

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*Ninety-Sixth Legislature*

OF THE

STATE OF MAINE

1953

DAILY KENNEBEC JOURNAL  
AUGUSTA, MAINE

## HOUSE

Thursday, January 29, 1953

The House met according to adjournment and was called to order by the Speaker.

Prayer by the Rev. Mr. Walter Kellison of Augusta.

The journal of the previous session was read and approved.

### Papers from the Senate

From the Senate:

Resolve in favor of Addition to Animal Science Building at University of Maine (S. P. 67) (L. D. 151)

Came from the Senate referred to the Committee on Appropriations and Financial Affairs.

In the House, referred to the Committee on Appropriations and Financial Affairs in concurrence.

From the Senate:

Bill "An Act relating to Dogs Attacking Domestic Animals or Fowl" (S. P. 69) (L. D. 153)

Bill "An Act to Facilitate Voting by Members of the Armed Forces of the United States" (S. P. 70) (L. D. 152)

Bill "An Act relating to members of Executive Council and Manner of Selection" (S. P. 68) (L. D. 154)

Came from the Senate referred to the Committee on Judiciary.

In the House, referred to the Committee on Judiciary in concurrence.

From the Senate:

Bill "An Act Amending the Charter of the Kittery Electric Light Company" (S. P. 71) (L. D. 155)

Came from the Senate referred to the Committee on Public Utilities.

In the House, referred to the Committee on Public Utilities in concurrence.

From the Senate:

Bill "An Act to Amend the Exemption in the Sales and Use Tax Law Respecting Hospitals" (S. P. 72) (L. D. 156)

Bill "An Act to Prevent Multiple Sales or Use Taxes" (S. P. 73) (L. D. 157)

Came from the Senate referred to the Committee on Taxation.

In the House, referred to the Committee on Taxation in concurrence.

From the Senate:

Bill "An Act relating to Salary of Commissioners of Aroostook County" (S. P. 74) (L. D. 158)

Came from the Senate referred to the Committee on Towns and Counties.

In the House, referred to the Committee on Towns and Counties in concurrence.

From the Senate: The following Order:

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, February 3, 1953, at eleven o'clock in the forenoon. (S. P. 92)

Came from the Senate read and passed.

In the House, read and passed in concurrence.

### Bills and Resolves Requiring Reference

The following Bills and Resolves were received and, upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

#### Appropriations and Financial Affairs

Bill "An Act to Repeal the Liquor Research Commission Law and Provide that the Department of Health and Welfare Assume Certain Responsibilities Relating to Alcoholism" (H. P. 206) (Presented by Mr. Crabtree of Island Falls)

(Ordered Printed)

Resolve for the Purchase of One Hundred Copies of "Highlights of Westbrook History" (H. P. 207) (Presented by Mr. Larrabee of Westbrook)

(Ordered Printed)

Sent up for concurrence.

#### Claims

Resolve in favor of the Town of Castle Hill (H. P. 208) (Presented by Mr. Morris of Portage Lake)

Resolve in favor of Lloyd Sargent of Mt. Desert (H. P. 209) (Presented by Mr. Peterson of Bar Harbor)

Resolve in favor of Town Tax of Southwest Harbor (H. P. 210) (Pre-

sent by Mr. Reynolds of Mount Desert)

Sent up for concurrence.

**Inland Fisheries and Game**

Bill "An Act relating to the Taking of Fisher and Sable" (H. P. 211) (Presented by Mr. Harnden of Rangeley)

(Ordered Printed)

Bill "An Act Creating Sutton Island, Hancock County, as a Game Preserve" (H. P. 212) (Presented by Mr. Reynolds of Mount Desert)

(Ordered Printed)

Bill "An Act Creating Placentia Island, Hancock County, as a Game Preserve" (H. P. 213) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act relating to Hunting by Minors" (H. P. 214) (Presented by Mr. Travis of Westbrook)

(Ordered Printed)

Resolve Regulating Ice Fishing in Big Wood Lake, Somerset County (H. P. 215) (Presented by Mr. Watson of Moose River Pl.)

(Ordered Printed)

Resolve Regulating Fishing in Number One and Number Two Brooks, Franklin County (H. P. 216) (Presented by same gentleman)

(Ordered Printed)

Resolve Opening Moose River to Fishing (H. P. 217) (Presented by same gentleman)

(Ordered Printed)

Resolve Regulating Fishing in Sandy Stream and Heald Stream, in Jackman Plantation, Somerset County (H. P. 218) (Presented by same gentleman)

(Ordered Printed)

Resolve Regulating Ice Fishing in Attean Lake, Somerset County (H. P. 219) (Presented by same gentleman)

(Ordered Printed)

Resolve Regulating Fishing in Rancourt Pond, Somerset County (H. P. 220) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

**Judiciary**

Bill "An Act relating to Night Hunting of Wild Animals" (H. P. 221) (Presented by Mr. Osborne of Fairfield)

(Ordered Printed)

Bill "An Act to Protect Bona Fide Purchasers of Real Estate when Owners Divorced" (H. P. 222) (Presented by Mr. Stewart of Portland)

(Ordered Printed)

Bill "An Act relating to Careless Shooting of Humans While Hunting" (H. P. 223) (Presented by Mr. Travis of Westbrook)

(Ordered Printed)

Sent up for concurrence.

**Labor**

Bill "An Act relating to Practitioners' Services under the Workmen's Compensation Act" (H. P. 224) (Presented by Mr. McGlaflin of Portland)

(Ordered Printed)

Bill "An Act to Clarify Boilers and Unfired Steam Pressure Vessels" (H. P. 225) (Presented by Mr. Travis of Westbrook)

(Ordered Printed)

Sent up for concurrence.

**Legal Affairs**

Bill "An Act relating to Greely Institute" (H. P. 226) (Presented by Mr. Call of Cumberland)

(Ordered Printed)

Bill "An Act relating to Lotteries" (H. P. 227) (Presented by Mr. Fuller of Bangor)

(Ordered Printed)

Bill "An Act relating to Confering Degrees by Westbrook Seminary and Junior College" (H. P. 228) (Presented by Mr. Rounly of Portland)

(Ordered Printed)

Bill "An Act relating to Throwing Substances at Motor Vehicles" (H. P. 229) (Presented by Mr. Travis of Westbrook)

(Ordered Printed)

Sent up for concurrence.

**Liquor Control**

Bill "An Act Repealing the Laws on Taverns Concerning Liquor" (H. P. 230) (Presented by Mr. Finemore of Bridgewater)

(Ordered Printed)

Bill "An Act relating to Hours of Retail Stores Selling Malt Beverages" (H. P. 231) (Presented by Mr. Rich of Charleston)

(Ordered Printed)

Sent up for concurrence.

**Public Health**

Bill "An Act relating to Educational Requirements and Fees for

Chiropractors" (H. P. 232) (Presented by Mr. Potter of Medway)  
(Ordered Printed)  
Sent up for concurrence.

#### Public Utilities

Bill "An Act to Incorporate Cumberland-North Yarmouth Water District" (H. P. 233) (Presented by Mr. Call of Cumberland)  
(Ordered Printed)  
Sent up for concurrence.

#### Sea and Shore Fisheries

Bill "An Act relating to the Taking of Soft Shell Clams, Quahogs and Mussels in Jonesport" (H. P. 234) (Presented by Mr. Hanson of Machiasport)  
(Ordered Printed)

Bill "An Act Regulating the Digging of Clams in the Town of Tremont, Hancock County" (H. P. 236) (Presented by Mr. Reynolds of Mount Desert)  
(Ordered Printed)

Resolve to Prohibit the Dragging of Flounders in Waters Adjacent to Town of Lamoine (H. P. 235) (Presented by same gentleman)  
(Ordered Printed)

Resolve relating to the Use of Purse or Drag Seines in Certain Waters (H. P. 237) (Presented by Mr. Tupper of Boothbay Harbor)  
(Ordered Printed)  
Sent up for concurrence.

#### Taxation

Bill "An Act to Limit the Liability of the Retailer for Sales or Use Taxes to the Amount the Retailer Collects" (H. P. 238) (Presented by Mr. Scott of Wales)  
(Ordered Printed)  
Sent up for concurrence.

#### Towns and Counties

Bill "An Act to Incorporate the Town of Stacyville" (H. P. 239) (Presented by Mr. Potter of Medway)  
(Ordered Printed)

Bill "An Act relating to Clerks for Voting District in Town of Cranberry Isles" (H. P. 240) (Presented by Mr. Reynolds of Mount Desert)  
(Ordered Printed)

Bill "An Act Setting Off Part of Spruce Head to South Thomaston, Knox County" (H. P. 241) (Pre-

ented by Mr. Robinson of St. George by request)  
(Ordered Printed)

Bill "An Act relating to Fees of Registers of Deeds" (H. P. 242) (Presented by Mr. Stewart of Portland)  
(Ordered Printed)

Bill "An Act to Abolish the Polling Place in Rockwood in Somerset County" (H. P. 243) (Presented by Mr. Watson of Moose River Pl.)  
(Ordered Printed)  
Sent up for concurrence.

#### Transportation

Bill "An Act to Create a Motor Vehicle Dealer Registration Board" (H. P. 244) (Presented by Mr. Travis of Westbrook)  
(Ordered Printed)  
Sent up for concurrence.

#### Welfare

Bill "An Act Creating a Division of Indian Affairs" (H. P. 245) (Presented by Mr. Fuller of Bangor)  
(Ordered Printed)  
Sent up for concurrence.

Resolve providing for State Pension for Edith Woodard of Morrill (H. P. 246) (Presented by Mr. Dicker of Lakeville Pl.)

Resolve providing for State Pension for Jane Antworth of Bath (H. P. 247) (Presented by Mr. Legard of Bath)

Resolve providing for State Pension for Alfred L. McClure of Stacyville (H. P. 248) (Presented by Mr. Potter of Medway)

Resolve providing for an Increase in State Pension for Ina Lovejoy of East New Portland (H. P. 249) (Presented by Mr. Watson of Moose River Pl.)

Sent up for concurrence.

#### Orders

On motion of Mr. Buckley of Leeds, it was

ORDERED, that Rev. Carl H. Gores, Jr. of Leeds be invited to officiate as Chaplain of the House on Tuesday, February 24, 1953.

#### House Reports of Committees Leave to Withdraw

Mr. Clements from the Committee on Welfare on Bill "An Act

relating to Divesting Property in Qualifications for Old Age Assistance" (H. P. 38) (L. D. 32) reported leave to withdraw as it is covered by other legislation.

Report was read and accepted and sent up for concurrence.

#### **Ought to Pass Printed Bill**

Mr. Low from the Committee on Taxation reported "Ought to pass" on Bill "An Act relating to Maine Forestry District Taxes" (H. P. 121) (L. D. 86)

Report was read and accepted, and the Bill, having already been printed, was read twice under suspension of the rules and was assigned for third reading the next legislative day.

#### **Ought to Pass with Committee Amendment**

Mr. Fuller from the Committee on Judiciary on Bill "An Act relating to the Form of Unregistered Bonds" (H. P. 47) (L. D. 48) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

The Report was read.

The SPEAKER: The Chair recognizes the gentleman from Portland, Mr. McGlauffin.

Mr. McGLAUFLIN: Mr. Speaker, I would like to ask if that is not an emergency measure.

The SPEAKER: The Chair will inform the gentleman that this purports to be an emergency measure.

Thereupon, the Report was accepted, and the Bill, having already been printed, was read twice under suspension of the rules.

The SPEAKER: The Chair recognizes the gentleman from Bangor, Mr. Fuller.

Mr. FULLER: Mr. Speaker, I offer Committee Amendment "A" and move its adoption.

The SPEAKER: The Chair will inform the gentleman that the amendment has been reproduced and is automatically before the House. The Clerk will read Committee Amendment "A".

COMMITTEE AMENDMENT "A" to H. P. 47, L. D. 48, Bill, "An Act Relating to the Form of Unregistered Bonds."

Amend said bill by inserting after the underlined words "bear the" in the second line of the paragraph designated as Sec. 16-A, the underlined words and punctuation, 'signature, or the'

Committee Amendment "A" was adopted.

Thereupon, on motion of Mr. Martin of Augusta, the Bill as amended was given its third reading under suspension of the rules, and was passed to be engrossed and sent up for concurrence.

#### **Orders of the Day**

On motion of the gentlewoman from Lincoln, Miss Steeves, House Rule 25 was suspended for the remainder of today's session in order to permit smoking.

The gentleman from Limestone, Mr. Burgess, was granted unanimous consent to address the House.

Mr. BURGESS: Mr. Speaker and Members of the House: It is my great honor and privilege at this time to make a few remarks authorized by the Republican House members at the convention held last evening.

May I first congratulate the press for in the past having always given our public accurate information, and I am asking them sincerely on behalf of every member of this House to give us such assistance as they know we will need this morning in carrying out to the people throughout the State the information which I hope to make public at this time.

My remarks relate to the Liquor Investigation so-called. The public throughout the State are looking to you and me as their representatives to see that the investigation is relentlessly pursued, but they are just as interested that we, being a fair-minded group, make certain that hearsay and all of those statements which have no basis in fact are dropped by the way.

We as the Legislature have elected to serve us in the legal department one Mr. Alexander LaFleur, Attorney General, and it is his job as our legal representative—not only ours as members of this House, he is the legal representative for the citizenry throughout the entire State of Maine, and it is his responsibility

that the investigation is relentlessly pursued; and I have confidence in his department and in his honesty and his integrity to carry the investigation to its full conclusion and to present such facts as are pertinent and admissible before a grand jury at the proper time.

I would like the public throughout the State to know that we as members of this House want that done, and it will be done. (Applause)

We have a joint problem, jointly with the Executive Department, that of rebuilding and restoring confidence in our State government. Our Governor, Governor Cross, has taken the lead in that respect in naming Clarence Crosby, Chairman of the State Liquor Commission. Clarence Crosby, as you members know, is a person above reproach, honest, and against whom the finger of suspicion could never be pointed, directly or indirectly. It is by the continued appointment of such people as Clarence Crosby to positions of high importance that we will be able to restore confidence in our State government. But upon our shoulders rests the problem of providing our legal department, the Attorney General's office, with whatever he needs, be it money, assistance morally, or what not, in order to carry this investigation to its full conclusion.

I want to pay a tribute to those gentlemen who served on the Legislative Research Committee. They were unguided by the rules of evidence because there were none available. Our courts have rules of evidence which guide the admission of certain statements. Our Research Committee has been criticized for things they were not responsible for because they were not provided with the tools with which to do the job correctly.

So, on behalf of the House, I want to thank the Research Committee for having done the job that it did do in bringing to the public such facts as they were able to bring.

And now, in conclusion, may I say again that the investigation should not take on a political nature. If we have a job of cleaning any department or the department, if there is anything to clean, let us

assume it, clean our own house, and let the public know that we stand for that and will carry it to a full and just conclusion. (Applause)

Mr. Senter of Brunswick was granted unanimous consent to address the House off the record.

The SPEAKER: On the record. The Chair recognizes the gentleman from Augusta, Mr. Albert.

Mr. ALBERT: Mr. Speaker and Members of the House: If I be in order, I move that the poem of the gentleman from Portland, Mr. McGlauffin, be made a part of the official record.

The SPEAKER: The gentleman from Augusta, Mr. Albert, moves that the poem just presented off the record be made a part of the official record of the House. Is this the pleasure of the House?

The motion prevailed, and the following poem by the gentleman from Portland, Mr. McGlauffin, is made a part of the official record of the House:

"AUGUSTA STATE HOSPITAL

I went to the hospital Tuesday  
And I walked from ward unto ward.

I saw both the poor and the helpless  
Some will soon lie under the sod.

There were women whose eyes had sparkled

With the joy of just being alive.

There were men who once had strong bodies,

With ambition to work and to strive.

Now, they are both old and forsaken,

The fire of their lives has burned low.

They neither have hope for the future

Nor any place where they can go.

May our God have mercy upon them

They too are the sheep of His fold.

May he gather each to His bosom  
There, their valuable souls to hold."

The SPEAKER: At this time, the Chair would like to call to the at-

tention of the Members, under Rules of the House, parts of Rule 19 and Rule 20, which deal specifically with leave of absence. The reason that the Chair is bringing this to the attention of the Members now is because of the numerous requests from various Members as to the operation of the Leave of Absence Committee.

“ . . . no member shall be absent more than two days without leave of the House; and no member shall have such leave, unless it be reported by the committee on leave of absence; and no leave of absence shall avail any member who retains his seat more than five days from the time the same was obtained.

“Any member having obtained leave of absence, and having in his possession any papers relating to the business before the House, shall leave the same with the Clerk.”

In essence, the Chair requests that any Member who is planning to be absent two or more days or who finds that he has been absent two or more days due to illness after having left the House, to report to the Chairman or some member, preferably the Chairman, of the House Committee on Leave of Absence, the gentleman from Houlton, Mr. DeBeck, and to the Clerk's office.

The House is continuing under Orders of the Day.

The Clerk will read the notices. There are no notices other than those which have been reproduced and distributed.

On motion of Mr. Senter of Brunswick,

Adjourned until eleven o'clock in the forenoon, February 3, 1953.