at eleven o'clock in the morning. (S. P. 369)

Sent down for concurrence.

From the House

The Committee on Judiciary on "Resolve Proposing an Amendment to the Constitution Changing the Date of the General Election," (H. P. 1) (L. D. 2) reported that the same ought not to pass.

The Committee on Welfare on "Resolve Providing for State Pension for Herbert F. Sanborn of Hollis Center," (H. P. 672) reported that the same ought not to pass.

Which reports were severally read and accepted in concurrence.

The Committee on Appropriations and Financial Affairs on Bill "An Act Appropriating Moneys for Continuation of Civil Defense and Public Safety Agency Due to Insufficient Funds," (H. P. 675) (L. D. 411) reported that the same ought to pass.

The Committee on Welfare on Bill "An Act Relating to Aid to the Blind," (H. P. 172) (L. D. 103) reported that the same ought to pass.

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

The Committee on Legal Affairs on Bill "An Act Relating to Parsonsfield Kezar Falls Village Corporation," (H. P. 538) (L. D. 306) reported the same in a new draft (H. P. 1294) (L. D. 806) under the same title, and that it ought to pass.

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

The Committee on Transportation on Bill "An Act Relating to Opaque Substances for Windows in Motor Vehicles," (H. P. 343) (L. D. 200) reported that the same ought to pass as amended by Committee Amendment "A".

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

Bill "An Act Relating to Salaries of Certain Department Heads." (H. P. 1251) (L. D. 825)

Bill "An Act Repealing the Merit Award Board." (H. P. 1252) (L. D. 826)

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

Bill "An Act Relating to Savings Banks." (H. P. 1253) (L. D. 827)

Bill "An Act Relating to Exceptions in Unfair Sales Act." (H. P. 1254) (L. D. 828)

Bill "An Act Permitting Closing of Banks on Saturday." (H. P. 1255) (L. D. 829)

Bill "An Act Prohibiting the Sale of Household Appliances by Public Utility Companies." (H. P. 1256) (L. D. 830)

Which were severally referred to the Committee on Business Legislation in concurrence.

Bill "An Act Relating to Power of Private Vocational Schools to Hold Property." (H. P. 1257) (L. D. 831)

Which was referred to the Committee on Education in concurrence.

Bill "An Act Relating to Temporary Loans for Highway Purposes." (H. P. 1258) (L. D. 832)

Which was referred to the Committee on Highways in concurrence.

Bill "An Act to Repeal Bounty on Bear." (H. P. 1253) (L. D. 833)

"Resolve in Favor of Danforth Rod and Gun Club." (H. P. 1265) (L. D. 834)

"Resolve Relating to Fishing in Penobscot Lake, County of Somerset." (H. P. 1266) (L. D. 835)

"Resolve Opening Orange Lake in Whiting to Ice Fishing." (H. P. 1267) (L. D. 836)

"Resolve Opening Rocky Lake in Whiting to Ice Fishing." (H. P. 1268) (L. D. 837)

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

Bill "An Act Relating to Claims under Small Claims Law." (H. P. 1269) (L. D. 838)

Bill "An Act Relating to Fees in Small Claims Law." (H. P. 1270) (L. D. 839)

Bill "An Act Relating to Attachment of Wages." (H. P. 1271) (L. D. 840)

Bill "An Act Including Members and Clerks of Boards of Registration in Maine State Retirement System." (H. P. 1272) (L. D. 841)

Bill "An Act Including Members of Legislature in Maine State Retirement System." (H. P. 1273) (L. D. 842)

Bill "An Act Creating the Maine School Building Authority." (H. P. 1274) (L. D. 824)

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

Bill "An Act Relating to a Legal Day's Work." (H. P. 1275) (L. D. 844)

Which was referred to the Committee on Labor in concurrence.

Bill "An Act to Incorporate the Town of Hancock School District." (H. P. 1276) (L. D. 845)

Which was referred to the Committee on Legal Affairs in concurrence.

Bill "An Act Relating to Qualifications of Liquor Licensees." (H. P. 1277) (L. D. 846)

Which was referred to the Committee on Liquor Control in concurrence.

Bill "An Act Relating to Kindling of Fires on Land." (H. P. 1279) (L. D. 818)

Bill "An Act Relating to Permits for Outdoor Advertising." (H. P. 1278) (L. D. 847)

Which were severally referred to the Committee on Natural Resources in concurrence.

Bill "An Act Relating to Fluoride in Public Water Supplies." (H. P. 1280) (L. D. 819)

Which was referred to the Committee on Public Health in concurrence.

Bill "An Act Relating to the Baxter State Park Game Preserve." (H. P. 1264) (L. D. 843)

Which was referred to the Committee on Public Buildings and Parks in concurrence.

Bill "An Act to Create the Van Buren Sewerage District." (H. P. 1281) (L. D. 820)

Which was referred to the Committee on Public Utilities in concurrence.

Bill "An Act Relating to Exhaust Pipes on Trucks and Buses." (H. P. 1284) (L. D. 822)

Which was referred to the Committee on Transportation in concurrence.

Bill "An Act Relating to Disposition of Costs in Inland Fisheries and Game and Sea and Shore Fisheries Violations." (H. P. 1283) (L. D. 821)

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

Bill "An Act Relating to Funeral Expenses Under Old Age Assistance Law." (H. P. 1285) (L. D. 823)

Which was referred to the Committee on Welfare in concurrence.

"Resolve in Favor of Charles (Lucien) Levesque, of Auburn." (H. P. 1301)

"Resolve in Favor of Elwood N. (James) Grant, of Brewer." (H. P. 1302)

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

"Resolve in Favor of the Town of Sebago." (H. P. 1305)

"Resolve in Favor of the Town of Sebago." (H. P. 1306)

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

"Resolve Proposing an Amendment to the Constitution to Change the Term of Office of Treasurer of State." (H. P. 1073) (L. D. 686)

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

"Resolve Providing for State Pension for Arthur Robbins, of Old Town." (H. P. 1333)

"Resolve Providing for State Pension for Harold Taylor, of Carmel." (H. P. 1334)

"Resolve Providing for State Pension for Wayne Bates, of Old Town." (H. P. 1335)

"Resolve Providing for State Pension for Franz Thurston, of Great Works." (H. P. 1336)

"Resolve Providing for State Pension for Miss Annette Chasse, of Van Buren." (H. P. 1337)

"Resolve Providing for State Pension for Guy Pulsifer, of Turner." (H. P. 1338)

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

Referred to Committees

The Following Bills were Transmitted by the Director of Legislative Research Pursuant to Joint Orders S. P. 138 and S. P. 265 and on recommendation by the Committee on Reference of Bills, were referred to the following committees:

Business Legislation

Mr. Dennett of York presented Bill "An Act Relating to Insurance Agents and Brokers." (S. P. 370)

(Ordered printed.)

Sent down for concurrence.

Claims

The same Senator presented "Resolve in Favor of Morton Furber, of Melrose, Massachusetts." (S. P. 371)

"Resolve in Favor of Edwin M. Hutchinson, Jr., of Portland." (S. P. 372)

Sent down for concurrence.

Education

Mr. Palmer of Lincoln presented Bill "An Act Relating to Published Records of Vital Statistics." (S. P. 373)

(Ordered printed.)

Sent down for concurrence.

Inland Fisheries and Game

Mr. Ward of Penobscot presented Bill "An Act Relating to Suspension of Hunting and Fishing Licenses." (S. P. 374)

(Ordered printed.)

Sent down for concurrence.

Judiciary

Mr. Weeks of Cumberland presented Bill "An Act Relating to Sale of Real Estate for Taxes." (S. P. 375)

The same Senator presented Bill "An Act Relating to Redemption of Personal Property After Breach of Condition of Mortgage Thereof." (S. P. 376)

The same Senator presented Bill "An Act Relating to Falsely Reporting Crimes." (S. P. 377)

Mr. Tabb of Kennebec presented Bill "An Act Relating to Trespass." (S. P. 378)

(Ordered printed.)

Sent down for concurrence.

Legal Affairs

Mr. Sleeper of Knox presented Bill "An Act Relating to the Rockland School District." (S. P. 379)

(Ordered printed.)

Sent down for concurrence.

Liquor Control

Mr. Barnes of Aroostook presented Bill "An Act Relating to Liquor Licenses in Unincorporated Places." (S. P. 380)

Mr. Dennett of York presented Bill "An Act Relating to Penalties for Violations of Liquor Laws by Unlicensed Persons." (S. P. 381)

(Each ordered printed.)

Sent down for concurrence.

Public Buildings and Parks

Mr. Reid of Kennebec presented Bill "An Act Relating to Rentals of Certain State Offices." (S. P. 382)

(Ordered printed.)

Sent down for concurrence.

Public Health

Mrs. Kavanagh of Androscoggin presented Bill "An Act Relating to

Free Vaccination for Children." (S. P. 383)

Mr. Leavitt of Cumberland presented Bill "An Act Relating to Compulsory Vaccination." (S. P. 384)

(Each ordered printed.)
Sent down for concurrence.

Towns and Counties

Mr. Reid of Kennebec presented Bill "An Act Relating to Salary of Register of Deeds of Kennebec County." (S. P. 385)

(Ordered printed.)
Sent down for concurrence.

Order

On motion by Mr. Larrabee of Sagadahoc it was

ORDERED, that Bill "An Act Creating Greater Utilization of Wood Waste and Development of New Products," (S. P. 26) be printed.
Sent down for concurrence.

Senate Committee Reports

Mr. Boucher from the Committee on Liquor Control on Bill "An Act Relating to Licenses for Consumption Sale," (S. P. 169) (L. D. 343) reported that the same ought not to pass.

(On motion by Mr. Marshall of York, tabled pending acceptance of the report.)

Mr. Dennett from the same Committee on Bill "An Act Relating to Limitations of Liquor Licenses," (S. P. 208) (L. D. 457) reported that the same ought not to pass.

Mr. Marshall from the Committee on Public Utilities on Bill "An Act Relating to the Caribou Utilities District," (S. P. 27) (L. D. 149) reported that the same ought not to pass.

Which reports were severally read and accepted.

Sent down for concurrence.

Mr. Haskell from the Committee on Re-Appportionment on Bill "An Act to Apportion Representatives to Congress," (S. P. 386) reported that the same ought to pass.

Which report was read and accepted and the bill laid upon the table for printing pursuant to Joint Rule 10.

Senate Committee Reports

Mr. WEEKS from the Committee on Legal Affairs on Bill

"An Act to Alter the Charter of Nasson College," (S. P. 187) (L. D. 398) reported that the same ought to pass as amended by Committee Amendment "A".

Which report was read and accepted and the bill read once; the Secretary read Committee Amendment A:

Committee Amendment A to L. D. 398. "Amend said bill by striking out Section 3 and inserting in place thereof the following: 'Section 3. Rules and Regulations. Said trustees may adopt such rules, regulations and by-laws, the same not being repugnant to the laws of this state, as they may deem expedient to the mangement of their affairs including the election from their number of a chairman, a treasurer, a secretary and any other needful officer or officers and which said by-laws shall further provide for the proper discipline and for the general prosperity of said college.

They shall have the power to establish in said college such departments and courses of study as they may elect to establish, and maintain in the college an institute which shall be carried on to promote the moral, intellectual and physical instruction and education of young women. They shall fill all vacancies occurring in their board. They shall choose all necessary officers of administration, professors, tutors and teachers upon such terms and conditions as they shall prescribe. They shall have the power to confer such academic degrees, literary titles, honors and certificates of proficiency as are usually conferred by institutions of higher learning.

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

Mr. DENNETT from the Committee on Liquor Control on bill "An Act Relating to Employment of Certain Persons in Premises Licensed to Sell Liquor," (S. P. 107) (L. D. 160) reported that the same ought to pass as amended by Committee Amendment A.

Which report was read and accepted and the bill read once; the

Secretary read Committee Amendment A:

Committee Amendment A to L. D. 160. "Amend said bill by inserting after the underlined word 'who' in the 6th line thereof, the underlined word 'by reason of conviction of violation of any liquor laws or because of having had his license for sale of liquor revoked'."

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

Passed to Be Engrossed

Bill "An Act Relating to the Trustees of the Ministerial Funds of the Town of Bridgton." (H. P. 241) (L. D. 138)

Bill "An Act Relating to License Fee for Raising Wild Birds and Animals." (H. P. 631) (L. D. 353)

"Resolve to Remove the Bag Limit and Size Limit on White Perch in Sebago Lake, Songo River, Bay of Naples and Long Lake." (H. P. 634) (L. D. 356)

Bill "An Act Relating to the Charter of the City of Bangor." (H. P. 761) (L. D. 448)

Bill "An Act Permitting the Children's Aid Society of Maine to Sell Buildings and Land." (H. P. 1250) (L. D. 774)

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

"Resolve in Favor of Sylvia B. Holden, of Moose River." (H. P. 60) (L. D. 26)

Bill "An Act Relating to Amount of Insurance for Certain Motor Vehicles." (H. P. 160) (L. D. 91)

Bill "An Act to Incorporate the Carroll School District." (H. P. 201) (L. D. 123)

Bill "An Act to Incorporate the Town of Waldo School District." (H. P. 202) (L. D. 124)

Bill "An Act Relating to Closed Season on Deer in Long Island Plantation." (H. P. 432) (L. D. 253)

Bill "An Act to Ratify and Confirm the Incorporation of First Parish of Freeport." (H. P. 645) (L. D. 363)

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

Bill "An Act Relating to Membership of Maine Development Commission." (S. P. 242) (L. D. 512)

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

Sent down for concurrence.

Bill "An Act Relating to Slash and Brush Disposal." (S. P. 257) (L. D. 555)

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

Sent down for concurrence.

Orders of the Day

On motion by Mr. Allen of Cumberland, the Senate voted to take from the table bill, An Act Relating to Right of Way at Rotary Intersections S. P. 361) tabled by that Senator on February 22 pending reference to a committee; and on further motion by the same Senator, the bill was referred to the Committee on Judiciary.

Sent down for concurrence.

Mr. Brewer of Aroostook was granted unanimous consent to address the Senate.

Mr. BREWER of Aroostook: Mr. President and members of the Senate, last week I told you we had hoped to have our omnibus appropriation bill in your hands, by this time, but I am afraid I was a little optimistic.

I will say that we will have it in the very near future. The only items we have left to consider are from the Departments of Agriculture, Health and Welfare, Education, and Institutions, each of which involves some time in itself.

I would like to say at this time that when we do put out our report it probably will run along the same lines as two years ago in that two reports were submitted, one based on living within your income and the other on the minimum necessities which the Committee has in mind. We may possibly go further than that, to confuse you a little more although not deliberately I assure you, and put out a third one which will show you not only the necessities but the more desired items that could be considered.

As I talk, I have nothing in mind but the budget submitted by the

Governor. I have not taken into consideration any bill that involves other spending for requests made by various departments and institutions. But I will promise you that we will do everything in our power to get this report to you as soon as possible and that we are taking the time only to make sure that our figures are right. They must be checked. And when we

feel that the time has arrived that we can do it and be sure of what we have done, we will give you a complete report.

On motion by Mr. Crosby of Franklin

Adjourned until Tuesday, February 27, 1951 at eleven o'clock in the forenoon.