

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*Ninety-Fifth Legislature*

OF THE

STATE OF MAINE

VOLUME II

1951

DAILY KENNEBEC JOURNAL  
AUGUSTA, MAINE

**Non-Concurrent Matter**

From the Senate:

Resolve Proposing an Amendment to the Constitution Providing for Additional Signers for Direct Initiative of Legislation (H. P. 1114) (L. D. 694) which was finally passed in the House on April 12 and passed to be engrossed as amended by Committee Amendment "A" on April 4.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" and Senate Amendment "A" in non-concurrence.

In the House:

The SPEAKER: The Chair recognizes the gentleman from Cape Elizabeth, Mr. Chase.

Mr. CHASE: Mr. Speaker, I wish to make such motions as may be necessary in order to concur with the Senate in the adoption of the Senate Amendment and the passage of the Resolve to be engrossed as so amended.

Thereupon, on motion of Mr. Chase, the House voted to recede from its former action whereby it finally passed the Resolve on April 12th.

The House then voted to recede from its former action whereby it passed the resolve to be engrossed on April 4th.

Senate Amendment "A" was then read by the Clerk as follows:

SENATE AMENDMENT "A" to H. P. 1114, L. D. 694, Resolve, Proposing an Amendment to the Constitution Providing for Additional Signers for Direct Initiative of Legislation.

Amend said Resolve by striking out the 2nd and 3rd paragraphs thereof and inserting in place thereof the following paragraphs:

**Constitution, Art. IV, Part Third, §18, amended.** Section 18 of Part Third of Article IV of the constitution is hereby amended to read as follows:

'Section 18. The electors may propose to the legislature for its consideration any bill, resolve or resolution, including bills to amend or repeal emergency legislation but not an amendment of the state constitution, by written petition addressed to the legislature or to either branch thereof and filed in the office of the secretary of state

or presented to either branch of the legislature within forty-five days after the date of convening of the legislature in regular session. Any measure thus proposed by [not less than twelve thousand] electors, the number of which shall not be less than ten percent of the total vote for governor cast in the last gubernatorial election preceding the filing of such petition, unless enacted without change by the legislature at the session at which it is presented, shall be submitted to the electors together with any amended form, substitute, or recommendation of the legislature, and in such manner that the people can choose between the competing measures or reject both. When there are competing bills and neither receives a majority of the votes given for or against both, the one receiving the most votes shall at the next general election to be held not less than sixty days after the first vote thereon be submitted by itself if it receives more than one-third of the votes given for and against both. If the measure initiated is enacted by the legislature without change, it shall not go to a referendum vote unless in pursuance of a demand made in accordance with the preceding section. The legislature may order a special election on any measure that is subject to a vote of the people. The governor may, and if so requested in the written petitions addressed to the legislature, shall, by proclamation, order any measure proposed to the legislature [by at least twelve thousand electors] as herein provided, and not enacted by the legislature without change, referred to the people at a special election to be held not less than four nor more than six months after such proclamation, otherwise said measure shall be voted upon at the next general election held not less than sixty days after the recess of the legislature, to which such measure was proposed.'

Further amend said Bill by striking out the 3rd paragraph from the end thereof and inserting in place thereof the following paragraph: "Shall the constitution be amended as proposed by a resolution of the legislature providing that direct initiative of legislation shall re-

quire not less than 10% of the total vote for governor as cast in the last previous gubernatorial election?"

Thereupon, Senate Amendment "A" was adopted and the Resolve was passed to be engrossed as amended by Committee Amendment "A" and by Senate Amendment "A" in concurrence.

The SPEAKER: The Chair appoints, on the disagreeing action on Resolve in favor of Emile Couillard of Auburn (H. P. 1567) (L. D. 1333) the following conferees: The gentleman from Auburn, Mr. Jacobs, the gentleman from Auburn, Mr. Turner, and the gentleman from Turner, Mr. Ricker.

#### Non-Concurrent Matter

From the Senate:

Bill "An Act relating to the Salary of the Mayor of the City of Lewiston" (S. P. 313) (L. D. 664)

Came from the Senate with that body voting to insist on its former action whereby it passed the Bill to be engrossed as amended by Committee Amendment "A" and Senate Amendment "A" and asking for a Committee of Conference and with the following conferees appointed on its part:

Messrs. BOUCHER of Androscoggin  
DENNETT of York  
TABB of Kennebec

In the House:

The SPEAKER: The Chair awaits a motion.

On motion of Mr. Cote of Lewiston, the House voted to insist and join in a Committee of Conference.

#### Messages and Documents

From the Senate: The following Communication:

STATE OF MAINE  
SENATE CHAMBER  
AUGUSTA

May 2, 1951

Hon. Harvey R. Pease  
Clerk of the House of  
Representatives  
95th Maine State Legislature  
Dear Sir:

The President of the Senate today appointed the following conferees on the part of the Senate on disagreeing actions of the two Branches of the Legislature on—

Bill, "An Act to Repeal the Charter of the Bay Point Village Corporation." (H. P. 1183) (L. D. 738)

Senators:

Sen. WEEKS of Cumberland  
Sen. HASKELL of Penobscot  
Sen. ELA of Somerset

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

Senators:

Sen. WARD of Penobscot  
Sen. HASKELL of Penobscot  
Sen. BARNES of Aroostook

Very truly yours,

(signed)

Chester T. Winslow  
Secretary of Senate

The Communication was read and ordered placed on file.

The gentleman from Portland, Mr. Burkett, was granted unanimous consent to address the House.

Mr. BURKETT: Mr. Speaker, earlier in the session I introduced a bill having to do with composite certificates of corporations, which was referred to the Judiciary Committee, reported out unanimously and finally enacted and signed by the Governor.

An error along the line somehow was made in the bill in that it placed the new act under the wrong section of the statutes. I have accordingly had a new bill prepared by Mr. Slosberg and I ask unanimous consent for its introduction.

The SPEAKER: The gentleman from Portland, Mr. Burkett, requests unanimous consent to introduce a new bill. The Clerk will read the title of the bill.

The CLERK: (reading)

Bill "An Act Relating to Composite Certificates of Organization of Corporations." (H. P. 1796)

The SPEAKER: Does the Chair hear any objection to the introduction of the bill? The Chair hears no objection, and the bill is admitted.

On motion of Mr. Burkett, under suspension of the rules, the bill was given its first two readings without reference to a committee.

On further motion of Mr. Burkett, the bill was ordered printed and assigned for third reading tomorrow morning.