

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Ninety-Seventh Legislature

OF THE

STATE OF MAINE

1955

DAILY KENNEBEC JOURNAL
Augusta, Maine

SENATE

Thursday, February 3, 1955

Senate called to order by the President.

Prayer by Captain Lloyd Scott of Augusta.

Journal of yesterday read and approved.

**Order
(Out of Order)**

On motion by Mr. Reid of Kennebec, out of order and under suspension of the rules:

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, February 8, 1955, at ten o'clock in the morning. (S. P. 200)

Which was read and passed.

Sent down for concurrence.

Subsequently, the foregoing Order was returned from the House, having been read and passed in concurrence.

House Papers

Bill "An Act to Clarify Laws Relating to Bang's Disease." (H. P. 286) (L. D. 299)

Which was referred to the Committee on Agriculture in concurrence.

Bill "An Act Providing for a Deputy Commissioner of Institutional Service." (H. P. 285) (L. D. 298)

Bill "An Act relating to Salaries of Superintendents of Schools." (H. P. 287) (L. D. 300)

"Resolve in Favor of the Town of Kittery." (H. P. 288) (L. D. 301)

"Resolve in Favor of Rockland Armory Project." (H. P. 289) (L. D. 302)

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

"Resolve in Favor of the George Green Estate." (H. P. 290) (L. D. 303)

"Resolve in Favor of Frederick Standley of South Windham." (H. P. 340)

"Resolve in Favor of Amy M. Meister of Otisfield." (H. P. 341)

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

Bill "An Act relating to Apportionment of School Funds on Basis of Pupil Enrollment." (H. P. 292) (L. D. 304)

Which was referred to the Committee on Education in concurrence.

Bill "An Act relating to Compensation of Members of the Maine-New Hampshire Interstate Bridge Authority." (H. P. 293) (L. D. 305)

Which was referred to the Committee on Highways in concurrence.

Bill "An Act relating to Open Season on Muskrats in Oxford County." (H. P. 294) (L. D. 306)

Bill "An Act relating to Permits for Propagation of Muskrat, Beaver or Otter." (H. P. 295) (L. D. 307)

Bill "An Act relating to Closed Time on Deer on the Island of Mount Desert, Hancock County." (H. P. 296) (L. D. 308)

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

Bill "An Act Regulating Closing-out Sales and Similar Types of Sales." (H. P. 297) (L. D. 280)

Bill "An Act relating to Payment to Oxford County Law Library." (H. P. 298) (L. D. 309)

Bill "An Act to Establish the Town of Madawaska Municipal Court." (H. P. 299) (L. D. 310)

Bill "An Act Providing for the Union of the Towns of Bucksport and Verona as One Municipality." (H. P. 300) (L. D. 311)

Bill "An Act to Ratify and Make Valid the Incorporation of the First Congregational Church of Millinocket." (H. P. 301) (L. D. 312)

"Resolve Proposing Amendments to the Constitution Changing the Date of the General Election and Changing the Tenure of Office of Governor to Four-Year Terms." (H. P. 302) (L. D. 313)

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

Bill "An Act relating to Dependency Allowances Under Employment Security Law." (H. P. 303) (L. D. 314)

Bill "An Act relating to Employment of Females in Commercial

Establishments." (H. P. 304) (L. D. 281)

Bill "An Act relating to Records of Time Worked by Male Employees Sixteen Years of Age or Over." (H. P. 305) (L. D. 283)

Bill "An Act relating to Employment of Minors." (H. P. 306) (L. D. 282)

Bill "An Act relating to the Employment of Females." (H. P. 307) (L. D. 284)

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

Bill "An Act to Enlarge the Powers of the Gorham Farmers' Club." (H. P. 308) (L. D. 285)

Bill "An Act to Validate the Acts of the Lawndale Cemetery Corporation and to Authorize the Transfer to and Acceptance by the City of Old Town of that Corporation's Cemetery and Trust Funds." (H. P. 309) (L. D. 286)

Bill "An Act relating to Zoning in Village Corporations." (H. P. 310) (L. D. 287)

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

Bill "An Act to Extend the Charter of the Eliot Water District." (H. P. 311) (L. D. 288)

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

"Resolve Providing for State Pension for Gertrude B. Thompson of Chelsea." (H. P. 207) (L. D. 292)

"Resolve Providing for State Pension Increase for Charles Bowen of Newburg." (H. P. 208) (L. D. 293)

"Resolve Providing for State Pension for Marian Martin of Rumford." (H. P. 209) (L. D. 294)

"Resolve Providing for State Pension for Victor James of Princeton." (H. P. 241) (L. D. 295)

"Resolve Providing for State Pension for Charles H. Nutter of Newport." (H. P. 242) (L. D. 296)

"Resolve Providing for State Pension for William J. Thayer of Lincolnville." (H. P. 381)

"Resolve Granting a Pension to Hubert E. Redding of Oakland." (H. P. 383)

"Resolve Providing for State Pension for Guy Brisley of Oakfield." (H. P. 383)

"Resolve Providing for an Increase in State Pension for Alfred Wik of Stockholm." (H. P. 384)

"Resolve Providing for State Pension for Arthur Glidden of Howland." (H. P. 385)

"Resolve Providing for State Pension Increase for Geneva Morton of Garland." (H. P. 386)

"Resolve Providing for an Increase in State Pension for Harold Parsons of East Machias." (H. P. 387)

"Resolve Granting a Pension to Katharine M. Rolfe of Bridgton." (H. P. 388)

"Resolve Providing for State Pension for Helena St. Pierre of Rumford." (H. P. 389)

"Resolve Providing for State Pension for Mrs. Addie Lavoie of Milford." (H. P. 390)

"Resolve Providing for State Pension for Galon Fogg of Wynn." (H. P. 391)

"Resolve Providing for State Pension for Bessie A. Trott of Wynn." (H. P. 392)

"Resolve Providing for an Increase in State Pension for Allen M. Scott of East Machias." (H. P. 393)

"Resolve Providing for an Increase in State Pension for Nannie Anderson of Stockholm." (H. P. 394)

"Resolve Providing for State Pension for Gordon Millett of Wilton." (H. P. 395)

"Resolve Providing for State Pension for Sadie Crush of Wilton." (H. P. 396)

"Resolve Providing for State Pension for Herman Leroy Archer of Mapleton." (H. P. 397)

"Resolve Providing for State Pension for William Louis Pelkey of Limestone." (H. P. 398)

Which were severally referred to the Committee on Retirements and Pensions in concurrence.

Bill "An Act Regulating the Taking of Marine Worms." (H. P. 312) (L. D. 289)

Bill "An Act Regulating Fishing in Dennys River, Washington County." (H. P. 257) (L. D. 297)

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

Bill "An Act relating to Annual Statement by County Treasurers." (H. P. 313) (L. D. 290)

Bill "An Act relating to Expending Aroostook County Funds for Ricker College." (H. P. 314) (L. D. 291)

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

Joint Order

"Relative to Refurnishing House and Senate Retiring Rooms." (H. P. 284)

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

House Committee Reports Ought Not to Pass

The Committee on Retirements and Pensions on "Resolve in Favor of E. Maude Dionne of Skowhegan." (H. P. 69) (L. D. 74) reported that the same Ought not to pass.

Which report was read and accepted in concurrence.

Ought to Pass

The Committee on Claims on "Resolve in Favor of the Town of Avon." (H. P. 5) (L. D. 279) reported that the same Ought to pass.

The Committee on Judiciary on Bill "An Act relating to Recording of Notices of Liens and Certificates of Discharge of Liens for Internal Revenue Taxes." (H. P. 2) (L. D. 2) reported that the same Ought to pass.

The Committee on Legal Affairs on Bill "An Act relating to the Superintending School Committee of the City of Presque Isle." (H. P. 44) (L. D. 55) reported that the same Ought to pass.

The same Committee on Bill "An Act to Incorporate the Town of Readfield School District." (H. P. 14) (L. D. 13) reported that the same Ought to pass.

The same Committee on Bill "An Act relating to Membership of the Board of Trustees of the North Haven Port District." (H. P. 11) (L. D. 10) reported that the same Ought to pass.

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

Ought to Pass as Amended

The Committee on Legal Affairs on Bill "An Act relating to Definition of 'Elevator' under Board of Elevator Rules and Regulations." (H. P. 12) (L. D. 11) 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.

Senate Papers Referred to Committees

Appropriations and Financial Affairs

Mr. Fuller of Oxford presented Bill "An Act increasing the Salary of the Commissioner of Agriculture." (S. P. 173)

Mr. Weeks of Cumberland presented

"Resolve in Favor of the Greater Portland Public Development Commission." (S. P. 174)

The same Senator presented "Resolve Providing for Emergency Repairs and Construction at Pownal State School." (S. P. 175)

Mr. Martin of Kennebec presented Bill "An Act Appropriating Moneys for Supplemental Appropriation for Treasurer of State." (S. P. 176)

Which were severally referred to the Committee on Appropriations and Financial Affairs, and ordered printed.

Sent down for concurrence.

Education

Mr. Sinclair of Somerset presented "Resolve Continuing Unexpended Balances for Repairs and Construction in Certain State Institutions." (S. P. 177)

Mr. Dow of Lincoln presented Bill "An Act relating to Minimum Salaries of Teachers." (S. P. 178)

The same Senator presented

Bill "An Act relating to Commissioner of Education, Deputy Commissioner and Directors." (S. P. 179)

Which were severally referred to the Committee on Education and ordered printed.

Sent down for concurrence.

Inland Fisheries and Game

Mr. Low of Knox presented

Bill "An Act relating to Rules and Regulations of the Department of Inland Fisheries and Game." (S. P. 180)

Mr. Wyman of Washington presented

"Resolve Regulating Fishing for White Perch in Washington County." (S. P. 181)

Mr. Martin of Kennebec presented

Bill "An Act Excluding Outboard Motors from Jurisdiction of Public Utilities Commission." (S. P. 182)

Mr. Carpenter of Somerset presented

Bill "An Act relating to Hunting of Woodcock." (S. P. 183)

The same Senator presented

Bill "An Act to Revise the Inland Fish and Game Laws." (S. P. 184)

Mr. Hall of York presented

Bill "An Act relating to Possession of Gill Nets." (S. P. 185)

The same Senator presented

Bill "An Act relating to Size of Fish and Number and Weight of Catch." (S. P. 186)

Mr. Hillman of Penobscot presented

Bill "An Act relating to Complimentary Fishing and Hunting Licenses." (S. P. 187)

Which were severally referred to the Committee on Inland Fisheries and Game and ordered printed.

Sent down for concurrence.

Judiciary

Mr. Farris of Kennebec presented

"Joint Resolution Proposing an Amendment to the Constitution of the United States Relative to the Treaty Making Power." (S. P. 188)

Mr. Hillman of Penobscot presented

Bill "An Act relating to Night Hunting." (S. P. 189)

Mr. Reid of Kennebec presented

Bill "An Act relating to Operation of Motor Vehicles to Endanger Persons and Property." (S. P. 190)

The same Senator presented

Bill "An Act relating to Persons Found Intoxicated in Motor Vehicles." (S. P. 191)

The same Senator presented

Bill "An Act relating to Blood Tests in Drunken Driving as Evidence." (S. P. 192)

Mr. Martin of Kennebec presented Bill "An Act relating to Payment of Alimony and Support of Minor Children." (S. P. 193)

The same Senator presented Bill "An Act relating to Children Caring for Parents." (S. P. 194)

Which were severally referred to the Committee on Judiciary and ordered printed.

Sent down for concurrence.

Natural Resources

Mrs. Lord of Cumberland presented Bill "An Act to Prevent the pollution of the Waters of Sebago Lake." (S. P. 195)

Which was referred to the Committee on Natural Resources and ordered printed.

Sent down for concurrence.

Retirements and Pensions

Mr. Martin of Kennebec presented "Resolve Providing Retirement Pension Increase for Arthur L. Jordan of Augusta." (S. P. 196)

The same Senator presented "Resolve Providing for an Increase in State Pension for Eunice Brackett of Clinton." (S. P. 197)

Which were referred to the Committee on Retirements and Pensions. Sent down for concurrence.

Towns and Counties

Mr. Martin of Kennebec presented Bill "An Act Increasing the Salary of the Recorder of the Augusta Municipal Court." (S. P. 198)

Which was referred to the Committee on Towns and Counties and ordered printed.

Sent down for concurrence.

Welfare

Mr. Martin of Kennebec presented Bill "An Act relating to Pauper Relief." (S. P. 199)

Which was referred to the Committee on Welfare and ordered printed.

Sent down for concurrence.

Order

On motion by Mr. Fournier of York

ORDERED, that the Reverend Andrew K. Richards of Saco be invited to officiate as Chaplain of the

Senate on the morning of February 15, 1955.

Which was read and passed.

Senate Committee Reports Ought Not to Pass

Mr. Dunham from the Committee on Retirements and Pensions on "Resolve in Favor of Florence Watson of Richmond." (S. P. 31) (L. D. 20) reported that the same Ought not to pass.

Which report was read and accepted.

Sent down for concurrence.

Ought to Pass

Mr. Fournier from the Committee on Claims on "Resolve in Favor of Herman Zimmerman of Presque Isle." (S. P. 76) reported that the same Ought to pass.

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

Enactors

"Resolve Repealing the Rule and Regulation Regulating the Taking of Crabs in Cumberland County." (H. P. 28) (L. D. 38)

Which resolve being an emergency measure, and having received the affirmative vote of 25 members of the Senate, and none opposed was finally passed.

Orders of the Day

On motion by Mr. Boucher of Androscoggin, the Senate voted to take from the table Bill "An Act to Provide Credit or Refund for Tobacco Tax Stamps and Correcting Error in Discount for Tobacco Tax Stamps" (S. P. 20) (L. D. 4) tabled by that Senator on February 2 pending passage to be enacted; and the same Senator moved that the bill be passed to be enacted.

This being an emergency measure, a division of the Senate was had.

Twenty four having voted in the affirmative and none opposed, the bill was passed to be enacted.

On motion by Mr. Dunham of Hancock, the Senate voted to take from the table Resolve Relating to the Deer Isle - Sedgwick Bridge (H. P. 142) (L. D. 142) tabled by that Senator on January 27 pending reference

to a committee; and on further motion by the same Senator, the resolve was referred to the Committee on Highways in concurrence.

The PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Chapman.

Mr. CHAPMAN of Cumberland: Mr. President, I would like to inquire if S. P. 169 "An Act relating to salary of Register of Deeds and Clerk Hire and Index of the Records" is in the possession of the Secretary?

The PRESIDENT: The Chair will state that S. P. 169 "An Act relating to salary of Register of Deeds and Clerk Hire and Index of the Records" is in the possession of the Senate, having been held at the request of the Senator.

Mr. CHAPMAN: Mr. President, the Senator expresses gratitude for the courtesy and now moves that the Senate reconsider its action of yesterday whereby this bill was referred to the Committee on Towns and Counties.

The PRESIDENT: The Senator from Cumberland, Senator Chapman, moves that the Senate reconsider its action of yesterday whereby this bill was referred to the Committee on Towns and Counties. Is this the pleasure of the Senate?

The motion prevailed and reconsideration was voted.

The PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Chapman.

Mr. CHAPMAN: Mr. President, I now move that S. P. 169, Bill "An Act relating to salary of Register of Deeds and Clerk Hire and Index of the Records" be referred to the Committee on Judiciary, and in support of that motion I would say that upon a more circumspect examination of the bill after it was introduced yesterday it did seem to relate to court matters, at least in a general way, and having consulted with the interested Chairmen of the committees and members, the reference to the Committee on Judiciary seemed to meet with acceptance, and I therefore put the motion.

The PRESIDENT: The Senator from Cumberland, Senator Chapman, moves that the bill be referred to the Committee on Judiciary, or-

dered printed and sent down for concurrence. Is this the pleasure of the Senate?

The motion prevailed and the bill was referred to the Committee on Judiciary, ordered printed, and sent down for concurrence.

On motion by Senator Lessard of Androscoggin,

Adjourned until Tuesday, February 8th, 1955, at ten o'clock in the morning.