

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-Fifth Legislature

OF THE

STATE OF MAINE

1951

**DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE**

SENATE

Friday, March 9, 1951.

The Senate was called to order by the President.

Prayer by the Reverend Wilfred Mulley of Gardiner.

Journal of yesterday read and approved.

From the House

On motion by Mr. Crosby of Franklin, 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 Tuesday, March 13th, 1951, at eleven o'clock in the morning. (S. P. 490)

Sent down for concurrence.

The Committee on Judiciary on Bill "An Act Amending the Maine Housing Authorities Act," (H. P. 159) (L. D. 90) reported that the same ought not to pass.

Comes from the House, recommended to the Committee on Judiciary.

In the Senate, on motion by Mr. Haskell of Cumberland, recommended to the Committee on Judiciary in concurrence.

Bill "An Act Relating to County Commissioners of Aroostook County." (H. P. 1436) (L. D. 1047)

Comes from the House, having been referred to the Committee on Towns and Counties, subsequently reference reconsidered, and the bill indefinitely postponed.

In the Senate, on motion by Mr. Collins of Aroostook, the bill was indefinitely postponed in concurrence.

Bill "An Act to Create the Limestone School District." (H. P. 747) (L. D. 452)

(In Senate, on March 1st, passed to be engrossed as amended by Committee Amendment "A" in concurrence.)

Comes from the House, engrossing reconsidered, House Amendment "A" adopted, and the bill passed to be engrossed as amended by Committee Amendment "A" and by House Amendment "A" in non-concurrence.

In the Senate, on motion by Mr. Collins of Aroostook, the Senate voted to reconsider its former action whereby the bill was passed to be engrossed; House Amendment A was read and adopted, and the bill as amended by Committee Amendment A and by House Amendment A was passed to be engrossed in concurrence.

The Majority of the Committee on Judiciary on Bill "An Act Increasing Pensions of Retired Members of the State Police," (H. P. 198) (L. D. 120) reported that the same ought not to pass.

(signed) Representatives:

FAY of Portland

WOODWORTH of Fairfield

HAYES of Dover-Foxcroft

McGLAUFILIN of Portland

HARDING of Rockland

The Minority of the same Committee on the same subject matter reported that the same ought to pass.

(signed) Senators:

WARD of Penobscot

BARNES of Aroostook

HASKELL of Cumberland

Representative:

FULLER of Bangor

Comes from the House, recommended to the Committee on Judiciary.

In the Senate, on motion by Mr. Ward of Penobscot, recommended to the Committee on Judiciary in concurrence.

The Committee on Business Legislation on Bill "An Act Prohibiting the Sale of Household Appliances by Public Utility Companies," (H. P. 1256) (L. D. 830) reported that leave be granted to withdraw the same.

The same Committee on Bill "An Act Relating to Paying Fire Losses," (H. P. 1300) (L. D. 858) reported that the same ought not to pass.

The same Committee on Bill "An Act Relating to Exceptions in Unfair Sales Act," (H. P. 1254) (L. D. 828) reported that the same ought not to pass.

The Committee on Natural Resources on "Resolve, Changing the Name of No-name Pond," (H. P. 390) (L. D. 226) reported that the same ought not to pass.

Which reports were severally read and accepted in concurrence.

The Committee on Towns and Counties on Bill "An Act Relating to Recording of Highway Maps," (H. P. 1239) (L. D. 791) reported that the same ought to pass

(On motion by Mr. Collins of Aroostook, tabled pending acceptance of the report.)

The same Committee on Bill "An Act Relating to Public Burying-Grounds in Unincorporated Places," (H. P. 1240) (L. D. 792) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to Investment of Trust Funds by Towns," (H. P. 1242) (L. D. 794) 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 Natural Resources on "Resolve, Authorizing the State Tax Assessor to Convey by Sale Certain Interest of the State in Lands in the Unorganized Territory," (H. P. 243) (L. D. 139) reported the same in a new draft (H. P. 1503) (L. D. 1060) under the same title and that it ought to pass.

The Committee on Transportation on Bill "An Act Relating to Transporter Registration for Motor Vehicles," (H. P. 107) (L. D. 54) reported the same in a new draft (H. P. 1599) (L. D. 1140) under the same title and that the same ought to pass.

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

Bill "An Act Relating to Closed Time on Deer in Southern Counties of Maine." (H. P. 1575) (L. D. 1147)

Bill "An Act Increasing Bounty on Bear." (H. P. 1576) (L. D. 1148)

Bill "An Act Relating to Swan Island Game Preserve." (H. P. 1577) (L. D. 1149)

"Resolve Providing for a Fish Screen at Worthley Pond, in the Town of Peru, Oxford County." (H. P. 1578) (L. D. 1150)

"Resolve Appropriating Moneys for Repair of Fish Screen at Flying

Pond, in the Town of Mount Vernon." (H. P. 1579) (L. D. 1151)

"Resolve Regulating Fishing in Chain of Ponds, Franklin County." (H. P. 1580) (L. D. 1152)

"Resolve Regulating Fishing in Arnold Pond, Coburn Gore, Franklin County." (H. P. 1581) (L. D. 1153)

"Resolve Regulating Fishing in Little Jim Pond, Franklin County." (H. P. 1582) (L. D. 1154)

"Resolve Regulating Fishing in Crosby Pond, Coburn Gore, Franklin County." (H. P. 1583) (L. D. 1155)

"Resolve Establishing Limit of Catch of Fish in Certain Dead River Waters in Franklin County." (H. P. 1584) (L. D. 1156)

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

"Resolve in Favor of Helen G. McShea, of Fort Fairfield." (H. P. 1585) (L. D. 1157)

Which was referred to the Committee on Judiciary in concurrence.

Bill "An Act Relating to Practitioners' Services Under the Workmen's Compensation Act." (H. P. 1586) (L. D. 1158)

Which was referred to the Committee on Labor in concurrence.

Bill "An Act Relating to Uniforms for Members of Police Department of the City of Lewiston." (H. P. 1587) (L. D. 1159)

Bill "An Act Amending the Charter of the Town of Fort Fairfield Relating to the Number of Councillors." (H. P. 1588) (L. D. 1160)

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

"Resolve Authorizing the Forest Commissioner to Convey Certain Interest of the State in the Island in Cumberland County to H. Norman Cole, of Gray." (H. P. 1589) (L. D. 1161)

"Resolve Authorizing the Maine Public Utilities Commission to Set Out and Maintain Buoys on Sebago Lake." (H. P. 1590) (L. D. 1162)

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

Bill "An Act Relating to the Board of Examiners and Funeral Directors and Embalmers." (H. P. 1591) (L. D. 1163)

Bill "An Act Relating to Appropriations for Aid of Public and Private Hospitals." (H. P. 1592) (L. D. 1164)

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

"Resolve in Favor of the Town of Stockholm." (H. P. 1593) (L. D. 1165)

Bill "An Act Relating to Annual Reports of Certain County Officers." (H. P. 1594) (L. D. 1166)

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

Bill "An Act Relating to Citizen Requisite for Old Age Assistance." (H. P. 1595) (L. D. 1167)

Which was referred to the Committee on Welfare in concurrence.

"Resolve in Favor of Harlam Witham, of Lewiston." (H. P. 1600)

"Resolve in Favor of Levite Bellefleur, of Madison." (H. P. 1601)

"Resolve to Reimburse the Town of Clinton for Expenses Incurred for Support of Bessie Sites." (H. P. 1602)

"Resolve to Reimburse the Town of Clinton for Expenses Incurred for Support of William Pushaw." (H. P. 1603)

"Resolve in Favor of Dwight D. Dixon, of Clinton." (H. P. 1604)

"Resolve Reimbursing the Town of Albion for Burial Expenses for Charles B. Denanco, of Unity." (H. P. 1605)

"Resolve Reimbursing Stanley Bros. of Kezar Falls for Burial Expenses for George Day, of Porter." (H. P. 1606)

"Resolve Reimbursing Stanley Bros. of Kezar Falls for Burial Expenses for Herman J. Pike, of Parsonsfield." (H. P. 1607)

"Resolve Reimbursing Town of Roxbury for Aid Granted to Certain Persons." (H. P. 1608)

"Resolve in Favor of Dexter Bottling Company, Inc., of Dexter." (H. P. 1609)

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

"Resolve in Favor of Leavitt Institute." (H. P. 1610)

Which was referred to the Committee on Education in concurrence.

Orders

Mr. BREWER of Aroostook: Mr. President, I present an Order and move its passage. In explanation I would like to say that there has been some controversy as to whether we would be allowed to use the plates, legally, that we decided upon the other day.

This Order is put in at the suggestion of the Secretary of State. You notify him that you do want to use this plate and a slip will be issued to you. I now move the passage of the Order.

The Secretary read the Order:

"ORDERED, the House concurring, that Legislative membership motor vehicle identification plates as provided for in the joint order H. P. 790 passed as amended, may be used by the holders thereof in lieu of or in place of the regular registration plates as provided for by law when the owner's vehicle is otherwise properly registered and after the Secretary of State has received notice from said owner of his intention to use such identification plates in lieu of the regular registration plates, such notice to contain such information as the Secretary of State may require in addition to the holder's identification number, and after issuance of a certificate permitting same by the Secretary of State."

Which Order received a passage. Sent down for concurrence.

On motion by Mr. Haskell of Cumberland, it was

ORDERED that 500 additional copies of S. P. 238, L. D. 515 bill, An Act to Allow State, County and Town employees to receive federal social security benefits, be printed.

Senate Committee Reports

Mr. Christensen from the Committee on Highways on "Resolve in Favor of the Town of Waterboro," (S. P. 300) reported that leave be granted to withdraw the same.

Which report was read and accepted.

Sent down for concurrence.

Mr. Tabb from the Committee on Liquor Control on Bill "An Act Relating to Penalties for Violations of Liquor Laws by Unlicensed Persons," (S. P. 381) (L. D. 907) 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 to Clarify Certain Provisions of the Institutional Service Law," (S. P. 133) (L. D. 238) 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. 238. "Amend said bill by striking out Sections 4 and 6 of said bill. Further amend said bill by renumbering that part of said bill designated as Section 5, 'Section 4'."

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 Eligibility for Liquor Licenses," (S. P. 325) (L. D. 724) 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. 624. "Amend said bill by inserting after the underlined word 'not' in the last line thereof, the underlined words '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 tomorrow assigned for second reading.

Passed to be Engrossed

"Resolve Regulating Fishing in Grace Pond in Enchanted Township." (H. P. 194) (L. D. 116)

"Resolve Relating to Flagstaff Pond in the County of Somerset." (H. P. 635) (L. D. 382)

Bill "An Act to Amend the Charter of the City of Presque Isle." (H. P. 1057) (L. D. 637)

Bill "An Act to Limit, Define and Confirm the Powers and Purposes of the Lewiston-Auburn Transit Company." (H. P. 1126) (L. D. 711)

Bill "An Act Relating to Reciprocal Fishing Licenses with New Hampshire." (H. P. 1162) (L. D. 685)

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

"Resolve Regulating Fishing in Flagstaff Lake in Somerset and Franklin Counties." (H. P. 636) (L. D. 357)

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

Bill "An Act Relating to Insurance Agents and Brokers." (S. P. 370) (L. D. 898)

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

Sent down for concurrence.

Enactors

Bill "An Act Relative to Game Preserve, Limington, Hollis and Waterboro." (H. P. 628) (L. D. 380)

"Resolve, Regulating Fishing in the Tributaries to Bemis Stream in the County of Franklin." (H. P. 736) (L. D. 435)

Bill "An Act Relating to Number of Catch of Certain Fish." (S. P. 231) (L. D. 502)

"Resolve, Closing Certain Ponds in York County to Fishing." (S. P. 159) (L. D. 335)

"Resolve, Regulating Fishing in the Brook Between West Richardson Pond and the Pepper Pot in the County of Oxford." (S. P. 181) (L. D. 396)

"Resolve, Relating to Ice Fishing in Speck Ponds in Oxford County." (S. P. 183) (L. D. 394)

"Resolve, Regulating Fishing in Lincoln Plantation, County of Oxford." (S. P. 215) (L. D. 467)

Emergency Measures

Bill "An Act to Incorporate the Town of York School District." (S. P. 50) (L. D. 60)

Which bill being an emergency measure, and having received the affirmative vote of 23 members of the Senate and none opposed, was passed to be enacted.

Bill "An Act to Incorporate the Town of Bar Harbor School District." (H. P. 647) (L. D. 387)

Which bill being an emergency measure, and having received the affirmative vote of 23 members of the Senate and none opposed, was passed to be enacted.

Orders of the Day

On motion by Mr. Marshall of York, the Senate voted to take from the table, House Report "Ought to Pass in a New Draft Under the Same Title (H. P. 1504) (L. D. 1057) from the Committee on Public Utilities on Bill, An Act to Incorporate the Porter's Landing Water District (H. P. 1129) (L. D. 714) tabled by that Senator on March 6th pending acceptance of the report; and on further motion by the same Senator, the report was accepted and the bill was given its first reading. On further motion by the same Senator, the rules were suspended and the bill was given its second reading and passed to be engrossed, in concurrence.

On motion by Mr. Tabb of Kennebec, the Senate voted to take from the table Bill, An Act Prohibiting the Procuring of Liquor for Certain Persons (H. P. 784) (L. D. 465) tabled by that Senator on March 1st pending enactment; and on further motion by the same Senator the Senate voted to reconsider its action whereby the bill was passed to be engrossed.

Mr. Tabb of Kennebec presented Senate Amendment "A" and moved its adoption:

"Senate Amendment 'A' to H. P. 784, L. D. 465, Bill, An Act Prohibiting the Procuring of Liquor for Certain Persons. Amend said bill by inserting in the eighth line after the underlined word 'habits' the underlined words and punctuation: , except this provision shall not apply to liquor served to a minor in the home."

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. Crosby of Franklin

Adjourned until Tuesday, March 13th, at 11:00 o'clock in the forenoon.