

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Seventy-Sixth Legislature

OF THE

STATE OF MAINE

1913

SENATE.

Friday, January 10, 1913.

Senate called to order by the President.

Prayer by the Rev. Benjamin P. Hope of Augusta.

Journal of previous session read and approved.

On motion by Mr. Stearns of Oxford, unanimous consent was granted and he presented out of order the following order:

Ordered, The House concurring, that when the Senate and House adjourn, they adjourn to meet Monday afternoon, January 13, 1913, at 4:30 o'clock.

Mr. STEARNS: Mr. President: I will say that it is desirable to have this order acted upon and sent down to the House and see what action the House will take upon it.

The order was passed and sent down for concurrence.

Subsequently the President announced that the order had been adopted in concurrence by the House.

Papers from the House disposed of in concurrence.

Bill, "An Act to provide for the regulation and supervision of investment companies," came from the House, by that Branch referred to the Committee on Legal Affairs. (On motion by Mr. Smith of Penobscot tabled for printing pending reference and 500 extra copies ordered printed for the use of the Legislature).

Bill, "An Act to amend Chapter 297 of the Private and Special Laws of 1907, entitled 'An Act creating the Fort Kent Village Corporation,' came from the House, by that Branch referred to the Committee on Legal Affairs." (On motion by Mr. Hersey of Aroostook tabled for printing pending reference).

Bill, "An Act to provide for the abolishment of grade crossings of railroads," came from the House, by that Branch referred to the Committee on Railroads and Expresses. (On motion by Mr. Smith of Penobscot tabled for printing pending reference).

Bill, "An Act to amend Chapter 131 of the Public Laws of 1911, entitled "An Act relating to taxing insurance companies not authorized to do business in Maine," came from the House, by that

Branch referred to the Committee on Mercantile Affairs and Insurance. (On motion by Mr. Stearns of Oxford tabled for printing pending reference).

Bill, "An Act to provide for the cutting of bushes and weeds within the limits of any highway or townway adjoining cultivated land," came from the House, by that Branch referred to the Committee on Ways and Bridges. (On motion by Mr. Packard of Knox tabled for printing pending reference).

"Resolve, a memorial to Congress in favor of the bill pending in Congress entitled 'Bill for the establishment of a national park, and acquiring national forests in the Mount Katahdin region of the State of Maine,'" came from the House, by that Branch having been given its several readings and passed to be engrossed under suspension of the rules.

Mr. HERSEY of Aroostook: Mr. President: I am one of those who are opposed to passing legislation under suspension of the rules without reference to a committee. In this matter I do not know but the necessities of the occasion require this proceeding. After reading the record that this memorial was presented in the House I consulted the gentleman from Dover, Mr. Peaks, who presented this memorial, and he furnished me the bill, or a copy of the bill, pending in Congress. In regard to this matter, it seems that Mr. Guernsey, on June 3rd last presented the bill in the National House of Representatives for the establishment of a national park acquiring forest lands in the Katahdin region in Maine, the bill was referred to a committee and is pending before the committee at this time.

I understand from the gentleman from Dover, Mr. Peaks, that it is the wish of Mr. Guernsey that this Legislature act immediately, as this committee is awaiting our action before they make their report. It is very necessary to proceed at once, and as this is a matter of interest to the State of Maine, I see no reason why this resolve should not pass and this memorial receive your unanimous assent.

With this explanation I ask that the

matter go through and that we concur with the House.

Mr. STEARNS of Oxford: Mr. President: May I ask the Senator from Aroostook through the Chair whether the committee to which this memorial is referred and now holding session in Congress will complete its hearings before we could possibly act upon this matter and refer it to a committee?

Mr. HERSEY: Mr. President: In answer to the Senator from Oxford I would say that I am informed by the gentleman from Dover, Mr. Peaks, that if we immediately act upon this matter that it will reach the committee in time. If we delay action it will not reach Washington in time to be acted upon by the committee.

The question being on the motion of Mr. Hersey of Aroostook that the rules be suspended and the resolve given its two readings and be passed to be engrossed, the motion was adopted.

The resolve was then read twice and passed to be engrossed in concurrence.

Bill, "An act to amend Section 2 of Chapter 17 of the Revised Statutes, relating to the practice of medicine, etc." came from the House, by that Branch referred to the Committee on Towns.

Mr. STEARNS of Oxford: Mr. President: I think that a bill similar to this was considered by the Legislature two years ago. It involves quite an important change of the present statute, and it is my feeling that the bill should be referred to one of the legal committees.

I move that the Senate non-concur with the House in the reference of this Act, and that it be referred to the Committee on Judiciary.

The motion was adopted and the bill was referred to the Committee on Judiciary, in non-concurrence, and sent down for concurrence.

Bill, "An Act to amend Section 65 of Chapter 4 of the Revised Statutes, relating to the burial of honorably discharged soldiers and sailors," came from the House, by that Branch referred to the Committee on Towns.

Mr. STEARNS of Oxford: Mr. President: I feel that this bill should be referred to the Committee on Military Affairs, inasmuch as I served on that committee two years ago and know that such measures as related to mat-

ters of this nature were invariably referred to the Committee on Military Affairs.

I move that the Senate non-concur with the action of the House in the reference of this bill to the Committee on Towns.

The motion was adopted.

On further motion by the same Senator the bill was referred to the Committee on Military Affairs in non-concurrence, and was sent down for concurrence.

A communication was received from the office of secretary of State transmitting the report of the State Librarian for the years 1911 and 1912.

On motion by Mr. Colby of Somerset the report was referred to the Committee on Library.

The following bill was presented and referred:

Ways and Bridges.

By Mr. Packard of Knox: An Act to provide for a board of road commissioners in towns in which there is not already a board of public works. (Tabled for printing pending reference on motion by Mr. Packard).

Orders.

On motion by Mr. Stearns of Oxford, it was

Ordered, That the secretary of the Senate be authorized to communicate with ex-President Nathan Clifford relative to having his picture furnished the Senate, to be hung with pictures of former presidents of the Senate in the room of the President of the Senate.

Reports of Committees.

Mr. Hersey, from the Joint Standing Committee on Governor's Message reported that so much of the Governor's Message as relates to the financial condition of our State, be referred to the Committee on Appropriations and Financial Affairs.

That so much as relates to agriculture, be referred to the Committee on Agriculture.

That so much as relates to manufactures, be referred to the Committee on Agriculture.

That so much as relates to sea and shore fisheries, be referred to the Committee on Sea and Shore Fisheries.

That so much as relates to taxation and state expenditures, be referred to the Committee on Taxation.

That so much as relates to highways, be referred to the Committee on Ways and Bridges.

That so much as relates to the workmen's compensation law, be referred to the Committee on Judiciary.

That so much as relates to public utilities, be referred to a special joint select committee of both branches of the Legislature to be appointed by the President of the Senate and the Speaker of the House.

That so much as relates to water storage and fire protection, and to wild lands and the Maine Forestry District, be referred to the Committee on State Lands and Forest Preservation.

That so much as relates to the primary election law and corrupt practice act, be referred to the Committee on Legal Affairs.

That so much as relates to summer business and inland fisheries and game, be referred to the Committee on Inland Fisheries and Game.

That so much as relates to labor, be referred to the Committee on Labor.

That so much as relates to education, be referred to the Committee on Education.

That so much as relates to tuberculosis, be referred to the Committee on Public Health.

That so much as relates to prohibition laws, be referred to the Committee on Temperance.

That so much as relates to Gettysburg celebration, be referred to the Committee on Military Affairs.

That so much as relates to the Lob-

by, be referred to the Committee on Judiciary.

Respectfully submitted,
(Signed) IRA G. HERSEY,
Chairman on the part of the Senate.
HOMER T. WATERHOUSE,Chairman on the part of the House.

On motion by Mr. Cole of York a report of the committee was tabled pending reference until Tuesday next.

Orders of the Day.

On motion by Mr. Jillson of Cumberland (in the absence of Mr. Flaherty), Senate Document No. 5, An Act to amend the charter of the Portland Gas Light Company, was taken from the table.

On further motion by the same Senator the Senate non-concurred with the House in the reference of this bill to a committee, and the bill was then referred to the Portland Delegation.

On motion by Mr. Hersey of Aroostook, Senate Document No. 7, An Act to amend Section 2 of Chapter 62 of the Revised Statutes as amended by Chapter 148 of the Public Laws of 1907, relating to divorce proceedings, was taken from the table.

On further motion by the same Senator the bill was referred to the Committee on Judiciary in concurrence.

On motion by Mr. Morey of Androscoggin, Senate Document No. 6, report of a commission appointed by the Governor to consider a revision of the law governing investments of savings banks and institutions for savings, was taken from the table. On further motion by the same Senator the report was referred to the Committee on Banks and Banking in concurrence.

On motion by Mr. Conant of Waldo, adjourned to meet Monday afternoon, January 13, at 4.30 o'clock.