

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Seventy-Sixth Legislature

OF THE

STATE OF MAINE

1913

SENATE.

Wednesday, January 15, 1912.

Senate called to order by the President.

Prayer by Rev. Fred B. Stanley of Hallowell.

Journal of previous session read and approved.

Mr. DUTTON of Kennebec: Mr. President: I ask unanimous consent of the Senate to introduce an order at this time.

There was no objection and the senator presented the following order, and moved its adoption:

ORDERED, The House concurring that the members of the two branches of the Legislature convene in joint assembly, in the Hall of the House of Representatives, at twelve o'clock meridian, on this fifteenth day of January, for the purpose of reading the Journal of each House, relating to the vote for a Senator in Congress, for the term beginning on the fourth day of March, next, and for such other proceedings in relation to the matter of the election of such Senator in Congress as are required by the Constitution and Statutes of the United States.

And if the comparison of the Journals of the two branches in joint assembly shall disclose the fact that the same person has not received a majority of the votes in each House, and if no person receives a majority of all the votes of the joint assembly,

ORDERED, Further that the members of the two branches of the Legislature convene in joint assembly in the Hall of the House of Representatives at twelve o'clock meridian, of each succeeding day during the session of the Legislature, and shall take one vote in accordance with the provision of the Constitution and Statutes of the United States until a Senator is elected.

Mr. DUTTON: Mr. President: It seems almost imperative that we take some action at this time, early this morning, in order that the House may act upon this order, because, under the federal statutes we are obliged to meet at 12 o'clock meridian, and this order is in compliance with the sta-

tute, and I think needs no further explanation as it is a matter familiar to the members of the Senate. I offer this order in this form for the reason that one vote would probably disclose the position of everybody, and an immediate vote just after one was cast, would show no material change, and it is for that purpose alone that I desire one vote.

Mr. MOREY of Androscoggin: Mr. President: I think the order is absolutely proper as introduced by the senator from Kennebec. I have an idea that irrespective of the order that we should meet by laws of the United States at noon in joint convention until this purpose is accomplished. The order as read by the senator is in strict compliance with the federal requirements, and there is no reason why it should not receive a passage, and I second the motion of the senator from Kennebec.

The order was given a passage and sent down for concurrence.

Papers from the House disposed of in concurrence.

From the House: An Act to amend Section 14 of Chapter 89 of the Revised Statutes, as amended by Section 1 of Chapter 186 of the Public Laws of 1907, relating to the limitation of actions against executors and administrators.

This bill came from the House in that Branch referred to the committee on legal affairs.

On motion by Mr. Morey of Androscoggin the bill was tabled for printing pending reference.

From the House: An Act to amend Section 20 of Chapter 67 of the Revised Statutes, as amended by Chapter 134 of the Public Laws of 1911, relating to the distributing of personal estates.

This bill came from the House in that Branch referred to the committee on legal affairs.

On motion by Mr. Bailey of Penobscot the bill was tabled for printing pending reference.

From the House: Resolve in favor of Monmouth Academy.

This resolve came from the House

in that Branch referred to the committee on education.

On motion by Mr. Murphy of Cumberland the resolve was tabled for printing pending reference.

From the House: An Act to divide the town of Boothbay.

This bill came from the House in that Branch referred to the committee on towns.

On motion by Mr. Boynton of Lincoln the bill was tabled for printing pending reference.

From the House: An Act to amend Section 1 of Chapter 151 of the Public Laws of 1905, relating to the salary and clerk hire of register of probate of Penobscot county.

This bill came from the House in that Branch referred to the Penobscot delegation.

Mr. RICHARDSON of Penobscot: Mr. President: There will be a number of bills similar to this, in relation to Penobscot county and other counties, and I move that the bill be tabled pending reference.

The motion was agreed to and the bill was tabled.

From the House: Ordered, The Senate concurring, that a joint special committee be appointed consisting of three members of the Senate and seven members of the House to investigate the cost of producing electric energy in Maine, the opportunities existing for competition in the production and sale of such energy, and the prices charged by various electric companies for light, heat and power at the present time and during the last year, and report fully thereon to this Legislature. Said committee to summon witnesses, examine books and papers and employ counsel to act for it.

This order came from the House in that Branch passed and sent up for concurrence.

On motion by Mr. Smith of Penobscot the order was tabled.

The PRESIDENT: The Chair announces that the joint order in regard to the joint assembly has been re-

ceived back from the House concurred in by that Branch.

A communication was received from the office of secretary of State, transmitting Assembly Joint Resolution No. 19, relating to a proposed amendment to the Constitution of the United States so that the laws governing marriage and divorce shall be established by federal statute, and divorce proceedings heard and determined in the federal courts, and by uniform law throughout the United States.

On motion by Mr. Morey of Androscoggin, the communication with accompanying papers was tabled.

The following bills, petitions, etc., were presented and referred:

Judiciary.

By Mr. Hersey of Aroostook: Resolve proposing an amendment to the constitution of Maine conferring the right of suffrage upon women. (On motion by Mr. Hersey of Aroostook, tabled for printing pending reference.)

By Mr. Hersey of Aroostook: An Act to amend Section 14 of Chapter 11 of the Revised Statutes, relating to recording officers drafting any document he is required to record.

By Mr. Conant of Waldo: An Act to punish the making or use of false statements to obtain property or credit. (On motion by Mr. Conant of Waldo, tabled for printing pending reference.)

Legal Affairs.

By Mr. Cole of York: An Act to incorporate the York County Power Company.

By Mr. Flaherty of Cumberland: An Act to amend Chapter 39 of the Public Laws of 1911, providing for the weekly payment of wages.

Military Affairs.

By Mr. Boynton of Lincoln: Resolve appropriating money for the construction of a military storehouse in Augusta.

By Mr. Allan of Washington: Resolve for extra pay to the Maine volunteers in the war with Spain.

Interior Waters.

By Mr. Clark of York: An Act to authorize Kingman Lumber Company to build and maintain piers and booms

in Mattawamkeag and Molunkus rivers. (On motion by Mr. Bailey of Penobscot, tabled for printing pending reference.)

Ways and Bridges.

By Mr. Wing of Franklin: Petition of Eugene E. Jenkins and 116 others for resolves in favor of county commissioners of Franklin county.

Claims.

By Mr. Wing of Franklin: Resolve in favor of C. R. Hall and George S. Lowell.

Orders of the Day.

On motion by Mr. Hersey of Aroostook, Senate Document No. 17, An Act to amend Chapter 6 of the Revised Statutes, relating to the regulation and conduct of elections, was taken from the table.

On further motion by the same senator the bill was referred to the committee on judiciary.

Mr. MOREY of Androscoggin: Mr. President: A day or so since, a bill was received from the House to change the method of election of street commissioner in Lewiston. It escaped my attention when read in the Senate and referred to the committee on judiciary. There is a demand for copies of the bill, and I move you, Mr. President, that we reconsider the vote whereby the bill was referred to the committee on judiciary.

The motion was agreed to and the bill was sent for.

Mr. MOREY: Mr. President: I now move that the bill be tabled for

printing, and then immediately sent back to the committee. There will be perhaps a day's delay, and no longer. As soon as the printing can be accomplished it will go along.

The motion was agreed to and the bill, An Act in relation to the superintendent of streets in the city of Lewiston, was tabled for printing.

On motion by Mr. Emery of York, the Senate took a recess until 11.45 o'clock A. M.

After Recess.

The Senate was called to order by the President at 11.45 A. M.

The Senate retired to the hall of the House of Representatives for the purpose of comparing the journals of the two Houses on the vote for United States senator.

(For proceedings in joint convention see House report.)

After the convention the Senate retired to its Chamber, and was called to order by the President.

On motion by Mr. Flaherty of Cumberland, the vote whereby the Senate referred, An Act to amend Chapter 39 of the Public Laws of 1911, providing for weekly payment of wages, to the committee on legal affairs, was reconsidered.

On further motion by the same senator, the bill was tabled for printing.

On motion by Mr. Hastings of Androscoggin, adjourned until tomorrow morning at 10 o'clock.